

August 13, 2010  
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 absent, Wayne Murphey, District #2 First Deputy, present and transacted the following:

The Agenda was posted at 3:14 P.M. on August 11, 2010 and was posted at the Courthouse and Annex.

Present at the meeting were: Robert oBuddyö Thompson, Mary Murphey, Laura Edwards, Gail Taylor and Jeffrey Dixon.

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 Mark Sharpton with the voting as follows: Sharpton-AYE, Pearcy-AYE and Murphey-AYE;

THAT, the minutes of August 2, 201 be approved.

#### **MOTION ADOPTED TO AWARD BID #2011-6 FOR ONE OR MORE USED VIBRATORY PAD FOOT COMPACTOR TO WARREN CAT**

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

THAT, Bid #2011-6 for one or more used vibratory pad foot compactor be awarded to Warren Caterpillar in the amount of \$35,330.00 as the lowest and best bid.

#### **MOTION ADOPTED TO APPROVE FINAL PLAT OF WOODLAND FARMS PHASE II IN A PART OF THE SE/4 SEC. 35-T15N-R2W**

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

THAT, the Final Plat of Woodland Farms Phase II in a part of the SE/4 Sec 35-T15N-R2W be approved.

#### **MOTION ADOPTED TO APPROVE FINAL PLAT OF TRIPLE CROWN MEADOW PHASE THREE IN A PART OF NW/4 SEC 3-T15N-R2W**

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

THAT, the Final Plat of Triple Crown Meadow Phase Three in a part of NW/4 Sec 3-T15N-R2W be approved.

#### **MOTION ADOPTED TO APPROVE PAY ESTIMATE #5 TO LOGAN COUNTY RURAL WATER DISTRICT #1 AS REIMBURSEMENT OF CDBG PAYMENT MADE BY THEM TO TOTAL INVESTMENT CO. FOR SEWER LAGOON PROJECT**

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

THAT, payment in the amount of \$56,306.60 be made to Logan County Rural Water #1 as reimbursement for payment they made to Total Investment Co. due to delay in receiving CDBG funds from the State of Oklahoma.

The Board discussed the bridges on the Five Year Plan with Jeffrey Dixon, County Engineer.

**MOTION ADOPTED TO APPROVE THE FIVE YEAR PLAN AS PRESENTED BY MEHLBURGER BRAWLEY ENGINEERING**

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

THAT, the Five Year Plan as presented by Jeffrey Dixon, Mehlburger Brawley Engineering, be approved.

**MOTION ADOPTED TO APPROVE RESOLUTION AND CERTIFICATION & AFFIDAVIT FOR FORCE ACCOUNT BRIDGE PROJECT NO. CN-62 IN DISTRICT #3**

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

THAT, the Resolution and Certification & Affidavit for Force Account Bridge Project No. CN-62 (less than \$75,000) in District #3 be approved.

**MOTION ADOPTED TO APPROVE TRANSFER OF APPROPRIATIONS IN THE AMOUNT OF \$72,341.06 FROM CBRI ACCOUNT #6150-2290 TO ACCOUNT #6130-2290 AS REIMBURSEMENT FOR PROJECT NO. BRIDGE 62**

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

THAT, the Transfer of Appropriations in the amount of \$72,341.06 from CBRI Acct #6150-2290 to Acct #6130-2290 as reimbursement for Project No. Bridge 62 be approved.

**MOTION ADOPTED TO APPROVE AMENDMENT TO REAP GRANT CONTRACT TO EXTEND THE TERM OF THE CONTACT UNTIL NOVEMBER 27, 2010**

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

THAT, the REAP Grant Contract for project T-2009-12 be amended to extend the contract period from August 27, 2010 until November 27, 2010.

**MOTION ADOPTED TO APPROVE RESOLUTION TO ACCEPT ROADS IN MUNDELL FARMS FOR COUNTY MAINTENANCE AS TIME AND MONEY ALLOW**

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

THAT, a Resolution correcting the legal description in a Resolution previously passed on February 15, 2008 accepting roads in Mundell Farms for county maintenance as time and money allow be approved.

**MOTION ADOPTED TO APPROVE RESOLUTION ACCEPTING DONATION IN THE AMOUNT OF \$1375.00 FROM COUNTRY VIEW ESTATES HOA FOR THE PURCHASE OF RIP RAP FOR LAKE WOOD DR. IN DISTRICT #1**

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

THAT a Resolution accepting a donation in the amount of \$1375.00 from Country View Estates HoA for the purchase of rip rap for Lake Wood Dr. in District #1 be approved.

**MOTION ADOTPED TO APPROVE RESOLUTION ACCEPTING DONATION OF \$1239.05 FROM RAINBOW LAKE HOA FOR THE PURCHASE OF ROCK FOR ROADS WITHIN RAINBOW LAKE ESTATES IN DISTRICT #1**

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

THAT, a Resolution accepting a donation in the amount of \$1239.05 from Rainbow Lake HoA for the purchase of rock for roads within Rainbow Lake Estates in District #1 be approved.

**MOTION ADOPTED TO APPROVE RESOLUTION ACCEPTING DONATION OF \$3470.43 FROM TJT INVESTMENTS LLC, FOR THE PURCHASE OF TIN HORNS TO BE USED ON PINE ST. INDUSTRIAL ACCESS GRANT PROJECT IN DISTRICT #2**

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

THAT, a Resolution accepting a donation in the amount of \$3470.43 from TJT Investments LLC. for the purchase of tin horns to be used on the Pine St. Industrial Access Grant Project in District #2 be approved.

**MOTION ADOPTED TO APPROVE RIGHT-OF-WAY, PUBLIC UTILITY AND ENCROACHMENT AGREEMENT WITH ODOT FOR STP-14C(176)AG JOB NO. 25695 RESURFACING WESTERN AVE. FROM WATERLOO RD NORTH 3.5 MILES**

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

THAT, a Right-of-Way, Public Utility and Encroachment agreement with ODOT for STP-142AG Job No. 25695 resurfacing Western Ave. from Waterloo Rd. north 3.5 miles be approved.

**MOTION ADOPTED TO APPROVE ROAD CROSSING PERMIT FOR O'BRIEN OIL IN SW CORNER SEC. 19-T15N-R3W**

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

THAT, a Road Crossing Permit for O'Brien Oil in SW Corner Sec. 19-T15N-R3W, north of May Ave. and Charter Oak, be approved.

**MOTION ADOPTED TO APPROVE DETENTION SERVICES AGREEMENT WITH TULSA COUNTY JUVENILE DETENTION CENTER FOR FY 2010-2011**

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

THAT, the Detention Services Agreement with Tulsa County Juvenile Detention Center for FY 2010-2011 be approved.

**MOTION ADOPTED TO APPROVE RELEASE AND SETTLEMENT CLAIM IN THE AMOUNT OF \$52,410.14 FOR DAMAGES TO MASONRY ARCH BRIDGE IN DISTRICT #3 BY KAL DRILLING**

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

THAT, the Release and Settlement of Claim No. 684-313911 RBL in the amount of \$52,410.14 for damages to a masonry arch bridge in District #3 by KAL Drilling be approved.

**MOTION ADOPTED TO ACCEPT OFFICIAL CERTIFICATION OF VOTES OF THE PRIMARY ELECTION HELD ON JULY 27, 2010**

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

THAT, the Official Certification of Votes of the Primary Election held on July 27, 2010 be accepted.

The Board discussed proposals for lawn care services for the Courthouse, Annex and Election Board grounds. Guthrie Lawn Care, LLC was the lowest estimate received for a cost of \$150.00 per week.

Discussion was held regarding the water bill for the courthouse. There had been a dramatic increase in the monthly bill and the amount of water consumed. Action Plumbing did not locate any leaks. The City of Guthrie has been monitoring the meter and has not noted any excessive usage. The increase may have been due a water hose left running.

There were no Resolutions appointing Requisitioning or Receiving Officers.

**MOTION ADOPTED TO APPROVE RESOLUTION DETERMINING MAXIMUM MONTHLY HIGHWAY EXPENDITURES**

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

THAT, the Resolution Determining the Maximum Monthly Highway Expenditures for the month of August 2010 in the amount of \$636,954.17 be approved.

**MOTION ADOPTED TO ACKNOWLEDGE RECEIPT OF NOTIFICATION OF VACANCY ON THE LOGAN COUNTY BOARD OF HEALTH AND TO POST NOTICE OF THE ACCEPTANCE OF APPLICATION TO FILL THE VACANCY**

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

THAT, the Board acknowledges receipt of the notification of vacancy on the Logan County Board of Health due to the passing of Dr. Teresa Williams and will post notice of the acceptance of applications until September 3, 2010 to fill the vacancy.

Discussion regarding a Safety Award claim for District #2. Wayne Murphey said that District #2 had been giving Safety Awards in the spring of each year for employees to purchase work boots. He said this was to continue that practice. He said he was unaware that other arrangements had been put into place to do county wide safety awards at the end of the year.

Monty Piearcy said that he will not disapprove this claim but he understood that District #2 was going to align with all of the other county offices in giving safety awards. He said the purchase of boots is not an award as boots are mandatory for employees. He also stated by doing this claim highway funds would be used rather than the general funds for awards at the end of the year.

Mark Sharpton agreed with Monty Piearcy and he would also like all the offices to align with the timing of any safety awards.

**MOTION ADOPTED TO APPROVE SAFETY AWARD CLAIM FOR DISTRICT #2**

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

THAT, the Safety Award claim for District #2 be approved.

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

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

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

Approve Payroll for 1<sup>st</sup> half of August 2010  
(See pages beginning 283-A)

Transfer of Appropriations.  
(See pages beginning 283-TR-1)

Cash Fund Appropriations  
(See pages beginning 283-TR-1)

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

Accept checks due and owing the County

Blanket Purchase Orders #110819 - #110870

Sheriff's Board of Prisoners Report

Election Board Report

**MOTION ADOPTED TO APPROVE CLAIM FOR COUNTY EXPENDITURES  
AUGUST 2010**

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

THAT, the printout of claims for County Expenditures for August 2010 be approved and signed. The County Clerk is instructed to issue warrants for said claims in stated amounts. (See pages beginning 284-1).

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 Mark Sharpton with the voting as follows: Piearcy-AYE, Sharpton-AYE and Murphey-AYE,

THAT, there being no further business to come before the board the meeting was adjourned until 9:00 A.M. August 31, 2010.

ATTEST: \_\_\_\_\_  
Logan County Clerk

\_\_\_\_\_  
Chairman, Board of County Commissioners