

ROGERS COUNTY BOARD OF COUNTY COMMISSIONERS
Regular Meeting, Monday, March 11, 2019 at 9:00 am

MINUTES

Meeting called to order and a quorum established noting that the agenda was posted Thursday, March 7, 2019 at 2:15 pm

Commissioner DeLozier lead the flag salute, Coy Jenkins, Rogers County Sheriff Office offered the prayer

Commissioner Burrows motioned to approve the minutes from the March 4, 2019 Regular meeting, second Commissioner DeLozier; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

ANNOUNCEMENTS:

Commissioner Burrows announced that the Rogers County Trash-Off Event 2019 is Thursday, April 4th – Saturday, April 6th, 2019 and the Hazardous Waste Disposal Event is Saturday, April 6th, 2019 at 8:00 am – Noon only

NEW BUSINESS: None

UNFINISHED BUSINESS:

1. Bid 18/19-6 Radio Tower & Installation – NOTE this item was tabled at the February 25, 2019 and March 4, 2019 Regular meetings for further review

Commissioner DeLozier motioned to table for one more week, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

BIDS: REVIEW/LET/AWARD

1. Bid 18/19-10 Hot Mix Hot Lay (HMHL), Hot Mix Cold Lay (HMCL) and Liquid Asphalt

Margie Wright, Purchasing Agent stated that there were 13 sent out and 10 received back

Chairman Hendrix motioned to table for one week, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

PLANNING AND ZONING:

1. Public hearing with discussion and possible action on the request for ZONING CHANGE from AI (Agricultural Industrial) to PUD Underlying RS-40 (Residential 40,000 sq. ft.), that the intended use of the property, after rezoning, Yonkipin an Existing Residential Subdivision, CASE # 2222.

APPLICANT: Kellogg Engineering, Inc.

LOCATION: 4.5 Miles NE of US Highway 412 N. on the NW Side of US Highway 66:

District 3

LEGAL DESCRIPTION: A Tract of land located in the South half (S/2) of Section Nine (9) and in the North half (N/2) of Section Sixteen (16) of Township Twenty (20) 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 SW Corner of Section 9, T-20-N, R-15-E, I.B.&M.; Thence N 88°18'24" E along the south line of said section 9 a distance of 1,320.76 feet; Thence N 01°31'20" W a distance of 1,317.11 feet; Thence N 01°40'26" W a distance of 658.43 feet; Thence N 88°34'15" E a distance of 1,314.88 feet; Thence N 88°34'28" E a distance of 661.78 feet; Thence S 01°29'38" E a distance of 1,966.77 feet to a point on the south line of said section 9; Thence N 88°19'24" E along the south line of said section 9 a distance of 110.02 feet; Thence S 50°12'07" Wand into Section 16, T-20-N, R-15-W, I.B.&M. a distance of 819.17 feet; Thence N 39°47'53" W a distance of 70.00 feet; Thence S 50°12'07" W a distance of 786.29 feet; Thence N 41°13'19" W a distance of 355.02 feet; Thence N 88°23'14" E a distance of 110.20 feet; Thence N 01°48'32" W a distance of 662.39 feet to a point on the north line of said section 16; Thence S 88°18'24" W along said north line of said section 16 a distance of 660.38 feet to the Point of Beginning and containing 105.90 acres more or less. Basis of bearing the Oklahoma State Plan Coordinate System.

This item was approved at the CITY OF CLAREMORE—ROGERS COUNTY METROPOLITAN AREA PLANNING COMMISSION by a vote of 6 yes 0 no. No one spoke against the change

Commissioner Burrows motioned to open public hearing, second Commissioner DeLozier;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to open public hearing at 9:13 am

Jim Loller, Planning Commission and Mac Greever presented

Chairman Hendrix motioned to close public hearing, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to close public hearing at 9:19 am

Commissioner Burrows motioned to approve the ZONING CHANGE from AI to PUD Underlying RS-40, second Commissioner DeLozier; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

2. Public hearing with discussion and possible action on the request for ZONING CHANGE from AG (Agricultural) to RS-40 (Residential 40,000 sq. ft.), that the intended use of the property, after rezoning, for Residential Lot Split, CASE # 2223.

APPLICANT: Shari Davison

LOCATION: Tacker Road to Turner Road, Claremore, Ok 74019 District 3

LEGAL DESCRIPTION: A Tract of land in the N/2 NW/4 of Section 34 Township 21 N. Range 15 E of the I. B. & M. More particularly described as follows: Commencing at the NW corner of Sec. 34; Thence So°19'27"W 660.28 feet; Thence S89°53'07"E, 659.74 feet to the Point of Beginning; Thence S89°53'07"E 744.50 feet; Thence So°19'27"W 165.07 feet; Thence N89°53'07"W 744.20 feet; Thence No°19'27"E 165.07 feet to the Point of Beginning.

This item was approved at the CITY OF CLAREMORE—ROGERS COUNTY METROPOLITAN AREA PLANNING COMMISSION by a vote of 6 yes 0 no. No one spoke against the change
 Commissioner Burrows motioned to open public hearing, second Chairman Hendrix;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to open public hearing at 9:20 am
 Jim Loller, Planning Commission presented
 Chairman Hendrix motion to close public hearing second Commissioner Burrows;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to close public hearing at 9:22 am
 Commissioner Burrows motioned to approve the ZONING CHANGE from AG to RS-40, second Commissioner DeLozier; roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

3. Public hearing with discussion and possible action on the request for ZONING CHANGE from AG (Agricultural) to RS-40 (Residential 40,000 sq. ft.), Zoning change for Tract 2 only, Tract 1 to remain AG, that the intended use of the property, after rezoning, for Residential Lot Split, CASE # 2224.
 APPLICANT: Charles and Jerrie Walden
 LOCATION: 25755 South 4130 Road, Claremore, OK 74019
 District 3
 LEGAL DESCRIPTION: The North half of the West 20.71 Acres of Government Lot 7 in Section 6, Township 20 North, Range 16 East of the I. B. & M., survey, Rogers County, Oklahoma, Less and Except that of the portion thereof conveyed to the City of Tulsa for water line purposes.

This item was approved at the CITY OF CLAREMORE—ROGERS COUNTY METROPOLITAN AREA PLANNING COMMISSION by a vote of 6 yes 0 no. No one spoke against the change
 Commission DeLozier motion to open public hearing, second Commissioner Burrows;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to open public hearing at 9:23 am
 Jim Loller, Planning Commission presented
 Commissioner DeLozier motioned to close public hearing, second Commissioner Burrows;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to close public hearing at 9:26 am
 Commissioner Burrows motion to approve the ZONING CHANGE from AG to RS-40, second Commission DeLozier;
 roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

4. Public hearing with discussion and possible action on the request for ZONING CHANGE from AG (Agricultural) to RS-40 (Residential 40,000 sq. ft.), Zoning change for Tract 2 only, that the intended use of the property, after rezoning, for Residential Lot Split and Lot Combination CASE # 2225.
 APPLICANT: Dean Solberg
 LOCATION: 3751 E. 390 Road District 2
 LEGAL DESCRIPTION: The S/2 of the following described tract: The East 80' of the SE/4 SW/4 SE/4 and the SW/4 SE/4 SE/4, Less and Except the East 577' Thereof in Section 23, Township North, Range 14 East of the I. B. & M.

This item was approved at the CITY OF CLAREMORE—ROGERS COUNTY METROPOLITAN AREA PLANNING COMMISSION by a vote of 6 yes 0 no. No one spoke against the change
 Commissioner DeLozier motioned to open public hearing, second Commissioner Burrows; roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to open public hearing at 9:27 am
 Jim Loller, Planning Commission presented
 Commissioner DeLozier motioned to close public hearing, second Commissioner Burrows;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to close public hearing at 9:29 am
 Commissioner DeLozier motioned to approve ZONING CHANGE from AG to RS-40, second Commissioner Burrows;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

GRANTS:

1. Discussion and possible approval of an FY 2019 CDBG Citizen Participation Plan
 Andy Armstrong presented, Commissioner DeLozier motioned to approve FY 2019 CDBG Citizen Participation Plan, second Chairman Hendrix; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried
2. Request for a Public Hearing to be set for Monday, March 18, 2019 at 9:00 a.m. to receive recommendations for community development needs within Rogers County
 Andy Armstrong presented, Commissioner DeLozier motioned to approve to set Public Hearing for Monday, March 18, 2019 at 9:00 am, second Commissioner Burrows; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried
3. Discussion and possible approval of an “April is Fair Housing Month” Resolution for Rogers County
 Andy Armstrong presented, Commissioner DeLozier motioned to approve “April is Fair Housing Month” Resolution for Rogers County, second Commissioner Burrows; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

CASH FUND ESTIMATE OF NEEDS AND REQUEST FOR APPROPRIATIONS:

Fund	Fund Name	Apportion #1 Amount	Apportion #2 Amount
1102	County Highway Unrestricted	\$ 2,365.23	\$ 296,410.16
1103	County Bridge and Road Improvement	\$ 122,760.08	\$ 28,668.76
1201	911 Phone Fees	\$ 1.93	\$-
1204	Assessor Revolving Fee	\$ 8.94	\$-
1208	County Clerk Lien Fee	\$ 54.25	\$ 785.75
1209	County Clerk Records Mgmt and Preservation	\$ 300.08	\$ 3,200.00

Fund	Fund Name		Apportion #1 Amount	Apportion #2 Amount
1210	Jail		\$1,989.61	\$-
1211	Court Clerk Payroll		\$-	\$-
1212	Emergency Management		\$-	\$-
1219	Planning and Zoning		\$11,500.00	\$250.00
1220	Resale Property		\$21,337.36	\$28,127.98
1222	Sheriff Board of Prisoners		\$-	\$17,839.22
1223	Sheriff Commissary		\$-	\$49,980.61
1225	Sheriff Forfeiture		\$-	\$-
1226	Sheriff Service Fee		\$212.48	\$18,286.47
1230	Treasurer Mortgage Certification		\$710.19	\$515.00
1235	County Donations		\$-	\$3,000.00
1301	Use Tax - ST	**	\$-	\$152,072.15
1301	Excess Use Tax		\$102,611.95	\$121,903.18
1305	Courthouse Improvements - ST	**	\$-	\$134,970.39
1313	Road and Bridges - ST		\$8,116.33	\$1,572.10
1315	Jail - ST		\$973.79	\$269,940.77
1326	Judgement Debt - ST	**	\$-	\$269,940.78
1526	OAG 2018 Safe OK Grant		\$-	\$-
7201	Court Clerk Revolving		\$8,962.43	\$-
		**Wire Out		

Commissioner DeLozier motioned to approve the Cash Fund Estimate of Needs and Request for Appropriations, second Commissioner Burrows;
 Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

TRANSFER OF FUNDS:

1. From Visual Inspections Salaries (0001-1-1700-1110) into General Fund Maintenance & Operations (0001-1-2000-2005) in the amount of \$60.17 for February 2019 Workers compensation
2. From Board of Prisoners Maintenance & Operations (1222-2-3400-2005) into JAG-LLE 2018 Rogers County-000143 (1508-2-0400-2005) in the amount of \$10,000.00 for loan for reimbursement grant

Commissioner DeLozier motioned to approve the Transfer of Funds 1 & 2, second, Commissioner Burrows; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

BLANKET PURCHASE ORDERS

1. Materials, Supplies, Parts, Groceries & Prescription

Commissioner DeLozier motioned to approve blanket purchase orders from the following departments; District 1, District 3, Planning Commission, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

2. Orders Exceeding-

- A. Purchase order #4120 encumbered on January 28, 2019 in the amount of \$150.00 to Oklahoma Turnpike Authority for tolls, amount exceeded \$53.70 explanation letter attached – District #2

Chairman Hendrix presented, Commissioner DeLozier motioned to approve Purchase Order #4120 exceeding the amount encumbered, second Chairman Hendrix;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

AGENDA ITEMS:

1. County Clerk Cashbook and Summary Report (Clerk)

Commissioner DeLozier motioned to approve County Clerk Cashbook and Summary Report, second Commissioner Burrows; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion

2. Monthly Report of Officers (Clerk)

Clerk Heidlage stated that the Sheriff's Office and Health Department were not returned, Commissioner DeLozier motioned to approve the Monthly Report of Officers, second, Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

3. Discussion/possible action regarding service agreements with Cox Communications for the installation of fiber from 911 Center to RSE Tower, 911 Center to Broken Arrow Core, and RSU Tower to Broken Arrow Core (Hendrix)

Jon Sappington presented, Commissioner Burrows motioned to approve the service agreements with Cox Communications, second Commissioner DeLozier;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

4. Resolution 2019-87 to be deposited into the General Fund Maintenance – Maintenance & Operations (0001-1-3300-2005) account from Emergency management in the amount of \$196.03

Commissioner DeLozier motioned to approve Resolution 2019-87, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

5. Presentation by Bill Turner, CPA of Compilation Report

Bill Turner, CPA presented Compilation Report, Commissioner DeLozier motioned to approve the Compilation Report, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

6. Discussion/possible action regarding replacing Jeanne M. Heidlage as Requisitioning Officer for the Excise Board and naming Steve Hendrix, Ron Burrows and Dan DeLozier as Requisitioning Officers (Clerk)

Clerk Heidlage presented, Commissioner DeLozier motioned to approve Requisition Officer change for the Excise Board, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

7. Discussion/possible action regarding adding Winnona Robertson as Receiving Officer for the Excise Board (Clerk)

Clerk Heidlage presented, Commissioner DeLozier motioned to approve adding a Receiving Officer for the Excise Board, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

8. Discussion/possible action regarding resignation of Mick Webber from the Board of Trustees of the Rogers County Public Facilities Authority and naming Jared Coats to serve three years, the remainder of the term. (Hendrix)
9. Discussion/possible action regarding resignation of David Merriman from the Board of Trustees of the Rogers County Public Facilities Authority and naming Ed Truitt to serve three years, the remainder of the term. (Hendrix)

Commissioner DeLozier motioned to approve Agenda item 8 & 9, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

10. Discussion and possible action to enter Executive Session pursuant to OKLA. STAT. tit. 25, § 307(C)(11) for the purpose of conferring on matters pertaining to economic development, including the transfer of property, financing, or creation of a proposal to entice a business to locate within Rogers County, where the public disclosure of the matter discussed would interfere with the development of products or services and public disclosure would violate the confidentiality of the business: to wit conferring with Debi Ward, RCIDA, and Andrew Ralston, Tulsa Port of Catoosa, regarding economic development efforts to entice business within Rogers County. (Burrows)

Assistant District Attorney, Isaac Shields, recommended entering into Executive Session, Chairman Hendrix motioned to enter into Executive Session, second Commissioner DeLozier;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to enter into Executive Session at 9:56 am

11. Discussion/possible action to terminate executive session and resume regular meeting

Chairman Hendrix motioned to terminate executive session, second Commissioner DeLozier;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion approve to terminate executive session at 10:26 am

PUBLIC COMMENTS: None

PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:

Commissioner Burrows motioned to approve purchase orders as presented, second Commissioner DeLozier; Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried

RECESS OR ADJOURNMENT:

Commissioner DeLozier motioned to adjourn, second Commissioner Burrows;

Roll call – DeLozier-Aye, Hendrix-Aye, Burrows-Aye – motion carried to adjourn at 10:59 am

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

Steve Hendrix, Chairman

Ron Burrows, Vice-Chairman

Dan DeLozier, Member

By: _____
Jeanne M. Heidlage, Rogers County Clerk