

NOTICE OF REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS FOR ROGERS COUNTY, OKLAHOMA

PLACE: Rogers County Courthouse, Commissioners' Meeting Room,
200 South Lynn Riggs Boulevard, Claremore, OK

DATE & TIME: Tuesday, October 14, 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 was properly posted in accordance with the Oklahoma Open Meeting Act. Chairman Dan DeLozier, 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 salute and the Pledge of Allegiance to the American flag.
- ITEM 4:** **INVOCATION:** Commissioner Thacker said a prayer.
- ITEM 5:** **APPROVE/DISAPPROVE MINUTES:** October 6, 2014 – Commissioner Thacker made a motion to approve with Commissioner Helm seconding 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 of the agenda – None presented.
- ITEM 7:** **ANNOUNCEMENTS:** None presented.
- ITEM 8:** **UNFINISHED BUSINESS:**
1. Utility Relocation Agreement between the Board of County Commissioners acting for and on behalf of the State of Oklahoma and Rural Water District No. 4 Rogers County Job Piece 28600 – *****NOTE***This item was tabled from October 6, 2014-**
Helm made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm – aye, Thacker – aye. Motion carried.
 2. Utility Relocation Agreement between the Board of County Commissioners acting for and on behalf of the State of Oklahoma and Totah Communications Job Piece 28600 – *****NOTE***This item was tabled from October 6, 2014-**
Helm made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm – aye, Thacker – aye. Motion carried.
 3. Utility Relocation Agreement between the Board of County Commissioners acting for and on behalf of the State of Oklahoma and Verdigris Valley Electric Job Piece 28600 – *****NOTE***This item was tabled from October 6, 2014-**
Helm made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm – aye, Thacker – aye. Motion carried.
 4. Discussion and possible action regarding an undesignated portion county roadway located in section 30, T20N-R16E, on E. 573 Road, east of S. 4130 Road, approximately 2/10th of a mile long, to be adopted into county roadway system. In 2002 county took in E. 574 Road and E. 575 Road, and the legal description of each property on E. 573 Road currently includes “less S 50’ thereof for roadway”(District 3) – *****NOTE***This item was tabled from October 6, 2014-**
Mr. Rogers stated there was no reason to not approve this. Thacker made a motion to approve with Helm seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
 5. State of Oklahoma Department of Transportation Supplemental and Modification Agreement No. 1 County Improvements for Roads and Bridges Project Agreement by and between Rogers County Board of County Commissioners and Oklahoma Department of Transportation – CO BR over Dog Creek on EW 410 approximately 1.2 mile east of SH66, Project No.J2-7811 (04) State Job Nos:27811(04) (District 1) – *****NOTE***This item was tabled from October 6, 2014-**
DeLozier made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
 6. State of Oklahoma Department of Transportation Supplemental and Modification Agreement No. 1 County Improvements for Roads and Bridges Project Agreement by and between Rogers County Board of County Commissioners and Oklahoma Department of Transportation

– CO BR on EW350 over Unnamed Creek approximately .2 miles east of Washington County Line (AKA Buck Creek), Project No.J2-8600(04) State Job Nos.28600(04) (District 2) –
*****NOTE***This item was tabled from October 6, 2014-**
Helm made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.

ITEM 9: ZONING: None presented.

ITEM 10: PLATS:

1. Public hearing with discussion and possible action on the request of Preliminary Plat Approval for Riverwind. APPLICANT: Highfill Properties. Current Zoning: RS-25. LEGAL DESCRIPTION: (SEE ATTACHED) Curtis-

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE/4 NE/4) OF SECTION TWENTY-THREE (23) OF TOWNSHIP TWENTY-ONE (21) NORTH AND RANGE FIFTEEN (15) EAST OF THE INDIAN BASE AND MERIDIAN (I.B.&M.), ACCORDING TO THE U.S. GOVERNMENT SURVEY, THEREOF, ROGERS COUNTY, STATE OF OKLAHOMA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NE CORNER OF THE NE/4 OF SEC. 23, T-21-N, R-15-E, I.B.&M.; THENCE S 88°55'45" W ALONG THE NORTH LINE OF SAID NE/4 A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING; THENCE S 01°25'38" E PARALLEL WITH THE EAST LINE OF SAID NE/4 A DISTANCE OF 1320.51 FEET TO A POINT ON THE SOUTH LINE OF THE NE/4 OF SAID NE/4; THENCE S 88°55'30" W A DISTANCE OF 1299.89 FEET TO THE SW CORNER OF SAID NE/4 NE/4; THENCE N 01°25'29" W A DISTANCE OF 1320.81 FEET TO THE NW CORNER OF SAID NE/4 NE/4; THENCE N 88°55'45" E A DISTANCE OF 1299.83 FEET TO THE POINT OF BEGINNING, AND CONTAINING 39.41 ACRES, MORE OR LESS.

Curtis explained this was approved by the planning commission 5-0 and is within District 3. The applicant was not present but is on his way. Thacker stated he would like to revisit this item at the end of the meeting when the applicant is present.***NOTE***DeLozier came back to this after Item 23. Public hearing opened at 10:37 a.m. The applicant Randy Highfill stated the drainage issue had been addressed and is draining into the old coal pit, Kellogg Engineering has reviewed it. Thacker asked if all agreed there were no drainage issues and Highfill confirmed. Helm asked if it would be an aerobic or septic system. Highfill replied it would be aerobic. The drainage issue was discussed further. Hearing closed at 10:40. Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.

ITEM 11: ROADS & BRIDGES:

1. Claim request for expense payment which ODOT will pay with CIRB funds, of \$650.00 from Franklin & Associates for Appraisal Review – Bridge Project J/P 2 5480(04) CIRB-166C(212)RB, which plans are by reference made a part of the agreement. Bridge 107 “A” location is 66E0520N4240003 NBI NO. 09787. (Thacker)
Thacker made a motion to approve and Helm seconded the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
2. Invoice 506-03 and claim form from Smith Roberts Land Services for Rogers County J/P 28600(04), Buck Creek Bridge \$2,310.00 (District 2) –
Helm made a motion to approve with DeLozier seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
3. Agreement by and between the Board of County Commissioners and the Oklahoma Department of Transportation for Project No.J3-0711(04)RB, State Job No:30711(04) for CO Rd EW 460 over Trib. to Seminole Creek Appx. 6 mi S and 4.5 mi E of SH28A/SH66 Jct. in Foyil (District 1) –
DeLozier stated this is Local Bridge #85 and made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
4. CBRI Cash Fund Reimbursement request for transfer – 193rd St Project , STP from 105BR-200 to 82T-200 \$283,406.14 (District 2) –
DeLozier questioned what the time frame was on this project. Helm stated it was for fiscal year 2011-12 and 2012-13 and for Guy Engineering. Helm made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.

ITEM 12: CASH FUND ESTIMATE OF NEEDS & REQUEST FOR APPROPRIATIONS:

1. 003 Courthouse Bond Proceeds \$267,189.62
2. 008 Cobra \$6,202.26
3. 012 RCEFA \$21,335.00
4. 101 T-Highway \$291,312.54
5. 105 CBRIF \$24,262.73
6. 113 Property Resale \$42,034.48
7. 114 Emergency Management \$80.99
8. 115 Health Department \$630.91
9. 119 Sheriff Civil Fees \$27,283.99
10. 121 County Clerk Lien Fees \$2,092.51
11. 122 Treasurer Cert. Fees \$1,609.69
12. 124 County Clerk Preservation \$7,651.28
13. 125 Engineering Fees \$1,500.00
14. 127 Sheriff Commissary \$20,002.75
15. 128 Courthouse SEC/SHRF Fees \$6,161.51

16. 129 Sheriff Courthouse Secure \$3,395.58
17. 131 Law Library \$3,868.69
18. 133 Sheriff Grants \$15,167.20
19. 135 Criminal Justice Authority \$288,658.21
20. 137 Sheriff Jail \$8,503.17
21. 139 Dispatch Consolidated Services \$6,393.32
22. 140 Wireless Prepay 911 Fee \$4,686.15
23. 141 Wireless Services \$25,944.15
24. 142 E-911 Addressing \$2,159.89
25. 147 Drug Court Contract \$22,791.66
26. 148 Drug Court Participant \$4,225.95
27. 175 Assessor Revolving \$64.01
28. 180 Court Clerk Revolving \$9,995.62

Thacker made a motion to approve Items 1 thru 28 with Helm seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.

ITEM 13: TRANSFER OF FUNDS: None presented.

ITEM 14: UTILITY PERMITS:

1. RWD #5 - To – bore – Cross County Highway or Local Road S. 4120 Rd. approximately .5 miles south of S. 4120 Rd. & E. 520 Rd. and further described as: 2,590 feet south of the NE Corner of Section 35 Township 21N Range 15E Rogers County. District 3- Thacker made a motion to approve with DeLozier seconding 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 #3 to Wal-Mart \$100.00
 - District #3 to R & S Auto Parts \$500.00
 - District #3 to Diamond P Lawn and Garden \$150.00

Thacker made a motion to approve with DeLozier seconding 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 regarding E-911 Trust Authority (Thacker) – Janet Hamilton, E-911 Director, stated the contract for RSU is currently being reviewed by Attorney Jim Orbison.
2. Invoice #546251 from Riggs, Abney, Neal, Turpen, Orbison, and Lewis for Enhanced 911 Trust Authority through September 30, 2014 \$437.50 – Thacker made a motion to approve with DeLozier seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
3. Discussion and possible action regarding the requested reappointment of Steve Adams and Steve Dowty to the City of Tulsa-Rogers County Port Authority Board of Directors for additional 4-year terms (DeLozier) – DeLozier stated Mr. Dowty was District #1 and Mr. Adams was District #3. DeLozier made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
4. Add John Haase in replacement of Janice Cranor as Requisitioning Officer in the OSU Extension Office- DeLozier made a motion to approve with Thacker seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
5. Guaranteed Maintenance Agreement between JD Young and Rogers County Commissioners for Canon C2550 \$170.00 per quarter for Commissioners' office – Helm made a motion to approve with DeLozier seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
6. Request from Sheriff's Department for Rogers County Board of County Commissioners to impose a daily incarceration fee to be charged and paid by the municipal inmates at the same rate the district has set at \$41.60 (Sheriff)- Helm stated that the Board of County Commissioners set a fee. Jon Sappington stated that the board had not implemented that fee. Helm made a motion to table this for one week so Mr. Rogers could review it with DeLozier seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.
7. County Clerk's Cashbook and Summary Report – Thacker made a motion to approve with Helm seconding the motion. Roll call: DeLozier – aye, Helm - aye, Thacker - aye. Motion carried.