

April 15, 2019  
Guthrie, Oklahoma  
9:00 A.M.

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

The Agenda was posted at 9:31 A.M. on April 9, 2019 at the Courthouse and Courthouse Annex.

The meeting was called to order by the Chairman.

The flag salute was given.

Citizens to be heard:

Tracy Walsh stated that she would like to speak with Commissioner Goodman. Commissioner Goodman explained that this item does not allow interaction with the Board. He said she was welcome to wait until after the meeting to speak with him.

Jimmy Nix and Tom Kilpatrick, spoke of the ability to provide drone photos and mapping services. They left their information with the Board.

#### **MOTION ADOPTED TO APPROVE MINUTES**

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

THAT, the minutes of April 1, 2019, be approved.

Sheriff Damon Devereaux spoke regarding the importance of Telecommunicators (Dispatchers) to the safety of first responders and the public. He commended the work done every day by this dedicated personnel.

#### **MOTION ADOPTED TO APPROVE RESOLUTION PROCLAIMING THE WEEK OF APRIL 14 -20, 2019 AS NATIONAL TELECOMMUNICATOR WEEK**

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

THAT, Resolution #19-010 proclaiming the week of April 14-20, 2019 as National Telecommunicator Week in honor of the men and women whose diligence and professionalism keep our region and emergency responders safe.

#### **MOTION ADOPTED TO ENTER EXECUTIVE SESSION**

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

THAT, the Board enter Executive Session at 9:10 AM for purpose of confidential communications between the Board of County Commissioners of the County of Logan and its attorney concerning the lawsuit previously referenced. Public disclosure of these confidential communications would seriously impair the ability of the Board and its attorney to properly process and defend this litigation. As such, the communications in this Executive Session are confidential. Jayson W. Davison, as Trustee of the Jayson W. Davison Trust of 2010 U/T/D, 7/8/10 v. Board of County Commissioners of the County of Logan, District Court of Logan County, State of Oklahoma, Case No. CJ-2018-180.

#### **MOTION ADOPTED TO RETURN TO OPEN SESSION AND AUTHORIZE LEGAL COUNSEL TO REPRESENT THE BOARD IN NEGOTIATIONS OF JAYSON W. DAVISON, AS TRUSTEE OF THE JAYSON W. DAVISON TRUST OF 2010 U/T/D, 7/8/10 V. BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LOGAN, DISTRICT COURT OF LOGAN COUNTY, STATE OF OKLAHOMA, CASE NO. CJ-2018-180**

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

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THAT, the Board return from Executive Session at 9:37 AM., and, authorize legal counsel to represent the Board in negotiations regarding the case of Jayson W. Davison, as Trustee of the Jayson W. Davison Trust of 2010 U/T/D, 7/8/10 v. Board of County Commissioners of the County of Logan, District Court of Logan County, State of Oklahoma, Case No. CJ-2018-180.

**MOTION ADOPTED TO APPROVE UTILITY RELOCATION AGREEMENT WITH DCP  
MIDSTREAM FOR LUTHER RD PROJECT, JP #29367**

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

THAT, a Utility Relocation Agreement with DCP Midstream whereby DCP Midstream will abandon all pipeline along projected Luther Rd project, JP #29367, the cost to be funded by Logan County using CIRB funds in the amount of \$535,713.

Commissioner Goodman stated that ODOT has identified over encumbrances on several county CIRB projects. He said ODOT is seeking authorization to cancel the overages. He said he is meeting with ODOT to discuss that the funds should be returned to the Logan County Five Year CIRB Plan.

**MOTION ADOPTED TO AUTHORIZE ODOT TO CLOSE ENCUMBRANCES ON CIRB  
PROJECTS CONTINGENT UPON THE RELEASED FUNDS BEING REAPPLIED TO THE  
LOGAN COUNTY CIRB PLAN**

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

THAT, the following encumbrances, no longer needed for stated projects, be closed contingent upon funds being returned to the Logan County Five Year CIRB Plan;

18265(06) Bridge over Beaver Creek Utilities - \$11,860.39  
25089(05) Coltrane Rd Engineering - \$132.42  
25089(05) Coltrane Rd Engineering - \$21,575.75  
25089(06) Coltrane Rd RoW - \$606,354.85  
25089(07) Coltrane Rd Utilities - \$245,929.00  
25090(07) Bridge over Skelton Creek - \$5,000.00  
28720(05) Simmons Rd Engineering - \$48,806.55  
29880(05) Bridge over Pawnee Creek West of SH-33 Engineering - \$33,653.99  
29881(05) Bridge over Boggy Creek Engineering - \$33,655.65  
29882(05) Bridge over Pawnee Creek North of EW-80 Engineering - \$33,667.23  
32379(04) Bridge over Cottonwood Creek Engineering - \$2,856.00  
32379(04) Bridge over Cottonwood Creek Engineering - \$4,312.59  
32379(05) Bridge over Cottonwood Creek Engineering - \$8,164.00

**MOTION ADOPTED TO ACKNOWLEDGE RECEIPT OF NOTICE OF TORT CLAIM OF JAY  
BYRD AND FORWARD TO ACCO COUNTY CLAIMS**

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

THAT, the receipt of a Notice of Tort Claim of Jay Byrd is received and forwarded to ACCO County Claims.

There were no Resolutions appointing Requisitioning or Receiving Officers.

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

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

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

Payroll for 1st installment of April 2019  
Batch 579  
(See pages beginning 32-031-A)

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Transfers of Appropriations

1321-2-8211-2005 to 1321-2-8211-1310	\$ 1000.00
1216-3-5000-4110 to 1216-3-5000-1110	\$100000.00

Blanket Purchase Orders #194657 - #194685

Accept Monthly Reports of County Officers  
Court Clerk  
County Clerk  
Assessor  
Treasurer  
Election Board Monthly  
Health Dept Monthly

**MOTION ADOPTED TO APPROVE CLAIMS FOR COUNTY EXPENDITURES  
APRIL 2019**

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

THAT, the printout of claims for County Expenditures for April 15, 2019, Batch 033, \$419,311.53 be approved and signed. The County Clerk is instructed to issue warrants for said claims in stated amounts. (See pages beginning 32-032-1).

**MOTION ADOPTED TO APPROVE PURCHASE CARD PAYMENTS FOR MARCH 2019**

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

THAT, the Purchase Card Payment Approval for April 2019, in the amount of \$829.37, be approved.

Citizens to be heard: None

Comments by the Board:

Commissioner Piearcy asked if anyone had any information regarding the 4H Foundation building at the Fairgrounds. He wondered if the program was being operated and the building used.

**MOTION TO ADJOURN**

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

THAT, there being no further business to come before the board the meeting was adjourned until 9:00 A.M., April 30, 2019.

ATTEST: \_\_\_\_\_  
Logan County Clerk

\_\_\_\_\_  
Chairman, Board of Logan  
County Commissioners