

**BOARD OF COUNTY COMMISSIONERS**  
**AMENDED**  
**Regular Meeting Agenda**

**9:00 a.m.**  
**Wednesday, March 10, 2010**  
**320 Robert S. Kerr, Room 103**  
**Oklahoma City, OK**

STATE OF OKLAHOMA  
CAROLYNN CAUDILL  
COUNTY CLERK

2010 MAR -8 PM 3:50

STATE OF OKLAHOMA  
OKLAHOMA COUNTY  
RECORDED OR FILED

1. Call to order.
2. Notice of the meeting was posted Friday, March 5, 2010.
3. Prayer and Pledge of Allegiance.
4. Approve the minutes of the meeting of Monday, March 1, 2010, and the Special Meeting of Friday, March 5, 2010, prepared by the County Clerk as authorized by statute (19 O.S. § 243, 244, and 445) subject to additions or corrections by the Board of County Commissioners.

**The following items, No. 5 through No. 10, are Consent Items and are routine in nature:**

5. Approve Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$6,738.96 for period ending March 2, 2010, pending notification of encumbrance to Donna Lovelace, County Treasurer's Office. (Document Received)
6. Approve Employee Benefit Trust Warrant No. 492967 through 493465 for Oklahoma County in the amount of \$358,909.00 pending notification of encumbrance to Donna Lovelace, County Treasurer's Office. (Document Received)
7. Receive the following litigation:
  - Case No. 09-10720 Bankruptcy
  - Case No. 10-10250 Bankruptcy
  - Case No. BK-06-12867-WV Bankruptcy
  - Case No. CJ 2010-1604 Notice to Defendants and Petition
  - Case No. CS 2009-7781 Summons First Amended Counter Claim & Cross Petition
  - Case No. CJ 2010-1423 Summons and Petition
  - Case No. CJ 2010-1203 Summons and Petition
  - Case No. CJ 2010-1516 Summons and Notice of Hearing and Petition to Vacate
  - Case No. CJ 2010-1484 Summons Entry of Appearance and Petition
  - Case No. CV 2010-213 Notice of Hearing on Application for Partial Vacation of Plat

**FILED IN OFFICE**  
**COUNTY CLERK**  
**OKLAHOMA CITY, OKLA.**

MAR 08 2010

CAROLYNN CAUDILL County Clerk, Okla. Cnty.  
Deputy

TC 2010-009 Tort Claim

8. Discussion and possible action for approval of Tin Horn Pipe Extension. This item is in compliance with Resolution No. 118-08. Requested by Stacey Trumbo, P.E., County Engineer. (Document Received)

1-2010-77-----\$173.98

9. Receive Monthly Report of Fees for the month of February 2010: (Document Received)

Juvenile Bureau \$544,863.28

10. Approval of Transcript of Proceedings from the County Treasurer on the sale of county property, acquired at RE-SALE, described as follows:

LARRY G. TOOMBS 14-870-6010; UNPLTD PT SEC 07 13N 2W; PT SW4 SEC 7 13N 2W  
BEG 855FT S OF NE/C SW4 TH W115FT SW35.36FT E140FT N25FT  
TO BEG

JOHN S POOLE JR 19-628-4000; GREEN PASTURES ADDITION; LOT 840

WONNA E CORNELSON 10-050-2480; COLLEGE HILL ADDITION; LOT 020; BLOCK 008

Authorize Chairman to execute County Re-Sale deeds conveying the above described real estate transactions. Requested by Forrest "Butch" Freeman, County Treasurer. (Document Received)

**End of Consent Docket**

11. Discussion and possible action to approve Resolution No. \_\_\_\_\_ authorizing the incurring of indebtedness by the Trustees of the Oklahoma County Finance Authority to be accomplished by the issuance of lease revenue bonds, notes or other evidences of indebtedness on a tax – exempt or taxable basis in the aggregate principal amount of not to exceed \$53,000,000.00 to provide funds to Independent School District No. 1, Oklahoma County, Oklahoma ("Putnam City Public Schools" or the "District") Required to complete the acquisition, construction, equipping, repairing and remodeling of school buildings, acquiring school furniture, fixtures and equipment and acquiring and improving school sites; establish a reserve fund, capitalize interest and pay costs of issuance and all matters related thereto, including but not limited to the waiver of competitive bidding thereof; and declaring an emergency. Requested by Kelly Work, Bond Counsel, Oklahoma Finance Authority. (Document Received)

12. Awards. Tabulation of bids from the Central Purchasing Department with recommendation for selection of lowest and best bid:

11004553 – Snow Plows  
CW10022-3A – Grocery Products

**District No. 1**

13. Discussion and possible action to approve a contract between Oklahoma County and BMI Systems for a copier lease. This Agreement shall become effective upon execution by the Board of County Commissioners and shall terminate on June 30, 2010. Requisition No. 11005222 in the amount of \$1,500.00 has been issued to the BMI Systems from Highway Cash/Highway District No. 1/Equipment-Vendors Maintenance (1110/9100/54157), contingent upon encumbrance of funds. Requested by Willa

Johnson, County Commissioner, District No. 1, and approved as to form and legality by John Jacobsen, Assistant District Attorney. (Document Received)

### **District No. 3**

14. Discussion and possible action to approve Memorandum of Understanding between Deer Creek Water Corporation and the Board of County Commissioners for extension of a water line in an unincorporated area of Oklahoma County. Oklahoma County shall waive the Utility Permit fee regularly charged for borings. Requested by Ray Vaughn, County Commissioner, District No. 3, and has been approved as to form and legality by John Jacobsen, Assistant District Attorney. (Document Received)
15. Discussion and possible action to approve Resolution No. \_\_\_\_\_ of the Board of Directors of the Deer Creek Fire Protection District, including a consent and certification of a Citizens' Petition requesting inclusion of certain land described in the petition into the Deer Creek Fire Protection District, and setting a public hearing for March 31, 2010. Deer Creek Fire Protection District agrees to pay all costs of the required notice and election for the inclusion of the foregoing territory in the district. Requested by Ray Vaughn, County Commissioner, District No. 3. (Document Received)

### **Oklahoma County Clerk**

16. Discussion and possible action to receive the Comprehensive Annual Financial Report (CAFR) for fiscal year ending June 30, 2009, and prepared by the Finance Division of the Oklahoma County Clerk's Office. Requested byCarolynn Caudill, County Clerk. (Document Received)

### **Emergency Management**

17. Discussion and possible action to approve Renewal of Memorandum of Understanding between Oklahoma County and Oklahoma City for shared use of the Emergency Operation Center facility at 4600 North Martin Luther King Boulevard. Requisition No. 11000054 has been issued to City of Oklahoma City in the amount of \$25,000.00 from General Fund/Emergency Management/Building Space (1001/5500/54102), contingent upon encumbrance of funds. Requested by David Barnes, Director, Emergency Management, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)

### **Engineering**

18. Discussion and possible action for approval of Resolution No. \_\_\_\_\_ and Acknowledgement of Public Authority Responsibility requesting the following portions of roads within Oklahoma County to be placed on the Citizen Potawatomi Nation of Oklahoma Indian Reservation Road Inventory: Requested by Stacy Trumbo, PE, County Engineer. (Document Received)

3.0 miles - SE 44<sup>th</sup> Street – Luther Road to Pottawatomie Road  
4.0 miles – SE 29<sup>th</sup> Street – Triple X Road to Harrah Road  
5.0 miles – SE 15<sup>th</sup> Street – Triple X to Pottawatomie Road  
5.0 miles - Reno Ave. – Triple X Road to Pottawatomie Road  
3.9 miles - NE 10<sup>th</sup> Street – Triple X Road to Harrah Road  
5.0 miles - Triple X Road - .5 North of SE 44<sup>th</sup> Street to NE 36<sup>th</sup> Street  
5.4 miles - Peebly Road – SE 44<sup>th</sup> Street to NE 36<sup>th</sup> Street  
5.5 miles - Luther Road – SE 44<sup>th</sup> Street to .5 miles South of NE 36<sup>th</sup> Street  
5.5 miles - Dobbs Road - .5 miles South of SE 44<sup>th</sup> Street to NE 23<sup>rd</sup> Street (U.S.-62)

### **Oklahoma County Social Services**

19. Discussion and possible action to approve contract modification between the Board of Oklahoma County Commissioners on behalf of Oklahoma County Social Services and RPHS Inc. to provide relief pharmacist services for the Oklahoma County Pharmacy. Modification increases “not to exceed” amount of contract from \$15,000.00 to \$22,000.00. Requisition No. 11005066 in the amount of \$7,000.00 has been issued to RPHS Inc. from General Fund/Oklahoma Social Services/Services Other (1001/6100/54456), contingent upon encumbrance of funds. Modification effective upon approval by the Board of County Commissioners through June 30, 2010. Requested by Christi Jernigan, Director, Oklahoma County Social Services, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)
20. Discussion and possible action to approve contract modification between the Board of Oklahoma County Commissioners on behalf of Department of Oklahoma County Social Services and RSVP of Central Oklahoma to provide transportation to Oklahoma County elderly residents, without other means of transportation, to scheduled medical appointments and treatments for persons eligible under the agreement. Amount payable under this contract shall remain the same. Modification allows funds to be used for volunteer mileage reimbursement, staff support and insurance for FY 2009-2010. Modification to be effective upon approval by the Board of Oklahoma County Commissioners through June 30, 2010 Requested by Christi Jernigan, Director, Oklahoma County Social Services, and approved as to form and legality by John M Jacobsen, Assistant District Attorney. (Document Received)

### **Oklahoma County Planning**

21. Discussion and possible action to approve or deny Resolution No. \_\_\_\_\_ to amend the existing zoning from RA-Acreage Residential District to SUP-2008-02 Special Use Permit on a tract of land described as follows, and as provided in Title 19 O.S., §868.16: Part of the Northeast Quarter of Section Twenty-four (24), Township Fourteen (14) North, Range Four (4) West of the Indian Meridian, Oklahoma County, Oklahoma and more particularly described as follows: Beginning at a FIP being the Southeast Corner of said NE/4 thence South 89°35'00" East a distance of 50.00 feet to the POINT OF BEGINNING; thence South 89°35'00" West a distance of 125.32 feet ; thence North 28°33'05" West a distance of 455.20 feet to a point on a curve to the left; thence along said curve a distance of 44.52 feet, said curve having radius of 130.00 feet, and a delta of 19°37'24", a chord bearing North 51°38'13" East a distance of 44.31; thence South 72°07'20" East a distance of 323.76 feet; thence South 00°00'03" East a distance of 327.04 feet to the POINT OF BEGINNING containing 2.0001 acres more or less. Location: North May Ave & NW 206<sup>th</sup> (Covell Rd.) (County Highway District No. 3). The Planning Commission previously approved the application with restrictions to accommodate the development of the Antlers Farms subdivision and recommends approval by the Board of County Commissioners. Requested by Tyler Gammon, Director, Oklahoma County Planning Department, and approved as to form and legality by Gretchen Crawford, Assistant District Attorney. (Document Received)

### **Recurring Agenda Items:**

22. Approve all claims, list available for inspection in the office of the County Clerk, Room 201. (Document Received)
23. Discussion and possible action to approve Resolution No. \_\_\_\_\_ approving Blanket Purchase Orders as submitted by each department, list available for inspection in the office of the County Clerk, Room 201. (Document Received)
24. Citizen participation: Any citizen wishing to address the Board of County Commissioners may do so at this time.

25. Commissioners Comments/General Remarks:
26. New business: In accordance with the Open Meeting Act, Title 25 O.S. § 311.A.9, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.
27. Opening of the following bids and/or Requests for Qualifications. Any vendor wanting to review the bids or RFQs may see the Purchasing Agent immediately following this meeting.

CW10039 – Truck & Cargo Van Rental

28. Executive Session for the purpose of discussing the following:
- a. Pursuant to title 25 O.S. § 307(B)(4) for confidential communications with board's attorney to discuss status, settlement, and any other relevant matters, and to appoint a representative of the BOCC to attend a judicial settlement conference currently set for March 18, 2010, in the case of Betty Morgan, Larry Morgan, deceased v. Board of County Commissioners, Et Al, Case No CIV-08-1317.
  - b. Pursuant to 25 O.S. 2001 § 307.B.1, discussion regarding employment, appointment, promotion demotion, disciplining or resignation of Russell Higbie, Director of Court Services.
29. Action regarding confidential communications with board's attorney to discuss status, settlement, and any other relevant matters, and to appoint a representative of the BOCC to attend a judicial settlement conference currently set for March 18, 2010, in the case of Betty Morgan, Larry Morgan, deceased v. Board of County Commissioners, Et Al, Case No CIV-08-1317.
30. Action regarding discussion regarding employment, appointment, promotion demotion, disciplining or resignation of Russell Higbie, Director of Court Services.
31. Adjourn at \_\_\_\_\_ until 9:00 a.m., Wednesday, March 17, 2010.

**NAME OF PERSON REPORTING:** Carolynn Caudill, County Clerk

**TITLE: SECRETARY TO:** Board of County Commissioners

**SIGNATURE:** Carolynn Caudill, by:   
County Clerk Deputy and Director of Clerks of the Board