

NOTICE OF REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS FOR ROGERS COUNTY, OKLAHOMA

PLACE: Rogers County Courthouse, Commissioners' Meeting Room
200 S. Lynn Riggs Blvd., Claremore, OK

DATE & TIME: Monday, October 21, 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:** 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 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 Meetings Act. Commissioner Dan DeLozier was absent.
- ITEM 3: PLEDGE OF ALLEGIANCE:** Helm led the salute and Pledge of Allegiance to the American flag.
- ITEM 4: INVOCATION:** Thacker said a prayer.
- ITEM 5: APPROVE/DISAPPROVE MINUTES:** October 15, 2013
Thacker made a motion to approve and Helm seconded the motion. Roll Call: Thacker-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. Public hearing with discussion and possible action on the request of Preliminary Plat Approval for I Don't Care Subdivision. APPLICANT: I Don't Care Bar & Grill of Oklahoma, LLC. Current Zoning: C-5. LEGAL DESCRIPTION: A tract of land lying in the SW/4 of Section 21, Township 20 North, Range 16 East of the Indian Base and Meridian, Rogers County, Oklahoma. ADDRESS: 11015 E. 590. Rd., Catoosa, OK 74015 -***NOTE***This item was tabled from October 7, 2013 and October 15, 2013 – Larry Curtis, Planning Commission Director, reported the applicant asked for one more week and he would be meeting with him to settle everything. Thacker made a motion to table for one week and Helm seconded the motion. Roll Call: Thacker-aye, Helm-aye.
- 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:** None presented.
- ITEM 14: UTILITY PERMITS:**
1. AT&T Oklahoma -Bore & Trenching - To Cross Parallel County Highway or Local Road N. 193rd E. Ave. approximately 1/2 miles, of South E. 76th St. N. and further described as: 2640 feet South of the NE Corner of Section 36 Township 21N Range 14E Rogers County - District 2
Helm made a motion to approve and Thacker seconded the motion. Roll Call: Thacker-aye, Helm-aye. Motion approved
2. Chelsea Gas Authority – Bore – To Cross County Highway or Local Road South 4170 Rd. approximately 0.25 miles, of South of East 430 Rd. and further described as: 1330 feet south of the NE Corner of Section 15 Township 22N Range 16E Rogers County - District 1
Helm made a motion to approve and Thacker seconded the motion. Roll Call: Thacker-aye, Helm-aye. Motion carried.
- ITEM 15: CLAIMS:**
1. Salaries – None presented.
2. Attendant Care – None presented.

3. Detention Transportation Claim – State of Oklahoma, Office of Juvenile Affairs – September 2013 - \$1,367.49 –

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

ITEM 16: BLANKET PURCHASE ORDERS:

1. Material, Supplies, Parts, Groceries & Prescriptions –
 - Sheriff to Comdata MasterCard - \$1,000.00
 - District 3 to Lowe's - \$500.00
 - District 3 to Wal-Mart - \$100.00
 - District 3 to American Waste Control Inc. - \$1,380.00
 - Health Department to Urgent Care of Green Country - \$240.00
 - District 2 to O'Reilly's Auto Parts - \$1,000.00

Thacker made a motion to approve and Helm seconded the motion. Roll Call: Thacker-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:

1. Flintco, LLC payment #7 for Rogers County E911 Facility - \$109,600.26 –

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

ITEM 19: AGENDA ITEMS:

1. Update by BKL, Inc., and Flintco regarding Courthouse and E911 Center Projects – Thacker reported the consoles were being put in the center now and everything was moving along.

2. Discussion and possible action regarding Resolution #2014-51 for Court Clerk Special Fund for OBA – Donations for Court Areas, Fund #179, and Account #14OBA-200 – Cash Fund.

NOTEDeLozier arrived at 9:06 a.m.

Kim Henry, Court Clerk, explained the OBA had sent a check to the court and she needed a fund to deposit the money into. Thacker made a motion to approve and Helm seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

3. Discussion and possible action regarding renewal of independent contractor agreement between the Board of County Commissioners of Rogers County for the Rogers County Sheriff's Department and W Tech (Thacker) –

Jon Sappington, Undersheriff, explained this was an IT contract for the Jail and Sheriff's department that cost \$4,200.00 - \$4,500.00 per month. Thacker made a motion to approve and Helm seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

4. Discussion and possible action regarding to temporarily suspend the imposition of and collection of fees associated with the public utilities or cable television systems (Thacker) A.D.A. David Iski advised counties could not impose fees and he would like to discuss this with the Attorney General first and suggested this be temporarily suspended until further notice. Thacker made a motion to suspend the fees until further notice and DeLozier seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

5. Discussion and possible action regarding a Contract Services Agreement for Attorney Services by and between Cornerstone Legal Services LLC by Robert E. "Gene" Christian and Office of the Sheriff, County of Rogers, State of Oklahoma (Thacker) –

Sappington explained this was for outside legal counsel at \$200.00 per hour. There was a discussion about Sappington checking with Travelers Insurance. There was a discussion about what the D.A.'s responsibility would be. Helm made a motion to table this for one week until Sappington could check with Travelers Insurance and DeLozier seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

6. Discussion and possible action regarding the Equitable Sharing Agreement and Certification for Sheriff's office (Thacker) –

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

7. Discussion and possible action regarding an adjustment to base salaries for Elected Officials due to increase in valuations (Thacker) –

Helm explained that due to the valuation and population of Rogers County, the elected officials could also receive a \$200.00 per month raise. Thacker added that the legislature a few years back enacted legislation reading the elected officials "shall" have a base salary based on valuation and population. That would have made Rogers County elected officials have an annual base salary of \$92,000.00. The Association of County Commissioners lobbied to have it changed to "may". So the BOCC in this county at that time voted not to have the increase. Helm made a motion to approve and Thacker seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

8. Monthly Report of Officers for September 2013 – County Clerk –

Thacker made a motion to approve and Helm seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion approved.

9. County Clerk's Cashbook and Summary Report for September 2013 –

Thacker made a motion to approve and DeLozier seconded the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion approved.

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.) Planning Commission
l.) Judicial – m.) OSU Extension – n.) Sheriff - o.) Treasurer
c.) Ryan Baze reported they would be taking the cooling tower offline and getting things prepped for winter.
k.) Larry Curtis asked to go last on his announcement.
m.) Donna Patterson reported they would be starting a new project this week and there would be ladies coming in the courthouse after 5:00 p.m.
k.) Larry Curtis did a presentation on the new planning commission updated website and demonstrated how to use the links for information. He stated the updated website would provide the public with knowledge and applications to download.

ITEM 21: ACKNOWLEDGE 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 –
Linda Batty complimented Larry on his website and then asked what the fees were for on agenda item 4. Thacker explained about the fees. Batty also asked about agenda item 7 and how the evaluation and population was determined. Nelson McSwain stated it was from the net value. Helm explained to her and said that all the property and evaluation was available online. Helm stated that Rogers County was one of three counties out of seventy-seven that are unique in their planning and zoning. He said the other two counties are Tulsa and Wagoner.

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:
Thacker made a motion to recess at 10:02 a.m. so they could attend the Excise Board meeting at 3:00 p.m. the same day. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

RECONVENED MEETING

On Monday, October 21, 2013, Thacker called the meeting back to order at 3:03 p.m. Thacker and Helm were present and quorum established. DeLozier was absent. Bill Turner, CPA, was introduced to the Excise Board as the budgetmaker. NOTE*** DeLozier arrived at 3:05 p.m. Turner explained the carryover and discussed the revenue the county had brought in. Turner said he did not see a problem with giving the county employees raises this year. Karen Ogle was concerned about using leftover money this year for raises and asked where the county would be next year if they used the money. Turner explained they did not budget the 10% of available funds every year and the money would always be there. There was a discussion about the ad valorem tax, one cent tax, highway funds, and excess bond proceeds. Ogle wanted to know why everyone would be getting raises across the board when the Excise Board approved raises all the time. Thacker explained the elected officials could give step raises. Buck Mullen, Excise Board Chairman, asked if the step raises had been allowed for and Turner stated they had been. Mullen asked where the special election money came from and Turner said it was from the general fund. There was a discussion about the Election Board Secretary's salary and Turner stated she was paid by the state and not the county. Thacker advised the jail employees would not be getting a raise from the county because they are a separate entity and had \$100,000.00 more in their budget this year that could be used for raises. There was a final discussion for approval of the budget. Helm stated we are presenting the balanced budget to the Excise Board for approval and they approved it. Thacker made a motion to adjourn at 3:44 p.m. and Helm 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 October 17, 2013 at 4:35 p.m. and posted on the Front Door Entrance to the Courthouse and on the county website.