

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, May 16, 2011, at 9:00 O'clock A.M.

MINUTES

ITEM 1: CALL TO ORDER:

Chairman Dan DeLozier 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 Dan DeLozier, Commissioner Mike Helm and Commissioner Kirt Thacker were present and quorum established and determined that Notice of Meeting and Agenda were properly posted in accordance with the Oklahoma Open Meeting Act.

ITEM 3: FLAG SALUTE:

Commissioner Thacker led the salute and Pledge of Allegiance to the American Flag.

ITEM 4: PRAYER:

Commissioner Helm said a prayer.

ITEM 5: APPROVAL OF MINUTES: May 9, 2011

Commissioner Helm made a motion to approve the minutes from May 9, 2011, as presented with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 6: UNFINISHED BUSINESS: None presented.

ITEM 7: ZONING:

1. Discussion with possible action regarding acceptance of resignation submitted by Ed Wofford as Planning Commission Board Member (4 year term 2-12-2007 thru 2-28-2011) **and** Acceptance of Michael Shore as Planning Commission Board Member for a 4-year term (5-16-2011 thru 5-16-2015) (D#2 Helm)

Commissioner Helm reported Ed Wofford had approached him and stated he did not want to be re-appointed to the Planning Commission Board; have been looking for a replacement since February 2011; approached Michael Shore with APAC who lives in Rogers County and very familiar with roadway surfaces and the County used as an expert witness in a previous trial; Shore would be a huge asset to Rogers County and is willing to accept the appointment.

Commissioner Helm made a motion to accept the resignation of Ed Wofford and appoint Michael Shore to a 4-year term from May 16, 2011, thru May 16, 2015, with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 8: PLATS: None presented.

ITEM 9: ROADS AND BRIDGES:

1. Discussion with possible action regarding Approval/Disapproval of Agreement No. 661004 by and between Board of County Commissioners of Rogers County and State of Oklahoma through the Oklahoma Department of Transportation ODOT No. 99-2244 Lease with Purchase Option for Road Machinery or Equipment on 2011 New Holland T6020/Alamo SA24, Tractor with Hydraulic Boom Mower monthly payments of \$1,232.13 – (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.

2. Discussion with possible action regarding Approval/Disapproval of Resolution #2011-27, whereas, the Board of County Commissioners of Rogers County, has a Surface, Transportation Program (STP) project, STP-166C(244)CO, J/P 26988(04), scheduled for Federal Fiscal Year 2012 using \$1,000,000 of STP funds, and, whereas, The Board of Association of County Commissioners (ACCO) wish to move a project scheduled for Federal Fiscal year 2012 to a later year due to limited funding, and, whereas, it is the desire of the Board of County Commissioners of Rogers County to make the most efficient use of said funds and the Board of Association of County Commissioners of Oklahoma desires a project to move from Federal Fiscal year 2012 to Federal Fiscal year 2013 – (#2 Helm)

Commissioner Helm reported this item is regarding STP funds that we have qualified for 193rd East Avenue; as you know from attending the Circuit Engineering District

meetings, the funds for 2012 are very tight and ACCO has asked voluntary for a project be moved; District #2 has volunteered to move this project so we can take advantage of any leftover monies that would be available in 2013.

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

3. Discussion with possible action regarding Resolution #2011-28 selecting engineering firm for bridge projects Bridge #107 & #108 Corridor, CIRB-166C(212)RB, J/P 25480, Chouteau Creek & Tributary to Chouteau Creek located in District #3 – (D#3 Thacker)

Commissioner Thacker reported District #3 reviewed five engineering firms as candidates for this bridge project; committee members included Commissioner Kirt Thacker; Road foreman/1st Deputy Terry Hughes and Special Projects Coordinator, Robin LePage; top ranking engineering firm was Kellogg Engineering.

Commissioner Thacker made a motion to approve Resolution #2011-28 as presented with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

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

ITEM 11: TRANSFER OF FUNDS:

1. Sheriff Civil Fees travel to M&O - \$6,000.00
2. Sheriff's General Fund travel to vehicle maintenance - \$35,000.00

Commissioner Helm made a motion to approve Items 1 and 2 under Transfer of Funds as presented with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

3. District #1 T Highway M&O to travel - \$2,000.00
4. District #2 One Cent Sales Tax M&O to capital outlay - \$15,000.00

Commissioner Helm made a motion to approve Items 3 and 4 under Transfer of Funds as presented with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 12: UTILITY PERMITS:

1. A T & T – mechanical trenching & boring in Section 28, Township 22 North, Range 14 East, North boundary along East 146th Street North for approximately 800 feet from North 149th East Avenue in District #2 –

Commissioner Helm reported the crew at District #2 had reviewed this permit and in keeping with the agreement made with A T & T to put the area back to its original state before the trenching and boring started and to stay out of the county ditches; Commissioner Helm made a motion to approve with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. A T & T – trenching & boring starting at the Northeast corner of Section 34, Township 22 North, Range 14 East, bore and trench East to Section 35, Township 22 North, Range 14 East to A T & T easement in District #2 –

Commissioner Helm reported the crew at District #2 had reviewed this permit and in keeping with the agreement made with A T & T to put the area back to its original state before the trenching and boring started and to stay out of the county ditches; Commissioner Helm made a motion to approve with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

3. A T & T – trenching & boring starting at 1844 feet West of the Southeast corner of Section 36, Township 21 North, Range 14 East, bore and trench East 66th Street North into Section 1, Township 21 North, Range 14 East to new pool house in District #2 –

Commissioner Helm reported District #2's crew had reviewed this permit and keeping with the agreement made with A T & T to put the area back to its original state before the trenching and boring began and to stay out of the county ditches; Commissioner Helm made a motion to approve with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 13: CLAIMS:

1. Salaries – None presented.
2. Attendant Care – None presented.
3. Detention Transportation Claim to State of Oklahoma, Office of Juvenile Affairs for April 2011, in the amount of \$1,208.46 –

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

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –

District #3: Tri Star Roll-Off, \$1,800.00 – Commissioner Thacker made a motion to approve with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Orders Exceeding Amount of Issuance –

Sheriff's general fund vehicle maintenance purchase order issued to District #1 Warehouse for \$2,000.00 for April 2011 unleaded fuel use is over by \$195.63 for a total payment of \$2,195.63. Chairman DeLozier made a motion to approve with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 15: GRANTS: None presented.

ITEM 16: AGENDA ITEMS:

1. Discussion with possible action regarding leaking roof at the Rogers County Election Board building located at 415 West 1st Street, Claremore, Ok – (D#3 Thacker)

Commissioner Thacker reported he was visiting the County Election Board Office and Julie Dermody, Election Board Secretary informed him of the roof leaking.

Earl Hensley, Maintenance Supervisor, reported when we had the big snow this winter, the building acquired two leaks; one was around the vent and the other is approximately three foot inside the outside wall located within the storage room; thought the seams might possibly be leaking in the roof, but now feels the problem is the guttering; the present guttering is installed right up against the building and forces the water to go back into the building, creating an ice dam; suggests have new guttering installed; will call someone to come out and look and give specifications on what is needed; discussions on whether the project needed to be bid or not; Hensley stated he felt it would cost approximately \$2400.00 ; also need to tighten screws, paint and go over with a sealant.

Commissioner Helm asked, where would the money come from, the Election Board's budget or from general fund? Marilynn Gibson, 1st Deputy County Clerk, reported there is currently funds in the courthouse expansion fund within general fund.

Commissioner Helm asked, do we have to bid this project if not over the \$10,000 bid limit, because feels needs to be fixed immediately because of the rainy season.

Iski recommended getting quotes and specifications before going any further. Discussion only, no action taken.

2. Discussion with possible action regarding Approval/Disapproval of Notice of Public Auction for Sheriff's Department to be sold at Sapulpa Auto Pool, June 9, 2011, at 10:00 a.m. CST on 1985 Chevrolet Diesel 4x 4 pickup with military ambulance box, sn#1GCHD34JIFF355793; 2003 Ford Crown Victoria, sn#2FAFP71W03X152115; and 2001 Dodge Durango, sn#1B4HS2BN51F6350 – (Sheriff) ***NOTE***this item was originally approved on April 25, 2011, meeting***

Chief McElhaney reported when these items were originally approved on April 25, 2011, the sale date was wrong; listed May 13th and should have been May 14th; have missed those dates and is bringing item back before the Board for to be sold at the June 9th public auction.

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

3. Discussion with possible action regarding Approval/Disapproval of April 2011 Monthly Report of Officers – (Treas/Clerk)

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

4. Discussion with possible action regarding Approval/Disapproval of Claim for reimbursement for Additional Homestead Exemption allowed for the year 2010 – (Assessor)

Scott Marsh, Rogers County Assessor, reported the homestead exemptions that were turned in on double homesteads for reimbursement to the State of Oklahoma, funds will not be available, because there is an order as to what gets paid first; by law this is a requirement for us to do; last year the county received any dollars for reimbursement was in 2002; the valuation of additional homestead exemptions granted was \$947,980.00; loss of revenue for school district and county purposes was \$85,171.24.

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

5. Discussion with possible action regarding Approval/Disapproval of FY 2012 Contract Renewals for Detention Transportation by and between Board of County Commissioners of Rogers County and Office of Juvenile Affairs, State of Oklahoma –

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

6. Discussion with possible action regarding Approval/Disapproval of Resolution #2011-29 and Reimbursement Form directing County Treasurer to deposit funds from County of Ottawa in the amount of \$937.50 into District #1 One Cent Sales Tax Fund for distribution for District #1 – (Comm. Office)

Chairman DeLozier stated this was a reimbursement for road oil and made a motion to approve 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: None presented.

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, May 16, 2011***Commissioner Helm made a motion to approve payment of all purchase orders submitted for payment from all departments with Commissioner Thacker 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 10:57 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, May 12, 2011, at 3:24 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.