

MINUTES

March 3, 2008

The regularly scheduled meeting of the Board of County Commissioners was called to order this 3rd day of March, 2008, in meeting room 240 of the Cleveland County Office Building by Chairman George Skinner. Tammy Howard, County Clerk/Secretary, called roll and those present were:

George Skinner, Chairman
Rusty Sullivan, Vice-Chairman
Rod Cleveland, Member
Tammy Howard, Secretary

Others present were: Christine Brannon, David Batton, F. DeWayne Beggs, Eddie Thomason, John Murrell, Ed Miller, Doug Blaine, David Mobley, Melinda Duke, Denise Ellison, Deborah VanWye, Peggy Laizure, James Tyree, Jim Helm, Shari Kinney, Sandra Longcrier, Neil Vickers, Daniel Clements, Scottie Williams and Ken Komiske.

Chairman Skinner began the meeting with the Pledge of Allegiance.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve the minutes of the Regular Meeting of February 25, 2008.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Chairman Skinner called for discussion, consideration, and/or action on the Jail Report from Ed Miller.

Mr. Ed Miller presented the following report:

The Cleveland County Detention Center held an average of 187 inmates this reporting period. The following are the daily inmate counts which were taken at 8 a.m. on each day listed.

Date	Head Count	Pott Co.	Other	C.C.D.C.
2/19/2008 Tues	204	20	1	183
2/20/2008 Wed	189	20	1	168
2/21/2008 Thur	175	16	1	158
2/22/2008 Fri	173	16	1	156
2/23/2008 Sat	186	16	1	169
2/24/2008 Sun	196	16	1	179
2/25/2008 Mon	190	16	1	173
2/26/2008 Tues	184	16	1	167
<u>Daily Average</u>	<u>187</u>	<u>17</u>	<u>1</u>	<u>169</u>

2007 42 FEMALES & 143 MALES = 185 TOTAL

2008 37 FEMALES & 128 MALES = 165 TOTAL

Two (2) Inmates were transported to DOC February 22, 2008. Four (4) Inmates are scheduled to be transported to DOC February 27, 2008. (Completed) One (1) Inmate is scheduled to be transported to DOC February 28, 2008 (Completed) One (1) Inmate is scheduled to be transported to DOC February 29, 2008 (Completed) Four (4) Inmates were returned from Pottawatomie County this reporting period.

Rusty Sullivan moved, seconded by Rod Cleveland, to accept the Jail Report.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

Chairman Skinner called for the Presentation by the City of Norman for a Recycling Station at the Cleveland County Fairgrounds.

Mr. Ken Komiske with the City of Norman addressed the Board stating the City has presently three (3) Drop Off Recycling Centers in Norman. The Recycling Center on the east side is located at 12th Avenue at the Colonial Estates Shopping Mall and they have asked the City to move the Recycling Center. The City currently does not pay rent for any of its Drop Off Recycling Centers; they are located in the parking lots of Shopping Centers. Since Colonial Estates has asked the City to leave last year, they have been searching for a new location, however they have temporarily put the Drop Off Site at Griffin Park's parking lot and with baseball starting up they need their parking lot space back. Mr. Komiske went on to say they have met with the Cleveland County Fairgrounds a couple of times and have proposed locating the Drop Off Recycling Center in an area right off of Porter. Exchanging for locating it there the City would pave a 120' square, put up some security lights and put some trees in along Porter or at the entrance of the Fairgrounds.

Rod Cleveland asked where are the other Drop Off Sites located?

Mr. Komiske replied the other sites are located at the Hollywood Center and Hobby Lobby parking lots.

Rusty Sullivan stated he is for keeping Cleveland County as green as possible. Mr. Sullivan also stated he would like to look into this matter a little bit deeper and explore other locations on the Fairgrounds, possibly more to the east on the grounds. That way if the west entrance were to be used more there would be a green belt in front and he feels it might be better to push it more to that area.

Mr. Komiske replied they could do that and stated the City had offered to fence the area also if needed.

Rod Cleveland asked since the good Citizens of Norman passed the Curbside Recycling, do you see the Drop Off Sites to be as important or less important?

Mr. Komiske replied they will be as important, because the Curbside Recycling is for the residential homes only, so the ones that live in apartments and out east will not have Curbside Recycling available to them. Also, businesses use the Drop Off Sites for cardboard recycling.

Rod Cleveland asked is this a profit center for the City of Norman?

Mr. Komiske replied no, it is a break-even center. Mr. Komiske went on to explain on a good month it will break even, sometimes the City may make a thousand dollars and sometimes they lose a couple of thousand dollars, because of the transportation. The Drop Off Centers have been working well as a stand-alone facility, since the customers do the work in separating the materials.

Rod Cleveland asked if it was just a break-even project, why does the City of Norman even do it?

Mr. Komiske replied because it is really good for the environment, good for the customers and the customers even request it. The Drop Off Sites are used quite a bit and the City feels the use will decrease some since the Curbside Recycling Service has started, for all the customers who do not have Curbside Recycling they really like the Drop Off Centers. Mr. Komiske went on to say you can drive by any of the centers at any time and there is always someone dropping off items to be recycled. Recycling keeps the garbage out of the landfill and there is no downside to recycling.

Rod Cleveland asked if what Mr. Komiske was saying the cost of transporting the materials, is pretty much an off set of a wash as for the recycling materials?

Mr. Komiske replied yes, that was correct.

Rod Cleveland asked if Mr. Komiske knew what the cost of the off set versus the cost that would normally be going to the landfill what the savings are?

Mr. Komiske stated yes, when you add up all the benefits of recycling, the money they get from recycling materials, the money they don't have to spend on putting the items in the landfill, that covers the cost for transportation and labor to get it up to Oklahoma City.

Rod Cleveland asked is there ever a City employee at the Drop Off Sites?

Mr. Komiske replied no there is not an employee there 100% of the time, which is why they have security lights since people drop items off in the evenings.

Rod Cleveland asked if the City of Norman would be responsible for paying for the monthly fee for the security lights?

Mr. Komiske replied yes and that would also include the paving, trees, and fencing if necessary.

Chairman Skinner asked if the City of Norman would keep the area clean and picked up?

Mr. Komiske stated yes, especially now that they were asked to leave one of the Shopping Centers, and they are making a special effort to keep them clean and inspected daily.

Chairman Skinner asked if the City of Norman had agreements for their Drop Off Center Sites?

Mr. Komiske stated no, but the City could if the County wanted an agreement of some sort. The other sites only have a gentlemen's agreement, since they don't pay rent. There is nothing in writing. The City of Norman would be investing a lot of money in paving materials; trees and it would probably not be a bad idea for some kind of an agreement.

Chairman Skinner thanked Mr. Komiske for his presentation.

Rusty Sullivan moved, seconded by Rod Cleveland, to approve the Appointment and Re-Appointment Mark Meyer District #1 Foreman, Paul Meyer District #2 Foreman and Roy Mallory District #3 Foreman as Chief Deputy to their respective Commissioner.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve the Maintenance Agreement between the Cleveland County Sheriff Department and Travis Voice & Data for the Mercom Recorder Equipment for the amount of \$2, 881.00. Contract effective March 1, 2008 through February 28, 2009.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

Per the recommendation of David Batton, Assistant District Attorney, Rusty Sullivan moved, seconded by Rod Cleveland, to table the discussion, consideration, and/or action to Approve the Agreement for Engineering Services between the Cleveland County Health Department and Clough Harbour & Associates, LLP, to provide a Geotechnical Subsurface Investigation for the installation of possible footings in the renovated building located at 424 S. Eastern, Moore, OK. Scope of Services includes three (3) interior borings, testing on selected samples, a written geotechnical report and two (2) bound copies of the report for the total fee of \$4,300.00.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve the Report of Conference of County Bridges and Claim Form in the amount of \$16, 633.60 for Bridge Inspections.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Rod Cleveland moved, seconded by Chairman Skinner, to approve the Pay Application #49, for Office Additions and Renovations to the Cleveland County Courthouse in the amount of \$109,214.79.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Chairman Skinner called for the discussion, consideration, and/or action on the Procedures for the employment, hiring, appointment, or promotion for the position of Cleveland County Sheriff to finish the term due to the pending retirement of F. DeWayne Beggs on April 30, 2008.

David Batton, Assistant District Attorney, referred to a Confidential Legal Memorandum submitted to the Commissioners outlining the laws in redolence to the selection and appointment of a successor Sheriff. Mr. Batton stated there is no time line in appointing a successor Sheriff, but he does recommend the Board do it as soon as possible due to the upcoming Budget Issues, Jail Construction and Administration Issues. Mr. Batton went on to say under Title 19 Section 510 the requirements for Sheriff is you must be a resident of Oklahoma for two (2) years, registered party member, must reside six (6) months prior to filing period, be at least twenty-five (25) years old and have a high school education. Chairman Skinner asked if they had to be Cleet Certified at the time of appointment or when they are elected?

Mr. Batton replied no and stated at the time they are elected or at the time of appointment, the Statue provides that they must become certified within twelve (12) months. Mr. Batton also said Oklahoma and Tulsa County are a little bit different from that and that the law might be changing, but for right now it allows the Sheriff to obtain the certification within the first twelve (12) months of Office. Mr. Batton also explained there is some case law involved if the successor Sheriff has other legal issues that prevent them from carrying a handgun or possessing a handgun that would be a disqualification for Office. Mr. Batton referred to the memorandum that there was also a suggested outline on setting a timeline and suggest that the Board take applications/resumes between now and March 13, 2008 at 5:00 p.m. The applicants can turn their resumes into the District Attorney's Office and they will compile them for the Commissioners into packets along with a checklist of all the people that have applied so they can check off and initial they have read everybody's resumes. The District Attorney's Office will deliver the packets to the Commissioners on March 14, 2008 by 5:00 p.m. just prior to Spring Break. That would allow the Board ten (10) days to review

the packets. The Board then can come back with a list of names and establish an interview schedule the week of the March 24th and to also gather any other information that might be needed or requested by that time. Next the Board can establish at the March 31st Commissioners Meeting possible discussion and/or consideration on the potential appointment at that time, or if the Board is not ready to appoint at that time they can table the matter until they are prepared to take a vote on it. Mr. Batton stated at this time if the Board had any questions he would answer them.

Chairman Skinner asked Mr. Thomason if he had a question.

Mr. Thomason replied he did not have a question, but wanted to let the Board know he believed the law had changed from giving a new Sheriff twelve (12) months to get their certification to instead six (6) months. Mr. Thomason also wanted the Board to know the new Sheriff would be required to complete a Sheriff's Administrative School.

Chairman Skinner thanked Mr. Batton and Mr. Thomason.

Chairman Skinner moved, seconded by Rusty Sullivan, to approve item #8.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

Rusty Sullivan moved, seconded by Rod Cleveland, to approve the Resolutions Disposing of Equipment as follows:

- a. #WG 248-2 Window Covers
- b. #WG 299-16 Mas 90
- c. #WG 299-74 Sharp Fax Machine
- d. #WG 299-81 Perle Controller
- e. #WG 299-82 Terminal
- f. #WG 299-83 Terminal
- g. #WG 299-98 Lantastic 7.0 Version Upgrade
- h. #WG 299-113 Fax
- i. #WG 299-115 Hub
- j. #WG 299-143 Keyboard
- k. #WG 299-144 Dell Dimensions 4100 Series
- l. #WG 299-147 Dell Dimensions 4100 Series Pentium III
- m. #WG 299-150 Printer
- n. #WG 430-1 Lawn Mower
- o. #WG 431-1 Edger/Trimmer
- p. #WG 431-2 Vacuum/Blower
- q. #WG 499-14 Maytag Dishwasher
- r. #WG 499-17 Microwave
- s. #WG 499-19 Microwave Oven
- t. #WG 499-20 Ice Machine
- u. #WG 609-1 Picnic Table
- v. #WG 609-2 Table
- w. #WG 610-5 Fax

(The above items are from the Crossroads Youth & Family Services, Inc. and were junked.)

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve the Resolutions Disposing of Equipment as follows:

- a. #1667 Monitor
- b. #1668 Monitor
- c. #1670 Monitor
- d. #1671 Monitor
- e. #1672 Monitor
- f. #1673 Monitor
- g. #1674 Monitor
- h. #1675 Monitor
- i. #1676 Monitor
- j. #1677 Monitor
- k. #1690 Computer
- l. #1696 Computer
- m. #1698 Computer
- n. #1700 Computer
- o. #1701 Computer
- p. #1703 Computer
- q. #1704 Computer
- r. #1705 Computer
- s. #1706 Computer
- t. #1707 Computer

(The above items are from the Cleveland County Health Department and were junked.)

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Rusty Sullivan moved, seconded by Rod Cleveland, to approve the Resolutions Disposing of Equipment as follows:

- a. #F204-6 Fan

(The above item is from the Cleveland County Clerk's Office and is being junked.)

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve the following Blanket Purchase Orders:

- a. General Fund
 - 08-4177 – SM2 Ace Hardware \$ 2,500.00
 - 08-4183 – SM2 Empire Paper Company 3,000.00
 - 08-4192 – SM2 Xpedx – Oklahoma City 3,000.00
 - 08-4193 – SM2 Neutron Industries, Inc. 2,000.00
 - 08-4194 – SM2 Copelin's Office Center 3,000.00
 - 08-4232 – B2B Sysco Food Services of Okla. 3,000.00

08-4233 – B2B	Sysco Food Services of Okla.	500.00
08-4236 – B2A	Quality Towing Service, Inc.	300.00
08-4240 – B2A	UniFirst	175.00

b. Highway Fund

08-4195 – T2A	Perfection Equipment Company	1,000.00
08-4210 – T2A	T & W Tire	1,000.00
08-4223 – T2A	Mid-West Hose Specialty	1,000.00
08-4224 – T1C	Mid-America Technology Center	150.00
08-4226 – T2A	Fastenal Industrial & Construction	1,500.00
08-4230 – T2A	Moyers Factory Warehouse, Inc.	1,500.00

c. Health Fund

08-4189 – MD1A	Joyce M. Gibson-Madden	5,000.00
08-4190 – MD1A	Vivian Gibson	5,000.00

d. Sheriff's Service Fee Fund

08-4237 – CFB2	T.D.'s Radio, Inc.	1,000.00
08-4238 – CFB2	Security Bankcard Center	2,000.00
08-4242 – CFB2	Special OPS – Uniforms, Inc.	2,000.00

e. Sheriff's Revolving Fund

08-4234 – CFBRE2	U.S. Foodservice, Inc.	2,000.00
08-4235 – CFBRE2	Ken's Discount Pharmacy	2,500.00

f. Sheriff's Commissary Fund

08-4239 – CFBC2	Thompson Commissary Supply	7,500.00
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The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Rusty Sullivan moved, seconded by Rod Cleveland, to approve Certificate of Requesting Officers on Blanket Purchase Order Numbers:

08-0448 – B2A	08-0084 – T2A
08-1384 – B2A	08-0193 – T2A
08-3346 – SM2	08-1601 – T2A
08-3878 – B2B	08-2514 – T2A
	08-2907 – T2A
	08-3024 – T2A
08-1407 – MD2	
08-1409 – MD2	
08-2559 – MD1A	08-0997 – FF2
08-3843 – MD1A	08-3258 – FF2

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion carried.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve Purchase Orders for Payment of Personal Services, Travel, Maintenance & Operation, and Capital Outlay from:

<u>FY 07/08</u>	
a. General Fund	\$ 157,403.48
b. Highway Fund	41,828.37
c. Health Fund	4,071.16
d. Sheriff Service Fee	3,812.26
e. Sheriff Commissary Fund	753.14
f. Sheriff Revolving Fund	1,087.44
g. Sheriff Dare Fund	1,472.04
h. Sheriff Jail Fund	2,472.00
i. Treasurer Certification Fee	179.21
j. Fair Board	408.70

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

(For a complete listing of warrants and original signatures, see warrant registers.)

There being no further business to come before the Board, Rusty Sullivan moved, that the meeting be adjourned. Rod Cleveland seconded the motion.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.

Motion carried.

(Clerk's Note: Agenda was posted on 2-29-08 @ 8:32 a.m.)