

NOTICE OF REGULAR MEETING

BOARD OF COUNTY COMMISSIONER'S FOR ROGERS COUNTY, OKLAHOMA

PLACE: Rogers County Courthouse, 219 South Missouri, Room 1-109, Claremore, Oklahoma

DATE & TIME: Tuesday, June 1, 2010, at 9:00 O'clock A.M.

MINUTES

- ITEM 1: CALL TO ORDER:
Chairman Thacker called the meeting to order @ 9:002a.m.
- ITEM 2: ROLL CALL TO ESTABLISH QUORUM:
Determine that Notice of Meeting and Agenda were properly posted in accordance with the Oklahoma Open Meeting Act.
Chairman Kirt Thacker, Commissioner Dan DeLozier and Commissioner Mike Helm were present and quorum established.
- ITEM 3: FLAG SALUTE:
Commissioner Dan DeLozier led the salute and Pledge of allegiance to the American Flag.
- ITEM 4: PRAYER:
Commissioner Mike Helm said a prayer.
- ITEM 5: APPROVAL OF MINUTES: May 24, 2010
Commissioner Helm made a motion to approve the minutes for May 24th as presented with Chairman Thacker seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.
- ITEM 6: UNFINISHED BUSINESS: None Presented
- ITEM 7: ZONING: None Presented
- ITEM 8: PLATS: None Presented
- ITEM 9: ROADS AND BRIDGES:
1. Discussion and possible action regarding Approval/Disapproval of Resolution #2010-26, whereas, Resolution #2009-52 requested Oklahoma Department of Transportation (ODOT) to encumber \$23,000.00 for Right-of-Way Acquisition and \$79,000.00 for utility relocation; therefore, be it resolved, that the Board of County Commissioners of Rogers County, Oklahoma, do hereby request ODOT to transfer the \$79,000.00 from Utility Relocation to Right-of-Way Acquisition for the County Highway Project STP-166C(210)CO, Job Piece 25427 in District #2 **and** ODOT Claim Form 324a – (D#2)
Commissioner Helm stated that \$79,000.00 should be taken from utility relocation and put into Right-of-Way Acquisition. Funds were initially approved for project in July 2009. Chairman Thacker questions whether this was a request for additional ODOT funds. Lori Agree with Guy Engineering said this was not a request for additional funds. She also stated that the utility relocation would have to be paid from local funds. Commissioner Helm made a motion to approve the claim with Commissioner DeLozier seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.
- ITEM 10: CASH FUND ESTIMATE OF NEEDS AND REQUEST FOR APPROPRIATIONS:
1. 101 – Addendum to Unrestricted Highway - \$129.00
Commissioner DeLozier made a motion to approved the Cash Fund as presented with Commissioner Helm seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.
- ITEM 11: TRANSFER OF FUNDS: None Presented
- ITEM 12: UTILITY PERMITS:
1. Chelsea Gas Authority – bore county roads S/4240 Road and Quail Ridge Drive and trench along county right-of-way located in Quail Ridge Addition, located in the NE/4 of Section 26, Township 24 North, Range 17 East of the I.B.&M., Rogers County, in District #1 – (D#1)
Commissioner DeLozier made a motion to approve the utility permit as presented with Chairman Thacker seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.
- ITEM 13: CLAIMS:
1. Salaries – None Presented
2. Attendant Care – None Presented

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –
Assessor Revaluation – Speedy Lube \$150.00
District #1 – County Building Center \$100.00
District #3 – Coblenz Fertilizer \$500.00, R & S Auto Parts – Claremore,
\$500.00, and Office Everything \$200.00. Chairman Thacker made a motion to approve Blanket
Purchase Orders as presented with Commissioner Helm seconding the motion. Roll Call: Thacker –
aye, DeLozier – aye, Helm – aye. Motion Carried.

2. Orders Exceeding Amount of Issuance – None Presented

ITEM 15: AGENDA ITEMS:

1. Discussion with possible action with respect to financially participating with the
governing body of the City of Claremore, Oklahoma, in a proposed Outer Loop Study with an
estimated cost not to exceed \$294,372.50 to be performed by Bucher, Willis & Ratliff Corporation
(BWR) to determine the location, design, cost, feasibility, socio-economic impact, and environmental
impact of a possible twenty-mile roadway to divert and redirect vehicular traffic around and through
the City of Claremore, Oklahoma - ***NOTE***this item was tabled from May 24, 2010,
meeting***

Assistant District Attorney Barry Farbro presented the board with a written
opinion concerning the participation of the Board of County Commissioners in the BWR Outer Loop
Route Study. He recommended the Board read the opinion before making their decision.
Commissioner DeLozier made a motion to table until the Board had time to review with Chairman
Thacker seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion
Carried.

2. Discussion and possible action with respect to the execution of AIA Document
A313-2009 Agreement between Owner and Construction Manager as Constructor, and AIA
Document A210-2007 General Conditions of the Contract for Construction, between the Board of
County Commissioners for Rogers County, State of Oklahoma, (“Owner”), and Flintco, Inc., an
Oklahoma corporation, (“Construction Manager”) – (Comm. Office/D.A.) ***NOTE***this item was
tabled from May 17, 2010, meeting and May 24, 2010, meeting***

Assistant District Attorney stated that amendments have been made He
recommended that the Board of Commissioners approve the contracts today subject to the
understanding that additional amendments or request for clarifications regarding the requirements for
insurance bonding may be submitted later. Chairman Thacker made a motion to approve the contract
as presented with Commission DeLozier seconding the motion. Roll Call: Thacker – aye, DeLozier
– aye, Helm – aye. Motion Carried.

3. Discussion with possible action regarding Approval/Disapproval to adopt job
description and/or qualifications and to advertise and accept applications for the position of a 911
Administrator for the Rogers County E911 Center – (D#1) ***NOTE***this item was tabled from
May 24, 2010, meeting***

Commissioner DeLozier stated that it was time to seek applicants to fill the
E-911 Administrator position. Stan Brown with the City of Claremore said it was their goal to submit
a condensed version of the job qualifications for approval with a salary range of \$52,000.00 to
\$58,000.00 per year, and see what responses are received. Assistant District Attorney Barry Farbro
said that he and the E-911 committee would continue to fine tune the job description. Commissioner
DeLozier made a motion to approve the publication of the E-911 Administrator position with a salary
range of \$52,000.00 to \$58,000.00 per year, with Chairman Thacker seconding the motion. Roll Call:
Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

4. Discussion with possible action regarding Request #1 for payment of Contract
Funds from Rural Water District #8 in the amount of \$4,400.00 on CDBG Contract #13263 CDBG
08 – (Clerk for request of INCOG) ***NOTE***this item was tabled from May 24, 2010,
meeting***

Andy Armstrong with INCOG stated this is the first draw on the pump
station for Rural Water District #8. He also stated the project is expected to be completed by the end
of June. Commissioner DeLozier made a motion to approve the claim with Chairman Thacker
seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

5. Discussion with possible action regarding Approval/Disapproval of Agreement
made between the Oklahoma Department of Rehabilitation Services (DRS) and Rogers County
District #3 for State of Oklahoma, Department of Rehabilitation Services On-The-Job Training and
the contract is to become effective July 1, 2010, through June 30, 2011, or the latest date of signature
of both parties through June 30, 2011, whichever is the later – (D#3)

Mary Steidley, MHR Employment Specialist with Oklahoma Department of
Rehabilitation Services was present. She stated with this program DRS pays 100 % of the first
month's salary, 75% of the second and 50% of the third until the employee is trained and their salary
is paid by the county. Chairman Thacker made a motion to approve the contract with Commissioner
DeLozier seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion
Carried.

6. Discussion with possible action regarding Approval/Disapproval of Resolutions
for Disposing of Equipment for District #3 as follows: Acer Travelmate Laptop Computer,
sn#LXTH30601D662500, to be junked because display is broken and Acer Aspire Laptop Computer,
sn#LXAEB0J009630503, to be junked because hinge on display is broken – (D#3)

Chairman Thacker made a motion to approve the resolutions as presented with Commission Helm seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

7. Discussion with possible action regarding removal of Arthur Mathews as receiving agent for County Commissioners accounts: Commissioner's general government account (08); Courthouse general government account (20); Attendant Care (45); Use Tax (005); Charity (28); Deferred Savings (99DS) and Use Tax (80UT) and Approval/Disapproval of appointment of Earl Hensley to said same accounts – (Comm. Office)

Chairman Thacker stated this was a housekeeping issue. He made a motion to remove Arthur Mathews and receiving agent and add Earl Hensley with Commissioner DeLozier seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

8. Discussion with possible action regarding Approval/Disapproval of County Clerk's Cash Book and Summary Report for May 2010 – (Clerk)

Commissioner DeLozier made a motion to approve the County Clerk's May report with Commissioner Helm seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

9. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-24 and Reimbursement form directing County Treasurer to deposit funds from Rural Water District #4, Rogers County, in the amount of \$725.76 into the one-cent sales tax fund for distribution for District #2 – (Comm. Office)

Commissioner Helm made a motion to approve the reimbursement as presented with Chairman Thacker seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

10. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-25 and Reimbursement form directing County Treasurer to deposit funds from ATC Freightliner Group in the amount of \$10.36 into the one-cent sales tax fund for distribution for District #3 – (Comm. Office)

Chairman Thacker made a motion to approve the reimbursement as presented with Commissioner DeLozier seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

11. Discussion with possible action regarding Approval/Disapproval of Reimbursement form as per Resolution #2009-76 directing County Treasurer to deposit funds from the Rogers County Sheriff's Office for fuel reimbursement in the amount of \$6,492.02 into the one-cent sales tax fund for distribution for District #3 – (Comm. Office)

Chairman Thacker made a motion to approve the reimbursement as presented with Commissioner Helm seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

12. Discussion with possible action regarding Approval/Disapproval of Reimbursement form as per Resolution #2009-76 directing County Treasurer to deposit funds from Rogers County Sheriff's Office for fuel reimbursement in the amount of \$624.51 into the one-cent sales tax fund for distribution for District #2 – (Comm. Office)

Commissioner Helm made a motion to approve the reimbursement as presented with Chairman Thacker seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

13. Discussion with possible action regarding claim submitted by George J. Riddles, LPC, in the amount of \$20,000.00 for disadvantaged tenant located in the Willhoite Building owned by Clermont Properties, Inc., located in Block 129 of the City of Claremore, Oklahoma, according to the U.S. Government Plat thereof, also known as 415-425 West Patti Page Boulevard, Claremore, Oklahoma, respectively – (Comm. Office)

Assistant District Attorney Barry Farbro stated the Board of County Commissioners does not have any legal liability to compensate Mr. Riddles for moving. His landlord, Clermont Properties, Inc., gave him his notice to vacate the tenancy, terms of an expired lease. ADA Farbro recommended the Board deny the claim.

Commissioner Helm made a motion to deny the claim upon recommendation from legal counsel with Chairman Thacker seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

ITEM 16: PUBLIC COMMENTS AND RESPONSES FROM BOARD MEMBERS: Limited to specific items on the Agenda that are listed and discussed at this meeting and limited in duration at the discretion of the Chairman -

ITEM 17: ANNOUNCEMENTS: None Presented

ITEM 18: NEW BUSINESS:

1. Consideration and possible action with respect to any other matters not know about or which could not have been reasonably foreseen prior to posting the agenda – None Presented

ITEM 19: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:
(Materials, Supplies, Parts, Groceries & Prescriptions)

Commissioner Helm made a motion to approve payment of all purchase orders from all departments as presented with Commissioner DeLozier seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried.

ITEM 20: RECESS OR ADJOURNMENT:

Commissioner DeLozier made a motion to adjourn the meeting with Commissioner Helm seconding the motion. Roll Call: Thacker – aye, DeLozier – aye, Helm – aye. Motion Carried and meeting adjourned @ 10:47a.m.

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

By: _____
Peggy Armstrong, Rogers County Clerk

(SEAL)

Notice of said meeting was filed in the Office of the County Clerk on Thursday, May 27, 2010, at _____, and posted on the Courthouse Bulletin Board; Outside the Commissioner's Meeting Room; on the Exterior Window at the Southeast Entrance and Front Door Entrances to the Courthouse; on the wheelchair ramp door; and on the county web site.