

## 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:** Tuesday, February 18, 2014, 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 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 DeLozier and Commissioners Mike Helm and 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 flag salute and Pledge of Allegiance.
- ITEM 4:**       **INVOCATION:** Commissioner Thacker said a prayer.
- ITEM 5:**       **APPROVE/DISAPPROVE MINUTES:** February 10, 2014 Regular Meeting – Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-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. Monthly Report of Officers (Clerk) - \*\*\*Note\*\*\* This item was tabled from February 10, 2014 \*\*\* - Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-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:**  
1. 82T-200 District #2 M&O to 81T-200 District #1 M&O \$98.45 – (Clerk) – Helm made a motion to approve and DeLozier seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
- ITEM 14:**      **UTILITY PERMITS:**  
1. Rural Water District #3: To - Bore - Cross County Highway or Local Road EW 390 approximately 0.812 miles west of SH 28 & EW 390 Junction and further described as: 990 feet East of the Northwest Corner of Section 25, Township 23 North, Range 17 East, Rogers County. – District 1- DeLozier made a motion to approve and Thacker seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
- ITEM 15:**      **CLAIMS:**  
1. Salaries – None presented.  
2. Attendant Care – None presented.
- ITEM 16:**      **BLANKET PURCHASE ORDERS:**  
1. Material, Supplies, Parts, Groceries & Prescriptions –  
• District 2 to O'Reilly's for \$1000.00  
• District 3 to R&S Auto Parts for \$500.00 - DeLozier made a motion to approve and Thacker seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-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 Plaza Project – No one was present.
2. Update regarding E-911 Trust Authority (Thacker) – No update given.
3. Discussion and possible action regarding Resolution 2014 - Rogers County Burn Ban – (DeLozier) – Emergency Management Director Scotty Stokes reported there was concern because we do not have a burn ban in effect. We are having the 3<sup>rd</sup> driest period since 1921 and he would like to enforce it for 30 days. DeLozier made a motion to approve the burn ban with restrictions, according to the resolution, for 30 days. Thacker seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried. Thacker asked if there was a checklist of requirements and Stokes reported there are statutes that Mr. Iski had provided. Stokes will put it on the website. \*\*\*NOTE\*\*\*The resolution number is 2014-117.
4. Discussion and possible action regarding Employment Agreement for legal services with Riggs, Abney, Neal, Turpen, Orbison, & Lewis (DeLozier) – Roy Orbison reminded the board that this was agreed upon to be paid through January and to be reimbursed by the 911 Authority. This contract extension will go through the end of the fiscal year 2013-14. The authority has approved. Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
5. Discussion and possible action regarding Invoice# 534522 for Rogers County Enhanced 911 Trust Authority from Riggs, Abney, Neal, Orbison & Lewis in the amount of \$3,257.63 for billing through January 31, 2014 (Hamilton) – Hamilton stated this was through January 31, 2014. Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
6. Discussion and possible action regarding Resolution 2014- Authorizing the Acceptance of Beneficial Interest in the Rogers County Enhanced 911 Trust Authority (Dave Puckett) – Mr. Puckett stated this is for Verdigris. DeLozier made a motion to approve and Thacker seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried. \*\*\*NOTE\*\*\*The resolution number is 2014-118.
7. Discussion and possible action regarding Federal Communications Commission's radio frequency requirements (Helm) – Ms. Hamilton stated this was not just narrow banding and that the agencies need to modify their licenses to include the E-911 Center. As of now, Verdigris Police Department has complied and the fire department will get theirs. Discussion only – no action taken.
8. Discussion and possible action regarding Bid on County Property, Tax Roll# 21122, Physical address: 11951 4180 Road, Section 25, Township 23N, Range 16 East (Baker) – Treasurer Cathy Baker explained to the board where these properties were located and they were offered at June resale but didn't get bought. She has a bid of \$220.00. Lien releases were discussed. DeLozier made a motion to table one week so he could look this property over and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
9. Discussion and possible action regarding Bid on County Property, Tax Roll# 29109, Physical address: 1440 N. 154<sup>th</sup> E. Ave., Tulsa, OK 74116, Lot 2, Block 4 Midwestern Heights (Baker) – Thacker made a motion to table for one week so he could look the property over and DeLozier seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
10. Discussion and possible action regarding the approval to deposit, with the Rogers County Court Clerk, in the amount of \$30,000.00 pursuant to the Commissioners Award in Rogers County Case No. CJ-2013-480 (Thacker) – Thacker requested Mr. Iski to comment on this. Mr. Iski stated this was for condemnation for Spunky Creek Bridge and the request is to deposit through the court clerk. Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
11. Discussion and possible action regarding the approval of payment in the amount of \$7,866.50 submitted by the Court appointed Commissioners in Rogers County Case No. CJ-2013-480 (Thacker) – Mr. Iski stated the Board is entitled to pay the three court appointed commissioners' fees. Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
12. Reimbursement and Resolution #2014-3 to deposit funds of \$296.67 from Sheriff & Assessor into District #1 81 ST-200 – DeLozier made a motion to approve and Helm seconded the motion. Roll call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

**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
- a. Janet Hamilton announced that Aerovac will be landing on the 911 property on Friday. She will check to see if they are on the county's FCC license.
- k. Larry Curtis stated the Planning Commission would be meeting today. There are no cases for the Board of Adjustments but they are still short one Board member. He added that person needs to be from the county side. The city has a Board of Adjustments and the county has one. Five members of the Planning Commission are from the county and three are from the city.

o. Cathy Baker encouraged every elected official and employee to jump on the wellness program bandwagon.

**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- S.Wilken, Claremore Progress, questioned if the Verdigris Fire and Police were using the radios. Ms. Hamilton stated the Verdigris Police is complete and their Fire Department is not. \*\*\*NOTE\*\*\*Ms. Hamilton had stated this earlier in the meeting. She then asked Ms. Hamilton if this was legal and David Iski, A.D.A., advised her not to answer as this was a legal question. She then directed her question to the board and Mr. Iski stated he was not prepared to comment. Wilken further stated that over a year ago Randy Atchley had advised everyone to update their FCC licenses. Ms. Hamilton responded that they have no enforcement authority.

**ITEM 23: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:**  
(Materials, Supplies, Parts, Groceries & Prescriptions) - Thacker made a motion to approve and DeLozier seconded the motion. Roll call: DeLozier-aye, Thacker-aye. Motion carried.  
\*\*\*NOTE\*\*\*Helm had left the meeting after all purchase orders were signed.

**ITEM 24: RECESS OR ADJOURNMENT:** DeLozier made a motion to adjourn at 10:34 a.m. and Thacker seconded the motion. Roll call: DeLozier-aye, Thacker-aye. Motion carried.

BOARD OF COUNTY COMMISSIONERS  
ROGERS COUNTY, OKLAHOMA

(SEAL) By: \_\_\_\_\_  
Robin Anderson, Rogers County Clerk

*Notice of said meeting was filed in the Office of the County Clerk on Thursday, February 13, 2014, at 4:07 p.m. and posted on the Front Door Entrance to the Courthouse and on the county website.*