

**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: Monday, June 14, 2010, at 9:00 O'clock A.M.

**MINUTES**

ITEM 1: CALL TO ORDER:

Chairman Kirt Thacker called the meeting to order at 9:00 A.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 DeLozier led the salute and Pledge of Allegiance to the American Flag.

ITEM 4: PRAYER:

Commissioner Helm said a prayer.

ITEM 5: APPROVAL OF MINUTES: June 4, 2010 Special Meeting and June 7, 2010, Regular Meeting -

Commissioner Helm made a motion to approve the minutes from June 4, 2010, and June 7, 2010, as presented with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 6: UNFINISHED BUSINESS:

1. Award Bid #200 – Yearly Election Ballots - \*\*\*NOTE\*\*\*this item was tabled from awarding of bid on June 7, 2010, meeting\*\*\*

Roy Hancock, Assistant Election Board Secretary, recommended the Board approve the only bid submitted from Mid-West Printing. Chairman Thacker made a motion to accept the only bid submitted for election ballots from Mid-West Printing with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Award Bid #350 – Yearly Janitorial Bid for Health Department - \*\*\*NOTE\*\*\* this item was tabled from awarding of bid on June 7, 2010, meeting\*\*\*

Peggy Armstrong, Rogers County Clerk, state the County Clerk's Office had received a letter from the Rogers County Health Department requesting tabling this item for one more week to allow more time to review the bids submitted and contact the vendors. Chairman Thacker made a motion to table this item for one more week (June 21<sup>st</sup>, 2010) with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

3. Discussion with possible action regarding selection(s) of a Rogers County newspaper(s) for publication of legal notices and proceedings for Rogers County for fiscal year 2010-2011 - \*\*\*NOTE\*\*\*this item was tabled from June 7, 2010, meeting\*\*\*

Chairman Thacker stated at last week's meeting he made a statement that the county could not afford to publish in all the county newspapers, however, in the interest of transparency in government, we should probably allow all 4 newspapers to publish so most of the county is covered. County Clerk, Peggy Armstrong, asked for clarification as to what 4 newspapers Chairman Thacker was speaking of and Chairman Thacker replied, the Claremore Daily Progress, Inola Independent, Chelsea Reporter and Oologah Lake Leader.

Chairman Thacker stated also, last week there was some discussion about whether or not the Catoosa Times was a legal publication in Rogers County according to state statutes. Farbro replied, the letter submitted by Mike Brown, publisher of the Catoosa Times, states they are. Farbro continued that Title 28 speaks of requirements for legal publications and requirements of legal publications are not determined on where it is printed, but where the content of the newspaper is determined or where the information is gathered or the physical office of the newspaper is located.

Mike Brown, publisher of Catoosa Times, was present at the meeting and stated his office is in Broken Arrow, but a newspaper office is located in Catoosa and have had for several years and our news reporter works out of the Catoosa office and that is where content is determined and the newspaper is put together. We are printed in Nowata and mailed from the Catoosa post office and we have a permit from the Catoosa post office. We believe it is a legal newspaper in Rogers County.

Chairman Thacker made a motion to publish in all 5 newspapers which include Claremore Daily Progress, Catoosa Times, Oologah Lake Leader, Chelsea Reporter and Inola Independent, every week.

Commissioner Helm inquired are we talking about every legal publication including bids in all 5 newspapers?

Chairman Thacker answered, the discussion was legal notices only, the publication of the Commissioner's proceedings and claims being paid for that week. Chairman Thacker continued, we could legally get away with publishing in one newspaper, but that is not the best way to show the public county government is being transparent. Commissioner DeLozier seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 7: ZONING: None presented.

ITEM 8: PLATS: None presented.

ITEM 9: ROADS AND BRIDGES:

1. Discussion with possible action regarding Approval/Disapproval of Utility Relocation Agreement by and between Board of County Commissioners of Rogers County and Chelsea Gas Authority on Project No. BRF-166C(219)CO; J/P 25744 (04) whereas, Rogers County proposes to improve Bridge over Dog Creek on county road 2350; Bridge #79 on Akin Road in District #1 – (D#1)

Commissioner DeLozier stated this item is for utility relocation on Dog Creek Bridge on Akin Road, we are still working on the easements. Commissioner DeLozier made a motion to approve with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Discussion with possible action to **rescind** previous approval made by the Board of County Commissioners on Monday, May 3, 2010, Commissioner's Meeting regarding approval of ODOT Claim Form 324a for District #1 request for payment for right-of-way staking completed February 12, 2010, on Bridge #79 over Dog Creek, Project #BRF-166C(219)CO: State Job #25744(05) for \$,2500.00 – (D#1)

Commissioner DeLozier stated this is also on Dog Creek Bridge on Akin Road and instead of doing on ODOT Claim Form 324a as was approved on May 3, 2010, which would be paid by ODOT, the Board approved last year, the year each district gets a BR bridge, you do not get the CBRI funds. So to stay in compliance with the approval we made last year, I will be paying for this out of my one-cent account and not sending to ODOT. Commissioner DeLozier made a motion to rescind the motion made on May 3, 2010, by the Board of County Commissioners with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 10: CASH FUND ESTIMATE OF NEEDS AND REQUEST FOR APPROPRIATIONS:  
None presented.

ITEM 11: TRANSFER OF FUNDS:

1. Sheriff's general fund travel to M&O \$5,000.00 and capital outlay \$5,000.00  
2. County Clerk part-time salaries to general government M&O - \$2,518.35  
3. County Clerk Lien Fee Account M&O to capital outlay - \$4,280.11  
4. County Clerk salaries to part-time salaries - \$1,500.00  
5. Election Board salaries \$1,683.00 and travel \$2,259.00 to M&O \$88.00; capital outlay \$354.00; and General Fund Building Improvement \$3,500.00 –

Commissioner Helm made a motion to approve Items 1, 2, 3, 4 & 5 under transfer of funds as presented with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 12: UTILITY PERMITS:

1. A T & T – trenching & boring beginning at the NE corner of Section 26, Township 20 North, Range 14 East, place buried copper cable north on east side of 161<sup>st</sup> East Avenue approximately 2000 feet to existing equipment site, then cross 161<sup>st</sup> East Avenue from the SW corner of Section 26, Township 20 North, Range 14 East, place buried copper cable east on north side of East Pine Street, then extending from new equipment site at 170<sup>th</sup> East Avenue and East Pine Street approximately 1000 feet east on East Pine Street to 174<sup>th</sup> East Avenue and East Pine Street – (D#2)

Commissioner Helm stated this permit complies with the agreement we reached with A T & T with boring roadways only and made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Rural Water District #5, Rogers County – boring only – a service crossing located approximately 180 feet north of county road EW/540 located in Section 1, Township 20 North, Range 15 East of the I.B.&M., Rogers County – (D#3)

Chairman Thacker made a motion to approve with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

3. Rural Water District #3, Rogers County – boring only – county road EW/450 lying between Sections 20 and 29 of Township 22 North, Range 16 East of the I.B.&M., Rogers County – (D#1)

Commissioner DeLozier stated he has reviewed the permit and they are boring only under the road and made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

4. Rural Water District #3, Rogers County – boring only – county road NS/4150 (Owalla Road) lying between Sections 28 & 29 of Township 22 North, Range 16 East of the I.B.&M., Rogers County – (D#1)

Commissioner DeLozier stated they are boring only under the road and made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 13: CLAIMS:

1. Salaries – Adam Hammill – District #3 - \$98.70

Chairman Thacker stated Adam Hammill was only a part-time employee and we are just paying him for his comp time to bring him up to date and made a motion to approve with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Attendant Care – None presented.

3. Alternatives to Detention/Transportation Claim to State of Oklahoma Office of Juvenile Affairs for May 2010 in the amount of \$1811.50

Chairman Thacker made a motion to approve with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions – None presented.
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 and discussed at June 1, 2010, meeting\*\*\*

Gene Haynes, District Attorney, expressed that Barry's (Farbro) opinion sets out six to seven different scenarios of which the county could spend money on a project like this, but the problem the D.A.'s office has is knowing exactly what the planned loop would be; is it going to be a federal secondary highway, state highway or exclusively a county road, limited access highway or is it going to be a city street? We have to have those questions answered before we can work to figure out which particular situations where you could pay for it. Haynes continued that Chairman Thacker had taken some action to have it added to the 5-year plan, which is part of one of the steps that is outlined in Barry's opinion. Barry has also been working with someone from Bucher, Willis & Ratliff asking them to try and tell us exactly what they think this project might be and also how have they worked with other counties in the past, especially what statutes or laws did they follow.

Chairman Thacker stated this is the intent of the study is to determine location, then that will determine whether what type of road it is, because we have wanted to use county roads where we could if it was feasible, that is the whole intent of the study, to answer those questions. Haynes asked, do you anticipate that it is going to be a part of the county highway system and Chairman Thacker answered, yes, I do. Commissioner DeLozier agreed. Haynes continued one of the concerns in making it a part of the county highway system is there limitations on limited access highways. Daryl Golbek with the City of Claremore street department feels county roads will be used.

Commissioner Helm inquired of Golbek if the City of Claremore had placed this project on the 2035 plan through INCOG, since we are both members and all the federal money that we could ever apply for has to go through them, have they been approached about this? Golbek replied, no. Commissioner DeLozier stated BWR has contacted them, according to the e-mail received.

Commissioner DeLozier made a motion to contact INCOG, ACCO and ODOT Local Government and ask them to attend the next Commissioner's meeting on Monday, June 21<sup>st</sup> to help define this road project with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Open & Award Bid #204 – Laid Asphalt – (Clerk)

10 bid packets were mailed with 0 being returned undeliverable and 4 responses received as follows: Tulsa Asphalt, LLC; Dunham's Asphalt Services, Inc.; A & A Asphalt, Inc. and Apac-Central, Inc. – Commissioner DeLozier made a motion to accept all bids submitted based upon availability and closest to work region with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

3. Discussion and possible action regarding Approval/Disapproval of 2<sup>nd</sup> Request for Payment of Funds from Oklahoma Department of Commerce Community Development to Rural Water District #8, Rogers County, for CDBG Contract #13263 CDBG 08 in the amount of \$8,400.00- (Clerk)

Commissioner DeLozier made a motion to approve with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

4. Discussion and possible action regarding the temporary housing of the District Attorney's Bogus Check Office-- (Comm. Office)

Chairman Thacker stated the present location of the Bogus Checks Office will soon be demolished for construction of the new courthouse and there is just nowhere in the courthouse to put the office, because I've been looking for a place for several weeks; my intention is to move the Planning Commission down stairs in the basement in the former snack shop space. Commissioner DeLozier inquired if the Planning Commission will need all the room in the space and Chairman Thacker replied, yes, I have already spoke extensively with Director Magan Green.

Chairman Thacker continued that he checked office space located in the Goodwin Building located west of the courthouse on Highway 66, but the problem is there is no elevator and it would not be ADA compliant.

Commissioner Helm suggested they could use the Commissioner's meeting room and the meetings could be moved to one of the judges courtrooms. Gene Haynes, District Attorney, stated in the present office there is 5 people that work there, but 2 of them are investigators and we could work around that where they could work temporary out of our conference room and maybe even their cars if they had too, they are investigators and they are working in the field most of the time anyway. The Bogus Check's Office has 3 full-time employees; being in the courthouse would be very advantageous for us because of the phone system/computers/fiber optic cables.

Chairman Thacker requested Haynes to draft a basic list of items they would need and bring back before the Board at a later date; choices are renting an office space; pre-fab building; courthouse conference room; Commissioner's meeting room or county building. Discussion only, no action taken.

5. Discussion and possible action regarding re-distribution of funds from State of Oklahoma, on warrant #101043102 in the original amount of \$166,915.01 for PA 1678, originally deposited into one-cent sales tax fund for distribution for District #2; of which \$59,408.17 was erroneously deposited into the one-cent sales tax fund for distribution for District #1 for PA 1678 PW 1154 **and** Approval/Disapproval of Transfer of Funds from District #2 One Cent Sales Tax Funds to District #1 One Cent Sales Tax Funds to correct deposit made erroneously in the amount of \$59,408.17 - (D#1)

Commissioner DeLozier stated Jeanne Heidlage, Commissioner Assistant for District #1 has been investigating as to where the rest of the funds were for District #1 for the January 2007 ice storms PA 1678; we seem to never be able to find out what or where the funds went; we had to get FEMA involved in helping with the research and we received some paperwork from them where they had sent the money through; and it shows on the paperwork we received from FEMA they did send a check for \$166,915.01, which all of was deposited into District #2's one-cent money; none of it was deposited into District #1 like it should have been and the paperwork FEMA sent us, I had never seen it before; research was done including looking at the minutes and we found all the money was deposited into District #2.

Commissioner Helm inquired from legal counsel if we would correct funds this late in the fiscal year since it happened in 2008? Farbro replied it might create a hardship on the district right now and they may not have enough money to cover this late and there was some discussion about whether or not the budget would need to be amended if the correction was made now. Farbro recommended doing an off-set in the budget for the next fiscal year. Commissioner Helm stated he has the money in the account available and it would not be a problem to pay it back since it is owed to District #1. Commissioner DeLozier stated it is a revolving fund, so it doesn't make any difference.

Commissioner Helm made a motion to re-pay District #1 the funds after July 1, 2010, with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

6. Discussion and possible action regarding Amending Grant Application on a Generator awarded to District #2 to be re-awarded to Rogers County E911 Center, as originally proposed being only one per county - **\*\*\*NOTE\*\*\***Bid #521 for Generators was opened on September 28, 2009**\*\*\*** - (D#1)

Commissioner DeLozier stated the generator has not been awarded to District #2; what they are telling Jeannie (Heidlage), it is setting there because the paperwork has never been finished; we can apply for 4 generators, but we are only going to be awarded 1; the grant was originally started/written for the E911 Center through mitigation I started for the E911 Center; then the someone came up with the idea we could get generators for each district warehouse plus the E911 Center; Bill Penka with Oklahoma Emergency Management (OEM) is telling us that is not going to happen; it will be 1 generator per county; the paperwork was picked up by District #2; what needs to be done is put back out in the que, then it can be re-awarded; the money is setting there ready to go; if we don't amend the que and we start all over again, we will go to the bottom of the list of 250 applicants; Robin Anderson is the only person who can change the que, because she was the original author on the paperwork that has been submitted, no one else can change it; DeLozier is asking for the generator to be re-awarded to the E911 Center and not District #2; if we just amend the application already in place, we will stay at the top of the list, checks are ready to be cut. Linda Adams with OEM called last week and informed us the money is there.

Commissioner Helm submitted for public record an e-mail from Angela D. Lindsey, Hazard Mitigation Specialist with OEM, stating the generator was awarded to District #2

and it is by invitation from Regional 6, what Bob (Anderson) works with Bill Penka and Fred Leevy and Albert Ashwood is e-grants and you have to go online to e-grants through Region 6, which is the FEMA location and Angela Lindsey is the contact person. Jeanne (Heidlage) replied, Angela Lindsey no longer works at OEM, Linda Adams is the contact person now. Commissioner Helm stated, I don't have a problem with it, if that is where it was intended to go in the first place to the E911 Center, I do not have a problem with awarding it to them. We will simply apply for other grants through e-grants. I talked with Bill Penka on Friday, June 11<sup>th</sup>, we are good, he knows what we are planning to do. District #2 was just ahead of the game, our paperwork got in before anyone else's because we applied through e-grants, but I have no problem with E911 Center getting the first generator, because that is what we had originally planned.

Bob Anderson, Emergency Management Director, explained we can re-apply every year and they will award by top priority (E911 Center) and next year we can re-apply for another generator for the district warehouses until we get one for each warehouse, we are only allowed 1 per year.

Commissioner DeLozier made a motion to have Robin Anderson change the que and amend the necessary documents to read for the E911 Center instead of District #2 with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

7. Discussion with possible action regarding U. S. Department of Energy Grant DE-SC0004068 that has been awarded to Rogers County, effective April 6, 2010 – (D#1)

Commissioner DeLozier stated he placed this item on the agenda for discussion, because he wanted to know where are we on the energy grant that we applied for; Angela Owens in the Treasurer's Office received an e-mail from Jerry Edwards on April 6, 2010, at 10:55 A.M. stating effective April 6, 2010, the county had been awarded the EECBG Grant DE-SC0004068.

Robin Anderson, explained it is by invoice only, as the invoices come in, you submit them to them, they do not forward the money to us in advance, they pay by invoices only, it is called the Viper System, so it is available whenever you are ready to use it. Commissioner Helm explained, we were normally going to get all the money up front, because of certain circumstances, we can only do it by invoicing. Commissioner DeLozier asked, what can we use it for? Anderson replied, anything energy related like lighting, it doesn't have to be just related to geo-thermal. Commissioner DeLozier commented, he just wanted to know what the grant can be used for, does it have to be used for geo-thermal only, or can we use it for lighting, as an example.

Commissioner Helm explained, the architects, Billy Knowles and Kim Reeve, when they design the E911 Center and use the Go Green initiative, this is where they would put the numbers in and when we expend that money, they will send invoices in to get our money back. Commissioner DeLozier asked, can we only use it on the E911 Center or can we use it on the courthouse? Commissioner Helm replied, we decided to use it on the E911 Center for their heating and air conditioning and the lighting, it would use the whole grant. Discussion only, no action taken.

8. Discussion with possible action regarding Approval/Disapproval of Reimbursement form as per Resolution #2009-76 directing County Treasurer to deposit funds from the Sheriff's Office for fuel reimbursement in the amount of \$387.40 into the one-cent sales tax fund for distribution for District #3 – (Comm. Office)

Chairman Thacker made a motion to approve with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

9. Discussion with possible action regarding Approval/Disapproval of Reimbursement form as per Resolution #2009-89 directing County Treasurer to deposit funds from Oologah Municipal Authority in the amount of \$58.09 and Town of Oologah in the amount of \$937.14 into the one-cent sales tax fund for distribution for District #2 – (Comm. Office)

Commissioner Helm made a motion to approve 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 #2010-30 and Reimbursement form directing County Treasurer to deposit funds from Rogers County Election Board into General Fund Accounts salary, part-time salary and M&O for Rogers County Election Board for distribution - \*\*\*NOTE\*\*\* monies were received from the May 11, 2010, election with deposits being made on June 8, 2010\*\*\* – (Clerk)

Commissioner DeLozier made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

11. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-31 and Reimbursement form directing County Treasurer to deposit funds from Traveler's Insurance in the amount of \$11,530.90 into General Fund on behalf of Rogers County Sheriff's Office for distribution - \*\*\*NOTE\*\*\* monies received from Traveler's Insurance for vehicle loss\*\*\* (Clerk)

Commissioner DeLozier made a motion to approve 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 Resolution #2010-32 for fiscal year 2010-2011, whereas, Rogers County Clerk, Peggy Armstrong, to continue microfilming Land Records as per Bid #404 awarded on July 28, 2003, as per bid contract until completion of project – (Clerk)

Commissioner DeLozier made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

13. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-33 whereas, the Court Clerk does hereby agree to make regular deposits from the Court Fund Account and the Court Clerk Revolving Fund into the County General Fund for payroll expenses relating to the Court Fund Employees for fiscal year 2010-2011 – (Clerk)

Commissioner DeLozier made a motion to approve with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

14. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-34 directing Rogers County Treasurer to deposit funds from reimbursements of fuel from Rogers County Sheriff's Office and Rogers County Assessor's Office into the one-cent sales tax fund for distribution for each district as expended for fiscal year 2010-2011 – (Clerk)

Chairman Thacker made a motion to approve with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

15. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-35 directing County Treasurer to deposit funds from FEMA reimbursements into the one-cent sales tax fund for distribution into each district as expended for fiscal year 2010-2011 – (Clerk)

Commissioner DeLozier made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

16. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-36 directing County Treasurer to deposit funds from Town of Oologah and Oologah Municipal Authority for fuel reimbursement into the one-cent sales tax fund for distribution into the one-cent sales tax fund for District #2 for fiscal year 2010-2011 – (Clerk)

Commissioner Helm made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

17. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-37 directing County Treasurer to deposit funds from Town of Talala for fuel reimbursement into the one-cent sales tax fund for distribution for District #2 for fiscal year 2010-2011 – (Clerk)

Commissioner Helm made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

18. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-38 designation County Depository Bank for fiscal year 2010-2011 – (Clerk)

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

19. Discussion with possible action regarding Approval/Disapproval of ongoing Contracts for fiscal year 2010-2011 on behalf of Rogers County Health Department with Canon Financial Services for Ricoh CL7200 color printer leased; IKON Financial Services for Ricoh MPC3500 color copier/printer, Ricoh MPC3500 color copier/printer, Ricoh MP5500 & Canon IR330 Maintenance, Ricoh MP5500 and Ricoh CL7200 printer maintenance; Pitney Bowes, Postage Meter; Orkin Pest Control, annual pest control services and Terminix for monthly termite control – (Health Dept.)

County Clerk, Peggy Armstrong, explained this is a list of ongoing contracts the Health Department has on file that will continue through fiscal year 2010-2011. Commissioner Helm inquired for District Attorney, Gene Haynes, if that was acceptable with legal counsel? Haynes explained because there is a fiscal year limitation on contracts, maintenance contracts are usually written for 3 years, however, by county and state law, they can only actually be approved annually. What they are doing, if they already have a contract in place and they are requesting the Board to extend it for another year. Commissioner DeLozier made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

20. Discussion with possible action regarding Approval/Disapproval of Re-appointment of Eric Braly to the Rogers County Board of Adjustment with term to run from June 14, 2010 thru June 14, 2013 – (Planning Comm.)

Magan Green, Planning Commission Director, sent an e-mail to Chairman Thacker requesting Eric Braly, who is chairman of the Board of Adjustment, be reappointed to the Board and Chairman Thacker stated he spoke with Mr. Braly and feels he is a good fit for the job. Chairman Thacker made a motion to reappointment Eric Braly with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

21. Discussion with possible action regarding Approval/Disapproval of County Officer's Monthly Reports for May 2010 – (Clerk)

Chairman Thacker made a motion to approve with Commissioner DeLozier 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 -

Chris Edens with the Oologah Lake Leader inquired about Item 6 Unfinished Business Item #3.

Zack Stoycoff with the Claremore Daily Progress inquired about Item 15 Agenda Items Item #5.

ITEM 17: ANNOUNCEMENTS:

Commissioner Helm stated he would be sending a request to the District Attorneys' Office as to whether the county was to publish the bids the same way the Board just approved to publish the proceedings and claims. Farbro stated he would review the request before making a decision.

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)\*\*\*NOTE\*\*\*see attached list of all claims that were approved for payment on Monday, June 14, 2010, meeting\*\*\*Commissioner Helm made a motion to approve payment of all purchase orders from all departments as submitted with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 20: RECESS OR ADJOURNMENT:

Chairman Thacker made a motion to adjourn the meeting with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried and the meeting adjourned at 11:05 A.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, June 10, 2010, at 3:13 P.M. 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.*