

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, August 1, 2011, at 9:00 O'clock A.M.

MINUTES

- ITEM 1: CALL TO ORDER:**
Chairman Dan DeLozier called the meeting to order at 9:01 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: PLEDGE OF ALLEGIANCE:**
Commissioner Helm led the salute and Pledge of Allegiance to the American Flag.
- ITEM 4: INVOCATION:**
Commissioner Thacker said a prayer.
- ITEM 5: APPROVE/DISAPPROVE MINUTES: July 25, 2011**
Commissioner Helm made a motion to approve the minutes from July 25, 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:** None presented.
- ITEM 8: PLATS:** None presented.
- ITEM 9: ROADS & BRIDGES:**
1. Discussion with possible action regarding the following listed items:
 - A. Resolution #2011-65 Board providing Notice of the cross town beams from Oklahoma Department of Transportation to transfer surplus bridge beams to local governments (Comm. Office) ***NOTE***this item was tabled from July 25, 2011, meeting***
Discussions held regarding using the County 5-year bridge plans.
Commissioner Helm made a motion to approve with the possible bridge sites to include the County 5-year bridge plans with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
 - B. Resolution #2011-70 to request programming of Tulsa Urbanized Area Surface Transportation Funds for project described as follows: Widening of E. Pine Street (E-580 Rd.) from N. 145Th E. Ave. east to N. 289Th E. Ave. and south along N. 289Th E. Ave. to US-412. Beginning 2.25 miles east of US-169 and ending 4.3 miles east of I-44 at US-412. The proposed project consist of 10.1 miles of a modern 2-12' wide asphalt lanes, 1-14' wide asphalt center turn lane, and 5' wide asphalt shoulders. Purposed of the project is to accommodate current and future traffic demands from the commercial/industrial area located in northeast Tulsa, and areas surrounding the City of Catoosa.
Commissioner Helm stated Tulsa Urbanized Area Surface Transportation Funds for projects are programmed through INCOG; INCOG is asking for projects; since District #2 abuts to the urbanized area, that limits the locations of possible grants; Kellogg Engineering completed these resolutions so they can be submitted to the surface transportation program; 80% federal match; 20% local match, District #2 one cent funds or FEMA reimbursement funds will be used in the 20% local match; INCOG still has to approve; is not funded through the STP monies.
Commissioner Helm made a motion to approve with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
 - C. Resolution #2011-71 to request programming of Tulsa Urbanized Area Surface Transportation Funds for project described as follows: Construction of N. 177Th E. Ave. from E. 66Th St. N. to SH-20 Beginning 4.0 miles east of US-169 and ending 1.0 mile west of the Port of Catoosa. The proposed project consist of 2.15 miles of a modern 2-12' wide asphalt lanes and 5' wide asphalt shoulders. Purpose of the project is to extend N. 177Th E. Ave. allowing a direct and efficient route from SH-20 to SH-266.
Commissioner Helm stated this involves the entrance to Patriot Golf Course in Stone Canyon and made a motion to approve with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
 - D. Resolution #2011-72 to request programming of Tulsa Urbanized Area Surface Transportation Funds for project described as follows: Widening of E. 76Th St. N. from N

145Th E. Ave. east to N. 193Rd E. Ave. and south along N. 193Rd E. Ave. to SH-266. Beginning 2.0 miles East of US-169 and ending at the Port of Catoosa. The proposed project consist of 5.2 miles of a modern 2-12' wide asphalt lanes, 1-14' wide asphalt center turn lane, and 5' wide asphalt shoulders. Purposed of the project is to accommodate current and future traffic demands from the Owasso Area to the Port of Catoosa and the City of Catoosa.

Commissioner Helm reported this item is through STP funds and made a motion to approve with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

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

ITEM 11: TRANSFER OF FUNDS:

1. District #3 One Cent Sales Tax M&O to capital outlay - \$5,000.00

Commissioner Thacker stated District #3 is purchasing a mini excavator and made a motion to approve with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 12: UTILITY PERMITS: None presented.

ITEM 13: CLAIMS:

1. Salaries – District #2 Matthew Bradshaw - \$334.80

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

2. Attendant Care – None presented.

ITEM 14: BLANKET PURCHASE ORDERS:

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

District #3: Lowe's, \$300.00; Yellow House Equipment, \$3,400.00; and Emergency Management: Froman Oil, \$200.00; Comdata MasterCard, \$300.00; and E911 Addressing: Froman Oil, \$200.00; and Sheriff: Sysco Foods, \$7,000.00; Sysco Foods, \$3,300.00; Bimbo Bakeries, \$1,250.00; Farmers Bros. Coffee, \$350.00; Warehouse Market, \$350.00; Correctional Dental Services, \$2,000.00; Diamond Drugs, Inc., \$6,000.00; Diamond Medical Supply, \$500.00; PHS Mobile X-Ray, \$600.00; St. Francis Lab, \$1,200.00; Medical Compliance Specialty, Inc., \$400.00; Comdata MasterCard, \$14,000.00; District #2 Warehouse, \$1,000.00; District #1 Warehouse, \$3,000.00; Froman Oil, \$1,000.00 - Chairman DeLozier made a motion to approve the blanket purchase orders as presented with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Orders Exceeding Amount of Issuance – None presented.

ITEM 15: GRANTS:

1. Discussion with possible action regarding Resolution 2011-69, Authorizing Application for Financial Assistance from the Rural Economic Action Plan Fund for Elementary Parking Lot at Sequoyah Public Schools.

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

ITEM 16: PAYMENT REQUISITION – CONSTRUCTION FUND – RCB BANK, TRUSTEE: None presented.

ITEM 17: AGENDA ITEMS:

1. Consider, Discuss and take Appropriate Action on the following:

- A. Update on Management Services proposed by Program Management Group, LLC (PMg) for Courthouse and E911 Center Projects –

Kirby Crowe, owner/managing director and Senior Programs Manager, Vernon Hawkins were present at the meeting; Crowe gave an update to the Board from last week's owners meeting; when through all the value analysis items that will be presented to the Board in the next week or two; talked about various designs and construction coordination issues; City of Claremore is continuing to work on the water line issue. Discussion only, no action taken.

- B. Audio/Video System Contract with recommendation by Flintco of qualifying bid for Rogers County Courthouse Project – (Comm. Office) ***NOTE***this item was tabled from July 25, 2011, meeting***

Crowe presented a recommendation from architect, BKL, Inc., confirming Acceptance of bid package 16B for audio/visual systems for the courthouse project; B. J. Fay with Flintco explained the reason for this being an agenda item; see recommendation from BKL, Inc. for complete explanation.

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

- C. Equitable Sharing Agreement and Certification Program on behalf of Rogers County Sheriff's Office – (Sheriff)

Discussions held regarding what this document was for; Commissioner Thacker made a motion to table this item for one week (August 8, 2011) to allow for someone from the Sheriff's Office to attend the meeting to explain with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

D. Interlocal Agreement between the Board of County Commissioners and Claremore Industrial and Economic Development Authority at the North Business Park near the intersection of Lowry Road and Highway #66 to aid in economic development.

Iski explained this is an agreement between two political subdivisions to assist in putting in a small road and drainage issues; economic development benefits for Rogers County is huge in regards to a company already has committed and will bring 350 jobs; also provides an opportunity for the County to use this roadway project as a training ground for equipment training for county staff.

Mickey Thompson with Claremore Industrial and Economic Development Authority (CEIDA) reported there is a company already committed to building a building and putting 350 employees to work; have other prospects on the back side of the park, and this is the first phase of a road that will eventually connect onto this road.

Chairman DeLozier explained this item is located in District #1; will bring economic growth and will also provide as training ground for equipment training for District #1 employees in running motor graders and building a road; land is located within the City of Claremore city limits; City of Claremore was a source of a \$500,000.00 grant.

Discussions on how does the county provide service for this road when within the city limits of Claremore; understanding the road is not currently a city road; land is owned by the authority of CEIDA, it is not city property or a city road.

Thompson reported the road will be a private road; but ultimately the road could become a city street.

Chairman DeLozier explained the county will supply the equipment and manpower; CEIDA will provide the materials.

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

E. Reimbursement to General Fund Account, 1 Cent Sales Tax, District #2 as per resolution #2011-39 – Town of Talala in the amount of \$651.14

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

F. Reimbursement to General Fund Account, 1 Cent Sales Tax, District #1 as per resolution #2011-36 – Sheriff Fuel Reimbursement in the amount of \$2847.87 -
NOTEsee item H for Board action***

G. Reimbursement to General Fund Account, 1 Cent Sales Tax, District #2 as per resolution #2011-36 – Sheriff Fuel Reimbursement in the amount of \$155.50 -
NOTEsee item H for Board action***

H. Resolution and Reimbursement to General Fund Account, General Fund Cemetery Fund, District #2 as per resolution #2011-67 – Town of Oologah in the amount of \$4000.00

Commissioner Helm made a motion to approve Items F, G and H under Agenda Items as presented with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

I. Resolution and Reimbursement to General Fund Account, General Fund Cemetery Fund, District #1 as per resolution #2011-68 – Restitution in the amount of \$260.00

Discussions held regarding possibly establishing a sub-account within the cemetery fund for depositing monies for restitution fees.

Chairman DeLozier made a motion to establish a sub-account within the cemetery fund for restitution fees and made a motion to approve with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

J. Possible enter Executive Session to discuss the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee, to-wit: Charles Cook, pursuant Title 25 O.S Annotated § 307 (B) (1) – (Iski)

Commissioner Helm made a motion to adjourn Regular Session and enter Executive Session with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried and the Board adjourned Regular Session and entered Executive Session at 9:35 a.m. with Assistant District Attorney, David Iski and County Clerk, Peggy Armstrong.

K. 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 Board adjourned Executive Session and entered Regular Session at 9:57 a.m.

L. Possible action regarding the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee, to-wit: Charles Cook, pursuant Title 25 O.S. § 307 (B) (1) –

Commissioner Helm made a motion to cease paying insurance for Charles Cook effective August 1, 2011, with Commissioner Thacker seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

M. Possible enter Executive Session pursuant to Title 25 O.S. Annotated § 307 (B) (1) to discuss the conditions of employment for Board of County Commissioner employees, to-wit: Brett Williston, Vicki Atchley and Earl Hensley – (D#1 DeLozier/ADA Iski)

Chairman DeLozier made a motion to adjourn Regular Session and enter Executive Session with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried and Board adjourned Regular Session and entered Executive Session at 9:58 a.m. with Assistant District Attorney, David Iski and County Clerk, Peggy Armstorng.

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

Chairman DeLozier 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 Board adjourned Executive Session and entered Regular Session at 12:17 p.m.

O. Possible action regarding discussion of conditions of employment for Board of County Commissioner employees, to-wit: Brett Williston, Vicki Atchley and Earl Hensley –

Discussion only, no action taken.

ITEM 18: ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

A. Grand Gateway Economic Development Association E911 Services Fees Reporting Form for May 2011 in the amount of \$24,230.71 – (Clerk)

Acknowledged for public record only, no action taken.

ITEM 19: 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 20: ANNOUNCEMENTS:

Commissioner Helm presented the Board members with scenarios to be considered for re-districting of County Commissioner boundaries. Discussion only, no action taken.

Commissioner Thacker made a motion to recess for lunch with Chairman DeLozier seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried and meeting recessed at 12:22 p.m.

Chairman DeLozier called the recessed meeting back to order at 1:35 p.m. with Commissioner Helm and Commissioner Thacker present and quorum established.

ITEM 21: 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 22: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:

(Materials, Supplies, Parts, Groceries & Prescriptions)***NOTE***see attached list of all claims submitted for payment on Monday, August 1, 2011***

Commissioner Thacker made a motion to approve payment of all purchase orders submitted for payment from all departments with the exception of purchase order #200397 issued to EVENT Metal Detectors on x-ray machine for \$5,000.00 for further review with Commissioner Helm seconding the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 23: RECESS OR ADJOURNMENT:

Commissioner Helm 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 2:58 p.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, July 28, 2011, at 3:21p.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.