

September 8, 2020
Guthrie, Oklahoma
9:00 A.M.

The Board of Logan County Commissioners met in Regular Session with Chairman Monty Piearcy absent, Member Michael Pearson present and Member Marven Goodman present and transacted the following:

The Agenda was posted at 1:41 P.M. on September 3, 2020 at the Courthouse, Courthouse Annex and LoganCountyOK.com.

The meeting was called to order by the Chairman.

The flag salute was given.

Citizens to be heard: None

MOTION ADOPTED TO APPROVE MINUTES

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the minutes of August 31, 2020 be approved.

**MOTION ADOPTED TO APPROVE REPLAT OF AMENDED FINAL PLAT OF
TIMBERLAND CREEK IN THE NW/4 OF 25-15N-3W**

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the replat of the amended Final Plat of Timberland Creek in the NW/4 of 25-15N-3W, be approved.

**MOTION ADOPTED TO APPROVE ENVIRONMENTAL ACCESS PERMIT WITH
OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY**

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the Environmental Access Permit with the Oklahoma Department of Environmental Quality providing for asbestos remediation of the county six-story building located at Lots 17-20, Block 52 of East Guthrie, be approved.

**MOTION ADOPTED TO APPROVE RESOLUTION ACCEPTING \$600.00 DONATION FROM
BOBBY DAVISON TO DISTRICT #2**

Michael Pearson made the motion which was duly seconded by Marven Goodman with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, Resolution #20-083 accepting \$600.00 donation from Bobby Davison to District #2 for approximately 66 tons of rock to be placed on Cooksey Rd, be approved.

**MOTION ADOPTED TO APPROVE RESOLUTION ACCEPTING \$2000.00 DONATION FROM
PFEIFFER FARMS GOATS TO DISTRICT #3**

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, Resolution #20-084 accepting \$2000.00 donation from Pfeiffer Farms Goats to District #3 for rock to be placed on Pine between CR 60 and CR 61, be approved.

**MOTION ADOPTED TO APPROVE AGREEMENT BETWEEN LOGAN COUNTY SHERIFF
AND MULHALL-ORLANDO PUBLIC SCHOOLS FOR SCHOOL RESOURCE OFFICER**

Michael Pearson made the motion which was duly seconded by Marven Goodman with the voting as follows: Pearson-AYE, and Goodman-AYE;

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THAT, the Agreement for Services between the Logan County Sheriff and Mulhall-Orlando Public Schools for a school resource officer beginning July 2020 and ending May 2021 in the amount of \$11,950.00 be approved.

MOTION ADOPTED TO APPROVE DETENTION TRANSPORTATION CLAIM FOR JULY 2020

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the Detention Transportation Claim, in the amount of \$73.10, for July 2020, be approved.

MOTION ADOPTED TO ACKNOWLEDGE RECEIPT OF NOTICE OF TORT CLAIM OF RICKEY BEBEE AND FORWARD TO ACCO COUNTY CLAIMS

Michael Pearson made the motion which was duly seconded by Marven Goodman with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the Board acknowledges receipt of a Notice of Tort Claim of Rickey Bebee and forwards to ACCO County Claims.

MOTION ADOPTED TO APPROVE PURCHASE ORDER FROM CBRI ACCOUNT TO FSB ARCHITECTS & ENGINEERS

Michael Pearson made the motion which was duly seconded by Marven Goodman with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, a Purchase Order from CBRI Account to FSB Architects & Engineers in the amount of \$18750.00 for engineering and bid services for bridge rehab of CN-198A in District #2, be approved.

MOTION ADOPTED TO PURCHASE A HYPOCHLOROUS ACID DISINFECTANT SYSTEM AND ELECTROSTATIC SPRAYERS UTILIZING CARES ACT FUNDS

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the county purchase a hypochlorous acid disinfectant system and electrostatic sprayers for application utilizing Cares Act Funds, be approved.

Discussion was held pertaining to equipment under lease purchase in District #2. Commissioner Goodman said that this is an issue for the Board of Commissioners because it deals with contracts. Commissioner Goodman present Title 19, Section 333 which deals with a Commissioner not Succeeding Himself in office. He read from Title 19, Section 33, sub-section B.

Commissioner Goodman said the contracts approved in June 2020 for lease purchase of a road grader in District #2 is actually expired as the grader is over hours allowed in the contract. He said it was asked that District #2 provide the contracts and an accounting of the hours left on all graders under lease purchase contracts.

Commissioner Pearson said that a 3M grader is over hours which caught him by surprise. He said that he has inquired with the State Auditor who referred it to Asst. District Attorney Lowell Barto to advise how to handle the contract situation. He said he cannot surplus the grader since he didn't win re-election. He said that the monthly payments are being made while awaiting advice from Mr. Barto.

Commissioner Pearson presented a list of each grader with the current hours under lease. He said that representatives of Warren Cat are present to answer questions.

Commissioner Goodman asked what hours allowed is in the contract, the response was 5000 hours. The grader currently has 7240.4 hours. Commissioner Goodman asked what is in the contract when the equipment goes over the contracted hours. Howard Wickersham, Warren Cat, said that there is not a charge for the hours. Mr. Wickersham said that when a piece of equipment goes over the hours the guaranty to re-purchase, the balloon payment option, is null and void. He said they would only offer the trade value. Commissioner Goodman asked Mr. Wickersham how this is may be resolved. Mr. Wickersham said that a new machine could be purchased with the current machine being allowed a trade

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allowance based on the current condition or take the county can pay the difference of the assessed value and the balloon payment. Commissioner Goodman asked who assesses the value. Mr. Wickersham said that Warrant Cat can make the assessment of someone else. The balloon payment is approximately \$180,000.

Commissioner Goodman asked how much time is left on the leases of other equipment of District #2. Mr. Wickersham said he would have to check into the years left.

Commissioner Goodman asked if the equipment was monitored by Warren Cat. Mr. Wickersham said that Warrant Cat has a program that can be purchased for Warren Cat to monitor equipment, that package was not part of this lease contract.

Commissioner Goodman asked if there were any citizens present who would like to speak on this item. Kody Ellis, Commissioner-elect, asked if the graders currently leased are for 5000 or 3000 hours. Mr. Wickersham replied that the graders are leased for 5000 hours. Mr. Ellis asked for the number of hours on all of the leased equipment of District #2. Commissioner Pearson said that the graders have at least 3000 hours left on the lease. Commissioner Goodman read the hours from the information provided by Commissioner Pearson.

MOTION ADOPTED TO APPROVE RESOLUTION APPOINTING REQUISITIONING OFFICER

Michael Pearson made the motion which was duly seconded by Marven Goodman with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, Resolution #20-085 appointing Chad Webb as Requisitioning Officer for OSU Extension effective September 14, 2020, be approved.

There were no Resolutions appointing Receiving Officers.

MOTION ADOPTED TO APPROVE PERMANENT ROAD CROSSING PERMIT FOR COXCOMM, LLC

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, the following Permanent Road Crossing Permit be approved:

CoxCom LLC
(.625" Telephone Line)
RCP #20-031 Cross S Bryant Ave 7 miles south of SH 33 2,181' south of the NE/C of 24-15N-3W.

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

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

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

Transfer of Appropriations from previous Fiscal Years to FY 2019-2020

There were no Transfers of Appropriations

Cash Fund Appropriations into various accounts
(See pages beginning 32-51-1)

Blanket Purchase Orders #211205 - #211208

Citizens to be heard: None

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Comments by the Board:

Commissioner Goodman asked that the lease contract of District #2 be placed on the September 15th agenda.

MOTION TO ADJOURN

Marven Goodman made the motion which was duly seconded by Michael Pearson with the voting as follows: Pearson-AYE, and Goodman-AYE;

THAT, there being no further business to come before the board the meeting was adjourned until 9:00 A.M., August 14, 2020.

Approved by the Board of County Commissioners of Logan County, OK

Troy Cole

Monty Piarcy

ATTEST: _____
Logan County Clerk

Chairman, Board of Logan County Commissioners