

PENDING APPROVAL

March 17, 2010

The Board of County Commissioners met in regular session in the office of the Board of County Commissioners of Oklahoma County in Room 103 at 9:00 a.m., March 17, 2010, pursuant to adjournment of March 10, 2010, with the following members present: Rick Buchanan, Chief Deputy, on behalf of Ray Vaughn, Chairman; Willa Johnson, Vice-Chairman; and Brian Maughan, Member. Minutes of the meeting were taken by the Office ofCarolynn Caudill, County Clerk and Secretary to the Board.

Call to order by Willa Johnson.

Notice of the meeting was posted Friday, March 12, 2010.

Prayer and Pledge of Allegiance led by Leonard Sullivan, Oklahoma County Assessor.

Maughan moved, Buchanan seconded; motion carried unanimously to **approve the minutes of the meeting of Wednesday, March 10, 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.**

Buchanan moved, Maughan seconded; motion carried unanimously to **approve Resolution No. 33-10 congratulating Connor E. Davis for his work and dedication to the Boy Scouts of America, his completion of all badge and service requirements and his advancement to the Boy Scouts of America's highest rank of Eagle Scout.**

Maughan moved, Buchanan seconded; motion carried unanimously to **approve/receive the following items:**

Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$11,432.53 for period ending March 9, 2010, pending notification of encumbrance to Donna Lovelace, County Treasurer's Office.

Employee Benefits Trust Warrant No. 493466 through 493938 for Oklahoma County in the amount of \$473,575.58 pending notification of encumbrance to Donna Lovelace, County Treasurer's Office.

District Attorney Opinion regarding to what extent does the Federal Consumer Protection Act apply to a County Clerk who contemplates accepting Credit or Debit Cards for filing and other services in a Clerk's Office which require a Fee?

Cancelled checks:

Cancelled Lost Check: Eagle One Auto Glass Check No. 1160030254 dated May 27, 2009, in the amount of \$150.00. Reissue of check March 17, 2010.

Cancelled Lost Check: Eagle One Auto Glass Check No. 1160030292 dated June 10, 2009, in the amount of \$20.00. Reissue of check March 17, 2010.

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| Disbursements | \$ 802,612.88 | \$ 22,617.34 |
| Ending Balance | \$ 1,060,203.29 | \$ 1,183,675.71 |

Maughan moved, Buchanan seconded; motion carried unanimously to approve **recommendations of the Purchasing Agent Awards. Tabulation of bids from the Central Purchasing Department with recommendation for selection of lowest and best bid:**

CW10039 – Truck & Cargo Van Rental Award No.25-10

Penske Truck Leasing Company

Johnson moved, Maughan seconded, motion carried unanimously to strike **discussion and possible action for authorization of the Chairman to sign a letter to Michael Lenz regarding applicable fire, health, and safety codes as they pertain to the Midway Club located in a portion of unincorporated Oklahoma County. Said letter is necessary for Mr. Lenz to request a renewal of licensure from ABLE.**

Buchanan moved, Maughan seconded; motion carried unanimously to approve a letter **from the Board of County Commissioners to Governor Brad Henry, Speaker of the House Chris Benge and Senator Glenn Coffee regarding the Commissioner of the Land Office conformance with local government zoning and land use regulations (SB 2311 and HB3026).**

Maughan moved, Buchanan seconded; motion carried unanimously for **authorization of the Chairman to execute on behalf of Oklahoma County, Division Order Contract from r. c. Taylor Companies, Inc. for the following described property: Stuart Replacement # 2A, Section 22-12N-4W, Oklahoma County Oklahoma.**

Johnson moved, Maughan seconded; motion carried unanimously for **approval of Resolution No. 34-10 and Project Agreement between Oklahoma County and the Oklahoma Department of Transportation for Construction Management for American Recovery and Reinvestment Act (ARRA) projects previously approved by ACOG.**

**Town of Jones City Resurface Main St. from State St. 0.5 miles East
Town of Luther Resurface Luther Road from Edmond Road to Danforth Road
Town of Forest Park Resurface NE 36th from Coltrane to Bartrel Road**

Maughan moved, Buchanan seconded; motion carried unanimously to approve **one hundred ninety four (194) Memorandums of Understanding between Oklahoma County, on behalf ofCarolynn Caudill, Oklahoma County Clerk, and American Cadastre, LLC for Electronic Recording of Uniform Commercial Code eFilings with the following entities.**

**First Oklahoma Bank- Tulsa, Oklahoma
The First National Bank & Trust Co. of Vinita- Vinita, Grove, and Afton,
Oklahoma
First National Bank- Thomas, Oklahoma
Community Bank- Alva, Oklahoma**

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Community National Bank of Okarche- Okarche, Fairview, Oklahoma
Community Bank- Sulphur, Davis, Oklahoma
Condon National Bank- Coffeyville, Kansas
Cornerstone Bank- Watonga, Mustang, and Geary, Oklahoma
Keith Blythe, Attorney at Law- Fort Smith, Arkansas
National Bank of Sallisaw- Sallisaw, Oklahoma
Legend Bank, N.A.- Bowie, Texas
Interbank- Clinton, Oklahoma
Hopeton State Bank- Hopeton, Oklahoma
Holliday American Mortgage- Tulsa, Oklahoma
Herring Bank D/B/A, First State Bank of Altus- Altus, Oklahoma
Great Plains National Bank- Hollis, Oklahoma
Great Plains National Bank- Granite, Oklahoma
First Security Bank- Beaver, Oklahoma
Central OK FCU- Davenport, Oklahoma
Anadarko Bank and Trust Co.- Anadarko, Oklahoma
NCS- Highland Heights, Ohio
First National Bank- Pawhuska, Oklahoma
Citizens Bank of Oklahoma- Pawhuska, Oklahoma
ACB Bank- Cherokee, Waukomis, Garber, Oklahoma
Home National Bank- Oklahoma, Kansas, and Arizona
Peoples Bank- Westville, Oklahoma
Interbank- Elk City, Oklahoma
Peoples Electric Cooperative- Ada, Oklahoma
Oklahoma Heritage Bank- Stratford, Roff, Ada, Oklahoma
Oklahoma State Bank- Gage, Oklahoma
Oklahoma Trailer Center Inc- Oklahoma City, Oklahoma
PB Hoidale Co., Inc- Wichita, Kansas
Mickey K. Leslie- Tulsa, Oklahoma
Liberty National Bank- Lawton, Elgin, Cache, Medicine Park, Oklahoma
Little Law Offices- Madill, Oklahoma
LodgeNet Interactive Corporation- Sioux Falls, South Dakota
Medallion Bank- Salt Lake City, Utah
Medley Material Handling- Oklahoma City, Oklahoma
Metro Area Development Corporation- Oklahoma City, Oklahoma
Mid-Missouri Bank- Webb City, Missouri
Northcutt, Clark, Gardner, Hron and Brune- Ponca City, Oklahoma
First National Bank in Pratt- Pratt, Kansas
Great Plains National Bank- Hobart, Oklahoma
Great Plains Manufacturing, Inc.- Salina, Kansas
Horizon Bank- Waverly, Nebraska
IDI Distributors Inc.- Chanhassen, Minnesota
Jarboe and Stoener- Tulsa, Oklahoma
Kanza Bank- Kingmon, Wichita, and Anthony, Kansas
Keathley Handling Solutions, Inc.- Oklahoma City, Oklahoma
Lampton Welding Supply- Wichita, Kansas
GPNB- Burns Flat, Oklahoma
Fuller, Tubb, Bickford, and Krahl, PLLC- Oklahoma City, Oklahoma
First State Bank- Stratford, Oklahoma

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First State Bank- Norton, Plainview, Hill City, Hoxie, Kansas
The First State Bank- Boise City, Oklahoma
Gehl Company- West Bend, Wisconsin
HEC Leasing, Inc.- Oklahoma City, Oklahoma
Energy One Federal Credit Union- Tulsa, Oklahoma
Eastman National Bank, Newkirk, Oklahoma
Eastman National Bank, Ponca City Oklahoma
Elliott, Enabnit, Ezzell, Anderson & Shepherd PLLC, Enid, Oklahoma
Dotcom Leasing LLC- Tulsa, Oklahoma
Decatur State Bank
Dealers Leasing, Inc.- Wichita, Kansas
Dealers Finance Co.- Oklahoma City, Oklahoma
F & M Bank, N.A.- Edmond, Oklahoma
Farm Credit Services of East Central Oklahoma, PCA- Broken Arrow, Oklahoma
Farm Credit of Enid, PCA- Enid, Oklahoma
First American Bank- Purcell, Oklahoma
First Bank and Trust Co.- Ketchum, Oklahoma
First Bank and Trust Co.- Luther, Oklahoma
First Corporate Solutions- Sacramento, California
First Fidelity Bank- Oklahoma City, Oklahoma
First National Bank of Hooker- Hooker, Oklahoma
First National Bank- Shawnee, Holdenville, Mangum, Lawton, Oklahoma
Chetopa State Bank and Trust Co.- Chetopa, Kansas
Citizens Bank of Oklahoma- Tulsa, Oklahoma
Armstrong Bank- Muskogee, Oklahoma
AVB Bank- Broken Arrow, Oklahoma
Bank of Cushing- Cushing, Oklahoma
Experian Services Corporation- Costa Mesa, California
Equity Bank- Wichita, Kansas
Great Plains Acceptance Corp.- Salina, Kansas
Great Nations Bank- Norman, Oklahoma
C & L Supply, Inc.- Vinita, Oklahoma
CT Lien Solutions- Houston, Texas
Cattle Empire, LLC- Satanta, Kansas
City National Bank and Trust Co.- Guymon, Oklahoma
Cheryl Clayton, P.C.- Noble, Oklahoma
Colorado East Bank and Trust- Lamar, Colorado
Century Finance, LLC- Jonesboro, Arkansas
**Citizens Bank of Kansas- Kingman, Wichita, Medicine Lodge, Winfield, Tuson and
Pretty Prairie, Kansas**
Century Bank of OK- Pryor, Oklahoma
Central National Bank- Enid, Oklahoma
Coppermark Bank- Oklahoma City, Oklahoma
The Cooperative Finance Association, Inc.- Kansas City, Missouri
Community National Bank- Chanute, Kansas
Darr Feedlot, Inc- Cozad, Nebraska
Credit Jewelry- Oklahoma City, Oklahoma
Corporation Service Company- Wilmington, Delaware
Farmers State Bank

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Farmers Exchange Bank- Cherokee, Oklahoma
Shawnee Trailer LLC dba Traider Depot- Shawnee, Oklahoma
Security National Bk- Enid, Oklahoma
Security Bank and Trust- Miami, Oklahoma
Rural Enterprises of Oklahoma, Inc.- Durant, Oklahoma
Rubenstein McCormick and Pitts, PLLC- Edmond, Oklahoma
Riggs, Abney Et Al- Tulsa, Oklahoma
R.K. Black, Inc.- Oklahoma City, Oklahoma
Payne County Bank- Perkins, Oklahoma
Patriot Bank- Broken Arrow, Oklahoma
Ford County Feed Yard, Inc.- Ford, Kansas
Flatland Entertainment, LLC- Stillwater, Oklahoma
Floorplan Xpress, LLC- Oklahoma City, Oklahoma
Great Plains Transportation Services, Inc.- Fairmont, Minnesota
Texar FCU- Texarkana, Texas
Texas Star Bank- Sherman, Texas
Sunbelt Finance LLC
Stockmans Bank- Mangum, Oklahoma
Stockgrowers State Bank- Ashland and Meade, Kansas
Southwest National Bank- Weatherford, Oklahoma
Southwest National Bank- Custer City, Oklahoma
Southwest Missouri Bank- Carthage, Missouri
Simmons First National Bank- Pine Bluff, Arkansas
Signature Bank- Siloam, Bentonville, Bellavista, Springdale, Fayetteville, Arkansas
First National Bank and Trust Company of Okmulgee- Okmulgee, Oklahoma
The First National Bank of Liberal- Liberal, Kansas
First National Bank, Heavener, Oklahoma- Heavener and Poteau, Oklahoma
First National Bank of Fort Smith- Fort Smith, Arkansas
First Liberty Bank- Oklahoma City, Oklahoma
First Enterprise Bank- Oklahoma City, Oklahoma
First Capital Bank- Cordell, Oklahoma
First Capital Bank- Kingfisher, Oklahoma
First Bank and Trust Co- Perry, Billings and Covington
World Acceptance Corp- Checotah, Oklahoma
Washita State Bank- Burns Flat, Oklahoma
Waggoner National Bank- Vernon, Texas
Union Bank and its division, Rose Rock Bank- Enid, Oklahoma
UMB Bank, n.a.- Kansas City, Missouri
Tulsa Cash Register Co Inc.- Broken Arrow, Oklahoma
Triad Bank, N.A.- Tulsa, Oklahoma
Texas Star Bank- Durant, Oklahoma
BancFirst- Hobart, Oklahoma
BancFirst – Hugo, Oklahoma
BancFirst – Kingfisher, Oklahoma
BancFirst – Konawa, Oklahoma
BancFirst – Madill, Oklahoma
BancFirst – Marietta, Oklahoma
BancFirst – Marlow, Oklahoma
BancFirst – McCloud, Oklahoma

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BancFirst – McAlester, Oklahoma
BancFirst – Norman, Oklahoma
BancFirst – Muskogee, Oklahoma
BancFirst – 101 N. Broadway, Oklahoma City, Oklahoma
BancFirst – P.O. Box 26788, Oklahoma City, Oklahoma
BancFirst – Tulsa, Oklahoma
BancFirst – Prague, Oklahoma
BancFirst – Sand Springs, Oklahoma
BancFirst – Seminole, Oklahoma
BancFirst – Guthrie, Oklahoma
BancFirst – Duncan, Oklahoma
Affiliated Finance, Inc.- Amarillo, Texas
Bank of Oklahoma, N.A.- Tulsa, Oklahoma
Alva State Bank- Alva, Burlington, and Enid, Oklahoma
Ameristate Bank- Atoka, Antlers, Oklahoma and Sherman, Texas
Jerry Amundsen Inc. @ Amundsen Food Equipment- Oklahoma City, Oklahoma
Arrowhead Yacht Club- Ketchum, Oklahoma
A + Loans Inc.- Miami, Oklahoma
AXH Air Coolers LLC- Claremore, Oklahoma
Bank 2- Oklahoma City, Oklahoma
T-L Credit Company- Hastings, Nebraska
BancFirst- Ardmore, Oklahoma
BancFirst – Blackwell, Oklahoma
BancFirst – Chattanooga, Oklahoma
BancFirst – Coweta, Oklahoma
BancFirst – Del City, Oklahoma
BancFirst – Frederick, Oklahoma
BancFirst – Harrah, Oklahoma
BancFirst – Jenks, Oklahoma
BancFirst – Shawnee, Oklahoma
BancFirst – Stillwater, Oklahoma
BancFirst – Stratford, Oklahoma
BancFirst – Sulpher, Oklahoma
BancFirst – Tahlequah, Oklahoma
BancFirst – Tecumseh, Oklahoma
BancFirst – Weatherford, Oklahoma
Bank of Grove- Grove, Oklahoma
Bank of Locust Grove- Locust Grove, Oklahoma
Bank of the Lakes NA- Owasso, Collinsville, Oologah, Catoosa, Langley, Ketchum, Bernie, Oklahoma
Bank of the Ozarks- Ozark, Arkansas
The Bank of the West- Clinton, Thomas, Leedey and OKC
Barrow and Grimm PC- Tulsa, Oklahoma
Britton and Associates PC- Oklahoma City, Oklahoma
BTFS Filing Services- Atlanta, Georgia

Maughan moved, Buchanan seconded; motion carried unanimously to approve the following Change Order No. 1 to Oklahoma County Project E-2009-H, Installation of Glass in the First Floor Receiving Area at the Oklahoma County Jail.

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|------------------------------------|--------------------|
| Original Contract | \$36,000.00 |
| Previous Change Order | 0.00 |
| Amount this Change Order | \$3,990.00 |
| Total Change Orders to date | 0.00 |
| % Change Orders | 11.1% |

Requisition Number 11005382 in the amount of \$3,990.00 has been issued to Atlas Glass and Mirror Co. from Prisoner Boarding Fee Fund/Prisoner Boarding Fee/Buildings & Grounds (Repair/Parts/Maintenance) (1161/5110/55030), contingent upon encumbrance of funds.

Maughan moved, Buchanan seconded; motion carried unanimously to approve **Construction Contract between Preferred Roofing and Oklahoma County for Project No. E-2010-C, Installation of Roof Coating at the Oklahoma County Jail Midwest City Substation, not to exceed \$44,364.30. Requisition No. 11005454 has been issued to Preferred Roofing in the amount of \$44,364.30 from Sheriff Service Fee/Sheriff/Buildings-Renovation (1160/5100/55010), contingent upon encumbrance of funds.**

Maughan moved, Buchanan seconded; motion carried unanimously to approve **contract between Oklahoma County and Bonham & Howard, for outside legal representation of Sheriff John Whetsel, in Case No. CJ-2008-674. Requisition No. 11005409 has been issued to J. Ted Bonham, PC in the amount of \$25,000.00 from General Fund/General Government/Professional Services-Legal (1001/1100/54451), contingent upon encumbrance of funds.**

Maughan moved, Buchanan seconded; motion carried unanimously to approve **all claims, list available for inspection in the office of the County Clerk, Room 201.**

Maughan moved, Buchanan seconded; motion carried unanimously to approve **Resolution No. 35-10 approving Blanket Purchase Orders as submitted by each department, list available for inspection in the office of the County Clerk, Room 201.**

No Citizen participation.

No Commissioner comments/general remarks.

No New business.

Maughan moved, Buchanan seconded; motion carried unanimously to receive the **following bids and return them to the Purchasing Agent for tabulation and recommendation:**

CW10044 – Radios

Bolay MobileCom, Inc.
Batteries Plus

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Stolz Telecom, LLC

R.K. Black

Lawton Communications

Leon's Radio, Inc.

Holzberg Communications, Inc.

T.D.'s Radio, Inc.

CW10033 – Medical Supplies

Gulf South Medical Supply

Tronex Company

School Health Corporation

Henry Schein

Interboro Packaging Corporation

American Screening Corporation

Alliance Medical Inc., DBA All Med

First Choice Medical Supply

Moore Medical

Fisher Scientific

Laerdal Medical Corporation

Maughan moved, Buchanan seconded, motion carried unanimously to go into 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, including but not limited to: travel and related expenses to deposition of plaintiff's experts in Denver, Colorado, appointment of representative at trial and additional discussion regarding appointment of a representative of the BOCC to attend a judicial settlement conference currently set for 3-30-2010 in the case of Betty Morgan, Larry Morgan, deceased v. Board of County Commissioners, et al, case no. CIV-08-1317.

b. Pursuant to Title 25 O.S. § 307(b)(4) for confidential communications with Board's attorney to discuss and possible action concerning Oklahoma Employment Security Commissions decision regarding Douglas Waggaman.

The Board returned at 9:31 a.m.

Maughan moved, Buchanan seconded, motion carried unanimously to defer the following item one week:

Action regarding communications with Board's attorney to discuss status, settlement, and any other relevant matters, including but not limited to: travel and related expenses to deposition of plaintiff's experts in Denver, Colorado, appointment of a representative at trial and additional discussion regarding appointment of a representative of the BOCC to attend a judicial settlement conference currently set for 3-30-2010 in the case of Betty Morgan, Larry Morgan, deceased v. Board of County Commissioners, et al, case no. CIV-08-1317.

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Maughan moved, Buchanan seconded; motion carried unanimously to direct the District Attorney to proceed as discussed in Executive Session **regarding discussion and possible action concerning Oklahoma Employment Security Commissions decision regarding Douglas Waggaman.**

Maughan moved, Buchanan seconded; motion carried unanimously to **adjourn at 9:34 a.m. until 9:00 a.m., Wednesday, March 24, 2010.**

BOARD OF COUNTY COMMISSIONERS
OKLAHOMA COUNTY, OKLAHOMA

Raymond L. Vaughn, Jr., Chairman

ATTEST:

Carolynn Caudill, County Clerk and Secretary to the Board