

BOARD OF COUNTY COMMISSIONER'S

MINUTES

MONDAY, NOVEMBER 20, 2017

Darry Stacy led in Prayer and Pledge of Allegiance.

Chairman Darry Stacy called to order the regularly scheduled meeting of the Board of Cleveland County Commissioners at 1:00 P.M. this 20th day of November 2017 in meeting Room 200 of the Cleveland County Office Building. Tammy Belinson, County Clerk/Secretary, called roll and those present were:

Darry Stacy, Chairman
Rod Cleveland, Vice-Chairman
Harold Haralson, Member
Tammy Belinson, Secretary

Others present were: Assistant District Attorney Jim Robertson, Assistant District Attorney Heather Darby, Assistant District Attorney Carol Dillingham, Linda Atkins, Susan Burr, Alison Vinson, John Roberts, Bryan Jenkins, Laurie Beth Marshall, Susan Reese, Joy Hampton, Laura Smith, Sheriff Todd Gibson, Undersheriff Blake Green, Chief of Operations Jose Chavez, Chief of Detention Stephen Davis, Brenda Hill, Sean Rieger, Mike Mize, A.J. Kirkpatrick, Leslie Tabor, Tony Terrell and Denise Ellison.

After the reading of the minutes of the regular meeting of **November 13, 2017** and there being no additions or corrections, Harold Haralson moved that the minutes be **approved**. Rod Cleveland seconded the motion.

The vote was: Rod Cleveland, yes; Harold Haralson, yes; Darry Stacy, yes.
Motion carried.

A. Bid Openings:

1. Upon the recommendation of Assistant Purchasing Agent, Darry Stacy moved, seconded by Rod Cleveland, due to no bids received, to **strike** the following from the agenda:
"BID #COM-1822 – The Purchase and Delivery of one (1) 2006 or newer Telescopic Boom Lift with less than 7,500 hours for the Cleveland County Commissioners."
The vote was: Harold Haralson, yes; Darry Stacy, yes; Rod Cleveland, yes.
Motion carried.

B. Old Business:

1. Upon the recommendation of Assistant Purchasing Agent Susan Reese, Darry Stacy moved, seconded by Harold Haralson, to **award** to low bidder,

T.J. Campbell Construction Company in the amount of \$1,622,040.30 for **BID #HWY-1820 (CDBG-DR)** – A 2 ½” Asphalt Overlay on Harrah/Newalla Road from SH9 to 119th Street, Project #DR4117-09. The vote was: Darry Stacy, yes; Rod Cleveland, yes; Harold Haralson, yes. Motion carried.

C. Items of Business:

1. Harold Haralson moved, seconded by Rod Cleveland, to **approve** of and to **move** forward with the Cleveland County Master Plan. The vote was: Darry Stacy, yes; Rod Cleveland, yes; Harold Haralson, yes. Motion carried.
2. Harold Haralson moved, seconded by Darry Stacy, to **approve** the Norman Center City Project Plan Increment District No. 3 dated on or about November 17, 2017. The vote was: Rod Cleveland, no; Harold Haralson, yes; Darry Stacy, yes. Motion carried.

Chairman Darry Stacy said that the following Items, No. 3 through No. 15, are **Consent Items** and are routine in nature: Harold Haralson moved to **approve** the Consent Items. Rod Cleveland seconded the motion:

3. **Service Agreement** between Cleveland County Sheriff’s Department and Absolute Data Shredding for placement of two (2) consoles at the Detention Center and two (2) consoles at Headquarters in the amount of \$40.00 per location, per service (1 time every four (4) weeks) through June 30, 2018.
4. **Contract** for Contract Administrator Services between Cleveland County Board of Commissioners, The City of Norman, and ADG P.C. to monitor and assist all parties in the staffing, financing levels and best management practices of the downtown parking project in the amount not to exceed \$9000.00, \$3,000.00 to be paid by the City of Norman and \$6,000.00 to be paid by the County.
5. **Name change** of the awarded vendor Oklahoma Independent Elevator to Oracle Elevator Company. BID #COM-1803 was awarded on June 19, 2017. All contract terms, conditions, and pricing will remain the same.
6. **Renewal** of County Bid #SHE-1780 – One (1) year non-encumbered Contract to provide Prisoner Transport Services for the Cleveland County Sheriff’s Office. All conditions and terms will remain the same. The renewal period will be December 23, 2017 through December 22, 2018.
7. **Approval** to return the donation from Marshall Investments for the Sheriff’s Office K-9 Division in the amount of \$5,000.00. This Donation was accepted at the April 17, 2017 Board of County Commissioners meeting.

8. **Accept** the official inventory list of the Cleveland County Building Maintenance Department.
9. **Approval** of the Board of County Commissioners Regular Scheduled Meetings for the 2018 calendar year.
10. **Proclamation** requesting a special election of the unexpired term of the Cleveland County Sheriff to be held with the general election on November 6, 2018.
11. **Invoice #103117** from Haskell Lemon Construction Company on Project No. DR 4078-010 in the amount of \$177,163.97
12. **Contract** between Cleveland County and K&M Dirt Services for the Demolition of a Cleveland County Structure located at 104 W. Comanche, per County Bid #COM-1819 in the amount of \$29,622.50.
13. **Approval of the following Blanket Purchase Orders submitted for the following Departments:**

District #3

18-2436-T2A	A.T.& T	\$ 1,550.00
18-2437-T2A	Clean Uniform Company	\$ 700.00
18-2444-T2A	Oklahoma Electric Company	\$ 4,000.00
18-2445-T2A	Oklahoma Natural Gas	\$ 4,000.00

Early Settlement:

18-2484-CFESCCCP2	Noble Hardware	\$ 500.00
18-2485-CFESCCCP1C	Kathleen A. King	\$ 2,000.00

Commissioners:

18-2455-D1C	Harold H Haralson	\$ 200.00
18-2460-D1C	Darry D. Stacy	\$ 750.00
18-2461-D1C	Rodney L Cleveland	\$ 750.00

IT Dept:

18-2462-K1C	Jerry D. Vincent	\$ 250.00
18-2463-K1C	Brian D. Wint	\$ 200.00

Sheriff Dept:

18-2457-SHE2	WCA Waste Corporation	\$ 300.00
18-2458-SHE2	Elite Equipment Company	\$ 1,000.00

14. **Approval of the Certificate of Requesting Officers on Blanket Purchase Order Numbers:**

FY 17/18

General:

18-1032-SHE2	18-1747-SHE2
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Highway:

18-0066-T2A	18-0085-T2A	18-0533-T2A	18-0534-T2A
18-0576-T2A	18-1335-T2A		

Fairgrounds:

18-0350-FG2	18-0352-FG2	18-0353-FG2
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15. Review, Audit, and approve Purchase Orders for Payment of Personal Services, Travel, maintenance & Operations, and Capital Outlay from:

FY 17/18

a. General Fund	\$ 144,931.76
b. Highway Fund	\$ 49,448.08
c. Health Fund	\$ 29,617.34
d. Treasurer Certification Fee Fund	\$ 380.92
e. County Clerk Lien Fee Fund	\$ 96.73
f. County Clerk Preservation Fee Fund	\$ 600.00
g. Fairgrounds Fund	\$ 3,761.50

The vote was: Harold Haralson, yes; Darry Stacy, yes; Rod Cleveland, yes.
Motion carried.

END OF CONSENT DOCKET

D. Chairman Stacy requested coming back to new business later in the meeting.

E. Commissioner Harold Haralson stated during **Commissioner’s discussions** about **County Business** that the CIRB Fund has been raided one more time. Indications are that several million dollars in the CIRB fund is used to balance the state budget. It may not impact us this year, but it will later on as far as what the counties can do on infrastructure, roads and bridges. He said there is a need to take some type of action in limiting the Legislators, perhaps to alter the Constitution, so the Legislature can’t keep raiding the funds.

Harold Haralson stated concerning the Master Plan that it ensures that citizens of Cleveland County have a good experience when at the Courthouse. He commended Darry Stacy for his leadership and efforts. He said that Sheriff Todd Gibson played a significant role in the project before becoming Sheriff of Cleveland County.

Chairman Stacy said that County Clerk Tammy Belinson and County Treasurer Jim Reynolds did a vast amount of work on this as well.

Commissioner Haralson is thrilled that the Commissioners made it a priority through budget and planning and not by raising taxes.

F. No **Public Comment** made at this time.

G. **At 1:10 P.M.**, Chairman Stacy moved, seconded by Rod Cleveland, to **go into Executive Session for the purpose of discussing the following:** Pursuant to 25 O.S. 307.B.4, Discussion with District Attorney’s Counsel and Attorney Sean Rieger regarding pending litigation, James D. Krohmer V. Board of Cleveland County Commissioners, Case No. CJ-17-1377.
The vote was: Rod Cleveland, yes; Harold Haralson, yes; Darry Stacy, yes.
Motion carried.

H. **At 1:36 P.M.**, Harold Haralson moved, seconded by Darry Stacy, to **reconvene from Executive Session** and go back into open session.
The vote was: Harold Haralson, yes; Darry Stacy, yes; Rod Cleveland, yes.
Motion carried.

During such time no votes or actions were taken during executive session.

Harold Haralson moved that Chairman Darry Stacy **proceed** as directed by legal counsel during executive session concerning the pending litigation. Rod Cleveland seconded the motion.

The vote was: Darry Stacy, yes; Rod Cleveland, yes; Harold Haralson, yes.
Motion carried.

Under the authority of 25 O.S. § 311.A.10, an **executive session** was held under **new business** as the matter to be discussed was not foreseen prior to the time of the posting of the agenda and **required immediate attention**.

At 1:37 P.M., Harold Haralson moved, seconded by Rod Cleveland, to **go into Executive Session** under the authority of 25 O.S. 307. B.4, “Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest”: Discussion with District Attorney’s Counsel, Sheriff Todd Gibson and Undersheriff Blake Green regarding pending litigation, Board of Cleveland County Commissioners vs. Lattice Inmate Phones.

The vote was: Rod Cleveland, yes; Harold Haralson, yes; Darry Stacy, yes.
Motion carried.

At 2:16 P.M., Harold Haralson moved, seconded by Rod Cleveland, to **reconvene from Executive Session** and go back into open session.

The vote was: Harold Haralson, yes; Darry Stacy, yes; Rod Cleveland, yes.
Motion carried.

During such time no votes or actions were taken during executive session.

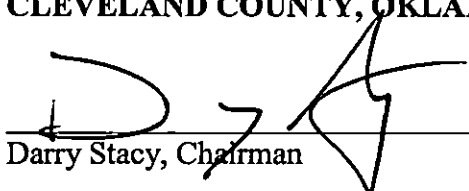
Harold Haralson moved that Chairman Darry Stacy **proceed** as directed by legal counsel during executive session concerning the pending litigation. Darry Stacy seconded the motion.

The vote was: Darry Stacy, yes; Rod Cleveland, yes; Harold Haralson, yes.
Motion carried.

- I. There being no further business to come before the Board, Harold Haralson moved, seconded by Rod Cleveland, that the meeting be **adjourned at 2:17 P.M.**
The vote was: Rod Cleveland, yes; Harold Haralson, yes; Darry Stacy, yes.
Motion carried.

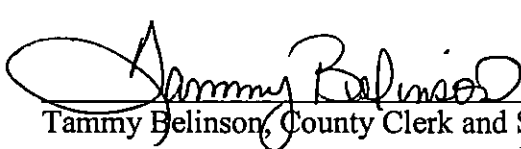
(Clerk’s Note: Agenda was posted on November 17, 2017 @ 11:58 A.M.)

**BOARD OF COUNTY COMMISSIONERS
CLEVELAND COUNTY, OKLAHOMA**




Darry Stacy, Chairman

ATTEST:



Tammy Belinson, County Clerk and Secretary to the Board



Minutes Prepared by: 

Deputy County Clerk