

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, January 3, 2011, at 9:00 O'clock A.M.

MINUTES

- ITEM 1: CALL TO ORDER:
Chairman Kirt Thacker called the meeting to order at 9:02 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: APPOINTMENT OF CHAIRMAN:
Chairman Thacker stated it has been a privilege to serve as Chairman of the Board for the past year and in keeping with what has been done in the past in rotating appointment of chairman each year from district to district, made a motion to appoint Dan DeLozier and chairman for 2011 with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.
- ITEM 6: APPROVAL OF MINUTES: December 27, 2010
Commissioner Thacker made a motion to approve the minutes from December 27, 2010, as presented with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
- ITEM 7: UNFINISHED BUSINESS: None presented.
- ITEM 8: ZONING: None presented.
- ITEM 9: PLATS: None presented.
- ITEM 10: ROADS AND BRIDGES:
1. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-83 regarding Letter of Choice for County Bridge Inspection Contracts concerning bridge inspection responsibility by local government for compliance with National Bridge Inspection Standards on Bridge Inspection Contracts for April 2011 to March 2013 – (D#3 Thacker)
NOTEthis item has been tabled from November 15; November 29; December 6; December 13 and December 20, 2010, meetings***
NOTEthis item was discussed at December 27, 2010, meeting and option and 3 engineers were chosen to do either phone interviews or via the internet on a weight scale and bring back before the Board on January 3, 2011, to decide on final engineering firm and sign resolution***
Commissioner Helm reported EST, Inc., was not available last week to conduct the interview; and to go on the web site to do a weight scale, the PDF was not accepting the format it was in, it needed to be re-formatted to be able to get on the web site, therefore, we are just waiting on the phone call to come back.
Commissioner Helm made a motion to table this item until further notice with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
- ITEM 11: CASH FUND ESTIMATE OF NEEDS AND REQUEST FOR APPROPRIATIONS:
None presented.
- ITEM 12: TRANSFER OF FUNDS:
1. Fair Board M&O to travel - \$1,000.00
Peggy Armstrong, Rogers County Clerk, reported the Fair Board was transferring money to travel to cover hotel expenses for member to attend an upcoming Fair & Festivals Convention. Commissioner Thacker made a motion to approve with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 13: UTILITY PERMITS:

1. Oak Grove Fire Protection District – 500 feet off county road 575 on Vergin 20 feet off of county road on south side; 50 foot pole with overhead power to pole by PSO; the WPS 2905 will sit on the pole in District #2 –

Commissioner Helm reported this is involving the 305 overpass that they are building on Highway 412 and they need to move the utilities so they can do the overpass and Oak Grove Fire Protection District is within this.

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

ITEM 14: CLAIMS:

1. Salaries – None presented.
2. Attendant Care – None presented.

ITEM 15: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –
Emergency Management: Comdata Mastercard, \$200.00 and Froman Oil Company, \$200.00; E911 Addressing: Froman Oil Company, \$300.00; and District #3: Tri Star Roll-Off, \$1,200.00 – Commissioner Helm made a motion to approve the blanket purchase orders as presented with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Orders Exceeding Amount of Issuance – None presented.

ITEM 16: AGENDA ITEMS:

1. Discussion with possible action on Approval/Disapproval of Resolution #2011-1 setting filing period and election date for Fair Board Members for 2011 – (Clerk)

Peggy Armstrong, Rogers County Clerk, reported the following Fair Board members are up for re-election this year: in District #1, Mike Cox; District #2, Mark Robertson and District #3, Duane Stout; also, a Notice for filing for Fair Board election has to be published ten (10) days before the filing period can begin and the filing period is to be five (5) consecutive business days and is to commence in January.

Chairman DeLozier made a motion to set the filing period commencing on January 24, 2011, at 8:00 A.M. and to end at the close of business on January 28, 2011, at 4:30 P.M. and to hold the election, if necessary, on Saturday, February 12, 2011, at 10:00 A.M. with elections being held for District #1 at Foyil Public Schools in Foyil, Oklahoma; District #2 at county warehouse in Oologah, Oklahoma, and for District #3 at the Commissioner's Meeting Room 1-109, on the first floor of the Rogers County Courthouse with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Discussion with possible action regarding request from City of Catoosa for "letter of support" whereas, the City of Catoosa has applied for an ODOT Transportation Enhancement Grant 2010 to purchase three acres containing the Blue Whale on Historic Route 66; they will pave and expand the parking area, provide ADA compliant restrooms, lighting, landscaping and signage; as part of ODOT Transportation Enhancement Grant Application for the Blue Whale Project, the City of Catoosa is required to submit letters of support from state or local officials or groups – (D#2 Helm)

Commissioner Helm reported he had already sent a letter of support on behalf of District #2 last week. Commissioner Helm made a motion for the Board to draft a letter of support for all three (3) Commissioners to sign and send to the City of Catoosa with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

3. Open & Possible Awarding of Sealed Bids on surplus property sale by Rogers County on 1993 Freightliner; 2003 Ford Crown Victoria and 2001 Dodge Durango 4x4 – (Clerk)

Peggy Armstrong, Rogers County Clerk, reported the county did not receive any sealed bids for these vehicles; discussions about what could be done next and Chief Mike McElhaney stated he would consult with Sheriff Walton first and see if he would be interested in selling the Sheriff's cars at a public auction; Commissioner Helm stated he would probably sell the 1993 Freightliner at the CED auction in Elk City on March 12th & 13; the Board would consult with new Assistant District Attorney, David Iske, before a final decision would be made. Discussion only, no action taken.

4. Discussion with possible action regarding Resolutions for Disposing of Equipment for District #1 as follows: Relm mobile radio, sn#810-A03476; Relm mobile radio, sn#681-A16613; and Relm mobile radio, sn#825-A0005396 – all to be junked – (D#1 DeLozier)

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

5. Discussion with possible action regarding Approval/Disapproval of signing of Addendum with Delta Dental Plan – (Clerk)

Peggy Armstrong, Rogers County Clerk, stated she had contacted Rebecca Vonfeldt with Employee Benefits Professionals for a clarification and Vonfeldt responded by e-mail saying it is just a clarification on the age which implants will be covered, age 16, and clarification on the implant terminology for the procedures that are used when one does has an implant; this will not affect rates or any other area of coverage; it is not a change to any benefits, just clarification on terminology.

Commissioner Helm also reported, the piece on the implants, under the state's plan, which they do not do anymore, this is another extra bonus for the county having the insurance we do.

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

6. Discussion and possible action to enter Executive Session for the purpose of discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee, to wit: Debra Mitchell, Maintenance Department, as authorized by Title 25 O.S. § 307 (B) (1) – (D#3 Thacker)

Commissioner Thacker made a motion to enter Executive Session with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried and the Board entered Executive Session at 9:22 A.M. with County Clerk, Peggy Armstrong.

7. Motion and vote to adjourn Executive Session and enter Regular Session –

Commissioner Helm made a motion to adjourn Executive Session and enter Regular Session with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried and the Board adjourned Executive Session and entered Regular Session at 10:32 A.M.

8. Discussion and possible action regarding the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee: Debra Mitchell, Maintenance Department –

Commissioner Thacker made a motion to authorize Chairman of the Board, Dan DeLozier, to take personnel action against employee Debra Mitchell with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 17: 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 – None presented.

ITEM 18: ANNOUNCEMENTS:

Commissioner Thacker introduced the new Assistant District Attorney, David Iski and the members of the Board welcomed him.

Commissioner Helm wanted an opinion from Gene Haynes, District Attorney, that was delivered on December 30, 2010, regarding utility easements within county roadways made a matter of public record. "NOTE" see opinion for complete details

ITEM 19: 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 20: 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, January 3, 2011***Commissioner Thacker made a motion to approve payment of all purchase orders from all departments as submitted with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 21: RECESS OR ADJOURNMENT:

Chairman DeLozier made a motion to adjourn the meeting with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried and meeting adjourned at 11:17 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 Wednesday, December 29, 2010, at 3:26 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.