

NOTICE OF REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS FOR ROGERS COUNTY, OKLAHOMA

PLACE: Rogers County Courthouse, Commissioner’s Meeting Room,
200 South Lynn Riggs Boulevard, Claremore, OK

DATE & TIME: Tuesday, May 28, 2013, at 9:00 O’clock A.M.

MINUTES

*****CONSIDERATION, DISCUSSION AND POSSIBLE ACTION TO BE TAKEN ON THE FOLLOWING LISTED ITEMS ON THE AGENDA:**

ITEM 1: CALL TO ORDER: Chairman 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 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 DeLozier led the salute and Pledge of Allegiance to the American flag.

ITEM 4: INVOCATION: Commissioner Helm said a prayer.

ITEM 5: APPROVE/DISAPPROVE MINUTES: May 20, 2013 and May 22, 2013 - Helm made a motion to approve and Delozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

ITEM 6: NEW BUSINESS:
1. Consideration and possible action with respect to any other matters not known about or which could not have been reasonably foreseen prior to posting the agenda - None presented.

ITEM 7: ANNOUNCEMENTS: None presented.

ITEM 8: UNFINISHED BUSINESS:
1. Discussion and possible action regarding agreement between the Board of County Commissioners of Rogers County and Meshek & Associates, PLC (Helm) ****NOTE**This item was tabled from May 20, 2013** - Tom Meshek, Meshek & Associates, PLC, gave a presentation and slideshow outlining county maps with utility data. Mr. Meshek stated this is a pilot study of 12 square miles. Commissioner Helm explained he had asked them to come and present this to the board.
2. Discussion and possible action regarding presentation of draft application for payment by the Board of County Commissioners for Rogers County, State of Oklahoma for indigent cremation (Commissioner Helm) ****NOTE**This item was tabled from May 20, 2013** – Commissioner Delozier stated he had met with Ryan Payne, Jon Sappington, and David Book with the Sheriff’s Department and they had agreed it would be best for them to handle this because they can do the background checks. There was discussion regarding the State Medical Examiner charging a \$150 fee, but if considered indigent, the fee would be waived. Mr. Iski stated he would check to see if this was a state statute or internal. Helm made a motion to table for 2 weeks and let the Sheriff put together and bring back and Delozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.
3. Discussion and possible action regarding awarding Bid Number 613- Sheriff’s In-Car MDT and Cameras ****NOTE**This bid was opened on April 29, 2013 and tabled.** - David Book, Sheriff’s Department, spoke about the bid from Coban for \$18,000 being a really reasonable bid and reminded the board of all the attributes of the cameras. Helm asked if this was his recommendation and Mr. Book agreed. Helm made a motion to approve and Delozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

ITEM 9: ZONING: None presented.

ITEM 10: PLATS: None presented.

ITEM 11: ROADS & BRIDGES: None presented.

ITEM 12: CASH FUND ESTIMATE OF NEEDS & REQUEST FOR APPROPRIATIONS:
None presented.

ITEM 13: TRANSFER OF FUNDS:
▪ General Fund to Sheriff’s Jail Salaries 04SJ-110 \$135,192.58
▪ General Fund to Sheriff’s Jail Part-time Salaries 04SJ-113 \$10,000.00
▪ General Fund to Sheriff’s Jail M&O 04SJ-200 \$10,000.00

Amanda McLemore, Sheriff’s Department, presented the board with documents to ask the board to approve the \$155,192.58 shortfall they have on salaries for the jailers. Commissioner Helm suggested she bring it up at the next Criminal Justice meeting to the municipalities and mayors that there is a shortfall in the budget. He also

said Mr. Orbison gave his legal opinion. Helm made a motion to table for 2 weeks and bring it up in Criminal Justice meeting, the shortfall for the jail, and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

ITEM 14: UTILITY PERMITS: None presented.

ITEM 15: CLAIMS:

1. Salaries – Discussion was held regarding terminations, letters, and proper documentation. Teresa Jackson, County Clerk First Deputy, stated everything was in order except one from the Assessor's office that was turned in this morning. Helm made a motion to approve salaries for May, 2013 and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

2. Attendant Care - None presented.

ITEM 16: BLANKET PURCHASE ORDERS:

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

- District 3 to Lowes for \$500.00
- District 3 to Wal-mart for \$100.00
- District 3 to Ameriflex Hose for \$500.00
- Sheriff to Westwood for \$6,000.00
- Sheriff to Froman for \$11,000.00
- Sheriff to Bimbo Bakeries for \$1,350.00
- Sheriff to Farmers Brothers Coffee for \$300.00
- Sheriff to Sysco Foods for \$3800.00
- Sheriff to Warehouse Market for \$200.00
- Sheriff to Performance Food Group for \$5,900.00
- Sheriff to U.S. Foods for \$700.00
- Sheriff to Correctional Dental Services for \$2000.00
- Sheriff to PHS Mobile X-Ray for \$600.00
- Sheriff to St. Francis Outreach for \$1200.00
- Sheriff to Medical Compliance Security for \$400.00

Thacker made a motion to approve and DeLozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

2. Orders Exceeding Amount of Issuance - None presented.

ITEM 17: GRANTS: None presented.

ITEM 18: PAYMENT REQUISITION – CONSTRUCTION FUND – RCB BANK, TRUSTEE: None presented.

ITEM 19: AGENDA ITEMS:

1. Update by BKL, Inc., and Flintco regarding Courthouse and E911 Center Projects – B.J. Fay, Flintco, announced they had finished the roof and will be doing the ductwork next week for the 911 Center. Kim Reeve, BKL, Inc., gave a presentation and slideshow on ideas for the Courthouse plaza. Cindy Smith commented the letters on the courthouse were hard to read. Roy Hancock asked about saving trees in the parking lot. Linda Batty asked about number of employees working in the courthouse and her concern for parking spaces availability. Answer was 70 to 100. Algier Flood is supportive of placing the eternal flame as the center focal point. Discussion only.

2. Discussion and possible action regarding turning the Sheriff's Armory into an office (Sheriff) - David Batt explained they are wanting to turn this into an office for him. They would need to purchase sheetrock and carpet and change the name on the door. DeLozier made a motion to table for one week so the Sheriff's Department could get the numbers together and Helm seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

3. Discussion and possible action regarding Detention Services Agreement by and between Sac and Fox Nation and the Board of County Commissioners of Rogers County - DeLozier made a motion to approve and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

4. Discussion and possible action regarding annual agreement and addendum between Preferred Business Systems and the Board of County Commissioners of Rogers County (Sheriff) – Mr. Book stated the funds for this are not in the current budget but will be in the new budget. Helm made a motion to approve and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

5. Discussion and possible action regarding Viplaz Putta, Director of INCOG Transportation Technical Committee presenting to the Board of County Commissioners the request from Oklahoma Department of Transportation for counties to review Rural/Urban areas of Functional Classification (Helm) – Mr. Putta gave a presentation regarding the census and eligibility for local roads for federal dollars. Major Collectors and Map 21 were also discussed. He stated there needs to be a letter from the Chairman and forward to ODOT, then forward to Federal Highways. It then takes up to a year. Discussion only.

6. Discussion and possible action regarding preservation of the Board of County Commissioner audio tape proceedings (Thacker)- After discussion, Thacker mentioned that at one point the tapes were being preserved. The current County Clerk explained that the former First Deputy explained to her the tapes could be reused over and over. Mr. Iski stated the statutes require the minutes of the meeting be in writing, a summary of them, but the meetings could also be on tape. Brett Williston, IT Director, suggested we get a digital recorder. Thacker made a motion to preserve the tapes in their entirety and DeLozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

7. Discussion and possible action regarding demolition of the Rogers County Courthouse at 219 S. Missouri (Thacker) - Thacker stated he would like to go out for a bid for a wrecking crew. DeLozier

stated he had spoken to B.J. Fay, Flintco, regarding specifications. Thacker made a motion to have an agreement to have Flintco to produce bid specifications and get those out at the appropriate time and DeLozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

8. Reimbursement and resolution #2013-36 to deposit funds of \$630.50 into 83ST-200 for Planning Commission fuel reimbursement (District 3)

9. Reimbursement and resolution #2012-56 to deposit funds of \$374.85 into 83ST-200 for Assessors Fuel reimbursement (District 3) – Thacker made a motion to approve Items 8 and 9 and DeLozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

10. Reimbursement and resolution #2012-56 to deposit funds of \$2,076.23 into 81ST-200 for Sheriff fuel reimbursement (District 1) – DeLozier made a motion to approve and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

11. Open and award Bid#612 – E911 Communications Tower, Radios, or Tower and Radio Combination (Janet Hamilton) Bids were opened and DeLozier made a motion to table for 2 weeks and Helm seconded the motion.

Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

******At this point**, Thacker made a motion to recess for 10 minutes and DeLozier seconded the motion. Time was 10:43 a.m. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

****Meeting was called back to order by Thacker at 10:50 a.m. Roll call: Thacker-aye, DeLozier – aye, Helm-aye.

12. Discussion and possible action regarding nullification of the May 14, 2013 election of the extension of the one-cent sales tax (Thacker) - Discussion was held regarding the hearing that took place at 10:00 a.m. regarding voting irregularities by Mr. Grubowski. Mr. Iski gave an update by stating the judge recessed the hearing to get the board's decision regarding the election. After discussion it was not published properly, Thacker made a motion to set aside and nullify this one-cent election that took place on May 14th and DeLozier seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

13. Discussion and possible action regarding approval/disapproval to call for a new election of the extension of the one-cent sales tax to be held on August 13, 2013 (Thacker) – Thacker asked if that would be a proper date. Julie Dermody with the Election Board gave dates the election could be held and when resolutions needed to be in. The first available is August 13th, resolution must be in by June 13th. September 10th, there is a school bond election. DeLozier stated he like the idea of a September 10th election because there was an election already scheduled. Discussion was held regarding the other dates and options. Thacker made a motion to set the election for the one-cent sales tax extension for August 13th and Helm seconded the motion. Roll call: Thacker-aye, DeLozier – no, Helm-aye. Motion carried. Thacker announced August 13th there will be an election and it will be published and everything will be taken care of.

**ITEM 20: ANNOUNCEMENTS REGARDING COUNTY EVENTS AND STATUS
UPDATES FOR COMMENTS AND DISCUSSION FROM COUNTY
DEPARTMENTS AND ELECTED OFFICIALS, AS FOLLOWS:**

a.) 911 Administrator – b.) Assessor – c.) Building Operations/Maintenance d.) County Clerk
e.) Court Clerk – f.) District Attorney – g.) Election Board h.) Emergency Management
i.) Human Resources – j.) Information Technology k.) Inspections/Planning Commission
l.) Judicial – m.) OSU Extension – n.) Sheriff o.) Treasurer

None presented.

ITEM 21: ACKNOWLEDGEMENT RECEIPT OF THE FOLLOWING ITEMS: None presented.

ITEM 22: 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 –

Salesha Wilken posed several questions to the board regarding the one cent sales tax election. Discussion was held regarding a checklist and resolution for the election scheduled for August 13th. She also asked about the recording tapes. Discussion was held about the preservation of the tapes. Linda Lepak made several comments regarding the election not being published and if errors and omissions could be submitted to the insurance company. Thacker indicated he had contacted the insurance company. Cindy Smith made a comment about elected officials doing their jobs.

ITEM 23: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:

(Materials, Supplies, Parts, Groceries & Prescriptions) - Helm made a motion to approve all purchase orders and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

ITEM 24: RECESS OR ADJOURNMENT: DeLozier made a motion to adjourn at 12:19 p.m. and Thacker seconded the motion. Roll call: Thacker-aye, DeLozier – aye, Helm-aye. Motion carried.

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

By: _____

Robin Anderson, Rogers County Clerk

(SEAL)

*Notice of said meeting was filed in the Office of the County Clerk on **Friday, May 24, 2013, at 8:15 a.m.** and posted on the front door entrance to the courthouse and on the county website.*

