

December 31, 2009
Guthrie, Oklahoma
10:00 A.M.

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

The Agenda was posted at 2:58 P.M. on December 29, 2009 and was posted at the Courthouse and Annex.

Present at the meeting were: John N. Palenske, Phil Brown, Mary Murphey, Shannon Sharpton, Felicia Jackson, Anna Brooks, Nixie Goff, Wayne Murphey, Rob Hudson.

The meeting was called to Order by the Chairman.

The flag salute was given.

MOTION ADOPTED TO APPROVE MINUTES

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

THAT, the minutes of December 21, 2009 and December 23, 2009 be approved.

Nathaniel Goodman, CDBG Administrator of the Town of Meridian sewer grant, asked the Board to reconsider withdrawing from the CDBG grant. He said the Department of Commerce (DOC) would extend the grant until February 2010 to allow the engineer the opportunity to calculate dates to complete the project. He said the Town of Meridian needs the sewer system. He stated that a group had met with Commissioner Pearson in August 2009 to discuss the project. He said that Commissioner Pearson said he would complete the excavation work and it was not done. Mr. Goodman said that DOC has told him the grant funds may be used to hire or rent the necessary equipment to complete the project if the county cannot provide the equipment or manpower. Mr. Goodman again asked the Board to extend the project. Mr. Goodman stated if the county withdraws the Town could just reapply for the grant funds.

Commissioner Pearcey asked if the Town of Meridian had applied for and received a \$50,000 ACOG REAP grant. Mr. Goodman said that funds were received from the Water Resources Board but the REAP grant was a debacle and not approved. He said that due an election not being held in a timely manner the town didn't qualify for the grant.

Commissioner Pearson said that he met with the people of Meridian on June 9, 2009. He said he was told the town would put a town government in place. He stated an election was not held until November 2009. He said that the County has performed over \$32,000 of in-kind work on this project.

Commissioner Sharpton asked where the \$100,000 received from Water Resources is and how will that equal the \$254,000 needed. Mr. Goodman replied the money is in the bank and the CDBG grant funds equal the project cost.

Commissioner Pearson said the CDBG funds were \$108,000 less the \$35,075 that has been expended for land and administrative costs.

Phil Brown, engineer for the Town of Meridian, said in approximately 2008 at a meeting with DOC and Water Resources Board it was determined that the monies available would not build a complete system. He said it was at this time the county agreed to build the lagoons to the extent of their obligation. He said that DOC and Water Resources said that if the enough of the system was complete to serve some of the residents the project could move forward. He stated

that he met with Commissioner Pearson in the summer of 2009. He said Commissioner Pearson's concern was he does not have the equipment or manpower to complete the project. He said DOC has said that if the county has a rental contract then CDBG funds could be used to rent equipment. Once that was done bidding would be done to build as much of a system as funding allowed. Mr. Brown said that after a workable system was in place the Town could apply for additional funding to complete the project. Mr. Brown said it is difficult to have two agencies working on something at the same time. He said if possible for each agency to complete their obligation, then a bid could be done for the balance.

Mr. Goodman asked Mr. Brown for a time to complete. Mr. Brown said with surveying, bidding process, contractors in place, it would take at least one year to complete.

Rob Hudson, District Attorney, said that the project has been pending since 2001 and is now into the third commissioner's administration. He said that a meeting was held with Hugh Doherty, CDBG Project Manager, in which Mr. Doherty said the grant was going to expire on December 31, 2009. He said Mr. Doherty also said the grant was a partnership between Logan County and the Town of Meridian. The Town received a CDBG grant for \$108,000 to be passed through Logan County, \$100,000 from the Water Resources Board, \$50,000 from REAP and the Town of Meridian was to obtain a \$50,000 loan.

Mr. Hudson said the county is the responsible party as the signer of the grant. He explained that Logan County will have to repay the Department of Commerce \$35,075 from county general funds for the purchase of land and administrative costs. Mr. Hudson said the county acted in good faith and the Town of Meridian has not. He said the Town of Meridian has failed to maintain a functioning town government, has proven to be dysfunctional and has not upheld their end of the partnership.

Mr. Hudson said that according to Mr. Doherty there were three options the first for the County to stop the project, take and sell the land and use the money to repay DOC. Second, for the county to furnish the funds to complete the project and third, to change the project to new technologies. He said the county does not have the funds to continue this project.

Mr. Hudson explained that the rules only allow for the county to have two CDBG grants at any one time. He said that for almost a decade this project has held up the county being able to move forward on any other projects.

Commissioner Sharpton said that the county has been held hostage by the extended length of this project. He said it isn't fair to the rest of the county that other projects cannot receive funding due to this project being incomplete. He said that twice the Board of Commissioners has had to have the sheriff hold elections to establish a town government. He said the government of Meridian has not been stable.

John Palenske, Town of Meridian Trustee, said that the town council had not addressed this in a meeting or authorized anyone to speak on behalf of the Town of Meridian. He said that he doesn't believe the sewer project is a priority and that water is the priority. He said that there is not enough water to operate a sewer system. He stated that the Town of Meridian did not have a full acting council when this project started and that the public was not aware of the project.

Anna Brooks, Mayor of the Town of Meridian, said that water was not an issue, the town has plenty of water. She also stated that announcements about the grant were made to the citizens. Ms. Brooks said the Town needs this sewer system and asked the Board to continue the project and allow it to be completed.

Mr. Goodman asked if the Board would meet with the Town of Meridian and representatives of the Department of Meridian to see what can be done for the Town of Meridian to continue with project. The Board agreed to meet.

**MOTION ADOPTED FOR LOGAN COUNTY TO WITHDRAW FROM
PARTICIPATION IN THE CDBG GRANT FOR THE TOWN OF MERIDIAN SEWER
PROJECT**

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, Logan County withdraw from participation in the CDBG sewer lagoon project for the Town of Meridian.

MOTION ADOPTED TO TABLE RESCINDING APPROVAL OF FINAL PLATS OF THE HOMESTEAD AT ROGERS RANCH PHASE ONE AND THE HOMESTEAD AT ROGERS RANCH PHASE TWO IN E/2 NW/4 SEC 30-T15N-R1W

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, rescinding approval of the final plats of The Homestead at Rogers Ranch Phase One and The Homestead at Rogers Ranch Phase Two be tabled until January 15, 2010.

MOTION ADOPTED TO SIGN TITLE SHEET FROM BRAWLEY ENGINEERING FOR PROJECT NO. BRF-142C(119)CO.

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 Title Sheet from Brawley Engineering for Project No. BRF-142C(119)CO be approved and signed.

MOTION ADOPTED TO APPROVE LEASE AGREEMENT WITH SOUTHWEST TRAILERS AND EQUIPMENT SUPPLY LLC FOR THE PURCHASE OF A WARREN 15' STEEL SAND SPREADER FOR DIST #1

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, a Lease Agreement with Southwest Trailers and Equipment Supply LLC. for the purchase of a Warren 15' steel sand spreader for District #1 be signed and approved.

MOTION ADOPTED TO APPOINT REQUISITIONING OFFICERS FOR CASHION FIRE DEPARTMENT ACCOUNTS

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, Cliff Crow and Ronny Jech be appointed as Requisitioning Officers for all Cashion Fire Department accounts.

MOTION ADOPTED TO APPOINT RECEIVING OFFICERS FOR CASHION FIRE DEPARTMENT ACCOUNTS

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, Chuck Countryman and Scott Lingo be appointed as Receiving Officers for all Cashion Fire Department accounts.

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

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

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

Approve payroll for 2nd half of December 2009
(See pages beginning 191-A)

Transfer of Appropriations
(See pages beginning 191-TR-1)

Cash Fund Appropriations into various accounts
(See pages beginning 191-TR-1)

Accept checks due and owing the County

Blanket Purchase Orders #102866 - #102869

Claim to State Election Board for salary expense of Election Board Secretary

Claim of Logan County Court Clerk for County's portion of utilities

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

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

THAT, the printout of claims for County Expenditures for December 2009 be approved and signed. The County Clerk is instructed to issue warrants for said claims in stated amounts. (See pages beginning 192-1)

There were no citizens to be heard.

There was no new business.

MOTION TO ADJOURN

Mark Sharpton made the motion which was duly seconded by Monty Piearcy 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. January 4, 2010.

ATTEST: _____
Logan County Clerk

Chairman, Board of County Commissioners