

**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:** Monday, December 14, 2015 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:** DeLozier called the meeting to order at 9:01 AM.
- 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 and Commissioner Ron Burrows 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:** Burrows led the flag salute and Pledge of Allegiance to the American flag.
- ITEM 4:** **INVOCATION:** District 2 Assistant Road Foreman Allen Carter led a prayer.
- ITEM 5:** **APPROVE/DISAPPROVE MINUTES:** December 7, 2015 Regular Meeting – Burrows made a motion to approve and DeLozier seconded. Roll Call: DeLozier – aye, Burrows –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:** None presented.
- 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:**  
1. 003 Courthouse Bond Proceeds \$69,914.42  
2. 101 T-Highway \$284,313.36  
3. 105 CBRIF \$55,233.28  
4. 113 Property Resale \$21,014.77  
5. 115 Health Department \$1,772.08  
6. 118 Sheriff Jail Turnpike Authority \$8,208.14  
7. 119 Sheriff Civil Fees \$16,672.53  
8. 122 Treasurer Certificate Fees \$1,345.00  
9. 127 Sheriff Commissary \$25,528.97  
10. 128 Courthouse Sec/Sheriff Fees \$2,566.50  
11. 129 Sheriff Courthouse Secure \$3,931.48  
12. 131 Law Library \$4,037.52  
13. 135 Criminal Justice Authority \$235,232.87  
14. 137 Sheriff Jail \$43.95  
15. 139 Dispatch Consolidated Service \$9,666.65  
16. 140 Wireless Prepay 911 Fee \$5,764.26  
17. 141 Wireless Services \$679.82  
18. 147 Drug Court Contract \$14,645.83  
19. 148 Drug Court Participant \$2,359.07  
20. 150 Planning Commission Fee \$750.00  
21. 175 Assessor Revolving \$114.50  
22. 180 Court Clerk Revolving \$8,719.58  
DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried on Items 12:1-22.  
\*\*\*Note\*\*\* At this time, DeLozier moved to Item 18:1.
- ITEM 13:** **TRANSFER OF FUNDS:**  
1. 23-110 Personal Services to 23-113 Part-time Salaries \$650.00 – Planning Commission  
Director Larry Curtis stated this transfer is to cover the month of December for a position that will be moving from a part-time position to a full-time position in January 2016. DeLozier

made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye.  
Motion carried.

**ITEM 14: UTILITY PERMITS:**

1. ONG –To - bore cross County Highway or Local Road S. 4170 Rd. approximately .07 miles west & .26 miles south of Hwy 44 & Hwy 20 and further described as: 1,370 feet south of the northwest corner of Section 14 Township 21 Range 16 Rogers County. District 3
  2. RWD #9 Rogers County –To - bore cross County Highway or Local Road S. Fieldstone Dr. W. approximately 235 feet north of S. Fieldstone Dr. W. & S. Knight Ln. intersection and further described as: 3,935 feet northwest of the southeast corner of Section 2 Township 21 Range 16 Rogers County. District 1
- Planning Commission Director Larry Curtis recommended approval on both 1 and 2. DeLozier made a motion to approve Item 14:1 & 2 and Burrows seconded. Roll Call: DeLozier – aye, Burrows –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 –
  - Sheriff to Fastenal, \$300.00
  - Sheriff to Murphy Sanitary Supply, \$500.00
  - District 3 to Ameriflex Hose & Accessories, \$500.00
  - District 3 to Greenhill Materials, \$3,000.00
  - District 3 to Greenhill Materials, \$3,250.00
  - District 3 to R & S Auto Parts, \$1,000.00
  - District 3 to Tri Star Roll-Off, \$2,320.00DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.
2. Orders Exceeding Amount of Issuance – P.O.#3753 from Sheriff's office to Bimbo Bakeries – amount to be encumbered \$1,930.00, exceeded \$394.58 for a total of \$2,324.58 – County Clerk Robin Anderson stated there is a note on the PO stating there were more changes in the kitchen staff. They are adding a new staff member on Monday which should help. DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.

**ITEM 17: GRANTS: None presented.**

**ITEM 18: AGENDA ITEMS:**

1. Discussion and possible action regarding possible endorsement of 2016 One Voice Legislative Agenda – Bob Portiss stated recommended approval and added there are nine forces in creation of the agenda. This is recognized nationally and has been done since 2007. Burrows made a motion to approve and DeLozier seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried. \*\*\*Note\*\*\* DeLozier moved to Item 18:14.
2. Discussion and possible action regarding a Commercial Services Agreement between Cox Business and Rogers County Health Department – Assistant District Attorney Ben Lepak has reviewed the agreement and recommended approval. DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.
3. Discussion and possible action regarding a Commercial Services Agreement between VIP Technology and Rogers County Health Department – Lepak has reviewed the agreement and recommended approval. DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.
4. Discussion and possible action regarding a contract between Community Action Resource Development, Inc. Head Start Program and Rogers County Health Department – Lepak has reviewed the agreement and recommended approval. DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.
5. Discussion and possible action regarding a non-appropriation addendum to lease between Dotcom Leasing LLC and Rogers County Commissioners on behalf of Rogers County District 2 Commissioner Office – District 2 Foreman Benny King stated this has been ongoing since August. Lepak stated the only thing put on the agenda was the addendum so the Board can approve that but the rest will have to be presented also. DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.
6. Discussion and possible action regarding Keystone and Flex Spending Accounts for Rogers County Employees – County Clerk 1<sup>st</sup> Deputy Teresa Jackson stated the Board needs to decide today if they are offering Flex Spending. Burrows asked if there were any issues this year with Keystone and Ms. Jackson stated there were not. Burrows stated it has value for the employees. DeLozier stated he was fine with it but wanted to look around next year and see if we can save any money with another company. DeLozier asked how many employees are currently enrolled and Ms. Jackson said there are 21. DeLozier made a motion to stay with Keystone and Burrows seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.
7. Reimbursement and Resolution #2016-103 into 82ST-200 from the Town of Oologah for fuel reimbursement \$1200.00 -

8. Reimbursement and Resolution #2016-104 into 20-200 from the Health Department for phone reimbursement \$1540.58 -
9. Reimbursement and Resolution #2016-105 into 92-110 from the Talala Cemetery Association for mowing reimbursement \$5,000.00 -
10. Reimbursement and Resolution #2016-106 into 82ST-200 from OTEMS for fuel reimbursement \$1169.70 -  
DeLozier made a motion to approve Item 18:7-10 and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
11. County Clerk's Cashbook and Summary Report - DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
12. Monthly Report of Officers - DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
13. Open and possibly award the following bids: Purchasing Agent Megan Jackson opened all bids.
  - A. Bid #13 - HMHL (3 Month Bid) - DeLozier made a motion to award to Tulsa Asphalt, the low bid, who bid the following prices per ton for HMHL: Type A 64-22: \$32.90; Type B 64-22: \$36.92; Type C 64-22: \$38.25; Type B 70-28: \$44.08; Type C 70-28: \$46.12. T&C Asphalt was awarded for a 60# Bag of Cold Patch at \$8.00 per bag. Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - B. Bid #14 - Liquid Asphalt (3 Month Bid) DeLozier made a motion to table one week and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - C. Bid #12 - Rock (6 Month Bid) - DeLozier made a motion to table one week and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - D. Bid #16P - Plastic Pipe (6 Month Bid) - Burrows made a motion to table one week and DeLozier seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - E. Bid #16U - Used Pipe (6 Month Bid) - DeLozier made a motion to table one week and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - F. Bid #16C - Corrugated Polypropylene Pipe (6 Month Bid) - Burrows made a motion to table one week and DeLozier seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - G. Bid #17 - Galvanized Posts (6 Month Bid) - DeLozier made a motion to award to Xcessories Squared, the low bid, who bid \$660.25 per bundle of 25. Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - H. Bid #18 - Concrete (6 Month Bid) - DeLozier made a motion to award to Mid-Continent Concrete Company, the sole bid, who bid the following prices: Flowable fill, \$72.00; 3000 PSI, \$82.00; 3500 PSI, \$85.00; 4000 PSI \$88.00; Grout, \$92.00; Hot water, \$4.50; Retarder \$3.30; Accelerator 1%, 3.80; 2%, \$7.60, 3%, \$11.40; Water Repellent, \$4.40, Ice, \$10.50 per 40#. Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - I. Bid #21 - Dumpsters (6 Month Bid) - DeLozier made a motion to award to Tri-Star, the low bid, who bid \$320.00 and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - J. Bid #23 - Precast Box Culverts (6 Month Bid) - There were no bids received. DeLozier made a motion to let this bid again and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
  - K. Bid #676 - Tractor with Boom Mower (D3) - Burrows made a motion to table one week and DeLozier seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried.
14. Discussion and possible action for the Board of County Commissioners to enter an executive session pursuant to Title 25 O.S. 2011, § 307(B)(4), for the purpose of confidential communications by it with its attorneys concerning a pending or potential investigation, claim, or action, the Board of County Commissioners having been advised by its attorneys that disclosure thereof will seriously impair the ability of the Board of County Commissioners to process the claim, or to conduct the pending investigation, litigation or proceeding in the Public Interest, to-wit: Update from Attorney Kim Ritchie re: BOCC v. Jennings, Rogers County District Court Case No. CJ-2013-480. Lepak recommended entering an executive session. DeLozier made a motion to enter executive session and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried at 9:06 AM.
15. Possible Action on a motion to terminate executive session and resume regular session. DeLozier made a motion to approve and Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried at 9:31 AM.
16. Discussion and possible action regarding bocc matters discussed in executive session, to-wit: Update from Attorney Kim Ritchie re: BOCC v. Jennings, Rogers County District Court Case No. CJ-2013-480. DeLozier made a motion that Burrows attend the mediation on Wednesday, December 16, 2015, and authorize their attorney to settle the amount recommended by the attorney. DeLozier stated the final settlement will be approved by the County Commissioners. Burrows seconded. Roll Call: DeLozier - aye, Burrows -aye. Motion carried. \*\*\*Note\*\*\* At this time, DeLozier moved to Item 13.

**ITEM 19: ACKNOWLEDGEMENT RECEIPT OF THE FOLLOWING ITEMS:** None presented.

**ITEM 20: 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.

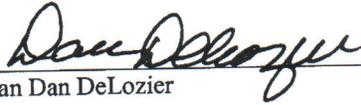
**ITEM 21: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:**  
(Materials, Supplies, Parts, Groceries & Prescriptions) Burrows made a motion to approve and

DeLozier seconded. Roll Call: DeLozier – aye, Burrows –aye. Motion carried.

**ITEM 22:** **RECESS OR ADJOURNMENT:** DeLozier made a motion to adjourn and Burrows seconded.  
Roll Call: DeLozier – aye, Burrows –aye. Motion carried at 10:38 AM CST.



BOARD OF COUNTY COMMISSIONERS  
ROGERS COUNTY, OKLAHOMA

  
Chairman Dan DeLozier

(Seal)  
By:   
Robin Anderson, Rogers County Clerk

  
Commissioner Ron Burrows

*Notice of said meeting was filed in the Office of the County Clerk on Thursday, December 10, 2015, at 4:06 p.m. and posted in the public display case near the front door entrance to the courthouse and on the county website.*