

October 15, 2009
Guthrie, Oklahoma
9:00 A.M.

The Board of Logan County Commissioners met in Regular Session with Chairman Mark Sharpton presiding, Member Monty Pearcy present and Member Mike Pearson present and transacted the following:

The Agenda was posted at 3:06 P.M. on November 12, 2009 and was posted at the Courthouse and Annex.

Present at the meeting were: Chris Collins, Shannon Sharpton, Mary Murphey, Brenda Perry, Richard Trice, Emmanuel Sullivan, Stacy E Williams, Brett Ellis, Anna Brooks and Nixie Goff,

The meeting was called to Order by the Chairman.

The flag salute was given.

MOTION ADOPTED TO APPROVE MINUTES

Monty Pearcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the minutes of November 2, 2009 and November 9, 2009 be approved.

MOTION ADOPTED TO ENTER EXECUTIVE SESSION

Monty Pearcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Board of County Commissioners enter Executive Session at 9:01 A.M. for the purpose of confidential communications between the Board and its attorney concerning federal lawsuit Dale Majors v. Logan County.

MOTION ADOPTED TO RETURN TO OPEN SESSION

Mark Sharpton made the motion which was duly seconded by Monty Pearcy with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Board of County Commissioners return to Open Session at 9:09 A.M.

MOTION ADOPTED TO AUTHORIZE ENTER INTO A SETTLEMENT IN THE MATTER OF DALE MAJORS v. LOGAN COUNTY

Monty Pearcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Board of County Commissioners, on advice of its attorney, enter into a settlement agreement in the matter of Dale Majors v. Logan County in the amount of \$25,000 pull medical expenses.

Anna Brooks, Mayor of the Town of Meridian, asked the Board for copies of purchase orders and information regarding the CDBG Grant for lagoons for the Town of Meridian. The County Clerk will prepare the information for Mrs. Brooks.

MOTION ADOPTED TO APPROVE CLAIM OF BRAWLEY ENGINEERING CORP FOR ENGINEERING FEES FOR BRO-142D(111)CO – SJN 22179(05) BRIDGES AND APPROACHES OVER WOLF CREEK IN DIST. #3

Monty Pearcy made the motion which was duly seconded by Mark Sharpton with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Claim of Brawley Engineering Corp. in the amount of \$1150.00 for engineering fees for bridges and approaches over Wolf Creek 2 miles north and 2.2 miles east of SH-74/SH-74C in Crescent be approved.

Meeting with Jeffrey Dixon of Brawley Engineering for STP project applications. Mr. Dixon said that District #1 had the highest traffic count and District #2 had the highest injury count. He said that traffic count outweighs injuries in order of choosing an STP project.

Commissioner Sharpton withdrew his application for consideration as his numbers allow his district the opportunity to qualify with ACOG whereas District #2 and District #3 do not have the numbers to qualify with ACOG.

Mr. Dixon said the application of District #2 stood a better chance of being granted due to his traffic counts being higher than those in District #3.

Commissioner Pearcy stated that he would support the application of District #2 as it best serves the most residents of Logan County.

MOTION ADOPTED TO APPROVE SUBMISSION OF APPLICATION OF DISTRICT #2 FOR STP FUNDS CONSIDERATION

Mike Pearson made the motion which was duly seconded by Mark Sharpton with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the application of District #2 be submitted for STP funds for FY 2014.

MOTION ADOPTED TO APPROVE ROAD CROSSING PERMIT FOR LOGAN COUNTY RURAL WATER DIST. #3 NE/C 34-19N-2W

Monty Pearcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Road Crossing Permit for Logan County Rural Water Dist. #3 to cross CR 64 NE/C 34-19N-2W be approved.

MOTION ADOPTED TO APPROVE ROAD CROSSING PERMIT FOR COX COMMUNICATIONS SE/C 36-15N-4W

Mark Sharpton made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Road Crossing Permit for Cox Communications to parallel Waterloo Road west of N. May Ave. in SE/C 36-15N-4W be approved.

MOTION ADOPTED TO APPROVE ALTERNATIVES TO DETENTION/TRANSPORTATION CLAIM FOR THE MONTH OF OCTOBER 2009

Monty Pearcy made the motion which was duly seconded by Mark Sharpton with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the Alternatives to Detention/Transportation claim in the amount of \$1336.90 for the month of October 2009 be approved.

MOTION ADOPTED TO ACCEPT DONATION FROM ROCK CREEK ESTATES FOR THE PURCHASE OF TIN HORN

Mark Sharpton made the motion which was duly seconded by Monty Pearcy with the voting as follows: Sharpton-AYE, Pearcy-AYE and Pearson-AYE;

THAT, the donation from Rock Creek Estates in the amount of \$939.93 for the purchase of a tin horn be accepted and check #1596 in the amount of \$939.93 be deposited to District #1 M&O Account #6110-2290.

MOTION ADOPTED TO ACCEPT DONATION FROM KIRK OSBORN FOR THE PURCHASE OF ROCK FOR YONDER HILLS ROAD

Mark Sharpton made the motion which was duly seconded by Monty Piarcy with the voting as follows: Sharpton-AYE, Piarcy-AYE and Pearson-AYE;

THAT, the donation from Kirk Osborn in the amount of \$440.00 for the purchase of rock for Yonder Hills Road be accepted and check #3393 in the amount of \$440.00 be deposited to District #1 M&O Account #6110-2290.

MOTION ADOPTED TO ACCEPT MAINTENANCE OF E. VALLEY ROAD IN DISTRICT #2 AS TIME AND MONEY ALLOW

Mike Pearson made the motion which was duly seconded by Mark Sharpton with the voting as follows: Sharpton-AYE, Piarcy-AYE and Pearson-AYE;

THAT, E. Valley Road in T-15-N, R-2-W in District #2 be accepted for maintenance as time and money allow.

MOTION ADOPTED TO APPROVE RESOLUTION TO INSTALL SPEED LIMIT SIGNS ON ANDERSON ROAD IN DIST. #3

Monty Piarcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Piarcy-AYE and Pearson-AYE;

THAT, a Resolution to Install 35 mph on Anderson Rd. between E. County Road 73 and St. Hwy 33 be approved.

MOTION ADOPTED TO APPROVE RESOLUTION DETERMINING MAXIMUM MONTHLY HIGHWAY EXPENDITURES

Monty Piarcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Piarcy-AYE and Pearson-AYE;

THAT, the Resolution Determining Maximum Monthly Highway Expenditures in the amount of \$643,507.59 be approved.

There were no Resolutions Appointing Requisitioning Officers.

MOTION ADOPTED TO APPOINT RECEIVING OFFICERS FOR VARIOUS ACCOUNTS

Mark Sharpton made the motion which was duly seconded by Monty Piarcy with the voting as follows: Sharpton-AYE, Piarcy-AYE and Pearson-AYE;

THAT, the Resolution Appointing Brenda Perry and Nicole Hill as Receiving Officers for all District #1 accounts be approved.

MOTION ADOPTED TO RECEIVE AUDIT OF LOGAN COUNTY, OKLAHOMA JAIL TRUST AUTHORITY

Monty Piarcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Sharpton-AYE, Piarcy-AYE and Pearson-AYE;

THAT, the Board of County Commissioners acknowledges the receipt of the annual audit of the Logan County, Oklahoma Jail Trust Authority, said audit is on file in the office of County Clerk.

**MOTION ADOPTED TO ADOPT, APPROVE AND ACCEPT THE FOLLOWING
ITEMS ON THE CONSENT AGENDA**

Monty Piarcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Piarcy-AYE, Sharpton-AYE and Pearson-AYE,

THAT, the following items on the Consent Agenda be approved, accepted and adopted:

Approve Payroll for 1st half of November 2009
(See pages beginning 173-A)

Transfer of Appropriations within various accounts:
(See pages beginning 173-TR-1)

Monthly Reports of County Officers:
Court Clerk
County Clerk
Treasurer
Sheriff
Assessor

Accept checks due and owing the County

Blanket Purchase Orders #102193 - #102244

Sheriff's Board of Prisoners Report

Election Board Report

**MOTION ADOPTED TO APPROVE CLAIM FOR COUNTY EXPENDITURES
OCTOBER 2009**

Monty Piarcy made the motion which was duly seconded by Mark Sharpton with the voting as follows: Piarcy-AYE, Sharpton-AYE and Pearson-AYE;

THAT, the printout of claims for County Expenditures for November 2009 be approved and signed. The County Clerk is instructed to issue warrants for said claims in stated amounts. (See pages beginning 173-1).

Open Sealed Bid #2010-FD-4 for Steel Building for Langston Fire Dept. Bids were received from:

Indaco Metals	\$58,208	C D Kyle	\$66,495 Weld Up \$74,398 Bolt Up
Acorn LCS, Inc.	\$92,000	Little Dø Welding	\$89,000
C Fam Co.	\$90,000	Diversified Const	\$87,900
Silvercliffe Const	\$142,600	Callahan Const	\$134,480
Ruggs Const	\$116,000	Ruggs Steel Building	\$119,500
Onpoint Const	\$ 86,900		

**MOTION ADOPTED TO AWARD BID #2010-FD-4 TO INDACO METALS AS
THE LOWEST AND BEST BID**

Monty Piarcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Piarcy-AYE, Sharpton-AYE and Pearson-AYE,

THAT, Bid #2010-FD-4 for a steel building for Langston Fire Dept. be awarded to Indaco Metals in the amount of \$58,208.

There were no citizens to be heard.

There was no new business.

MOTION TO ADJOURN

Monty Piearcy made the motion which was duly seconded by Mike Pearson with the voting as follows: Piearcy-AYE, Sharpton-AYE and Pearson-AYE,

THAT, there being no further business to come before the board the meeting was adjourned until a 9:00 A.M. November 30, 2009.

ATTEST: _____
Logan County Clerk

Chairman, Board of County Commissioners