

August 31, 2018
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 1:32 P.M. on August 29, 2018 at the Courthouse and Courthouse Annex.

The meeting was called to order by the Chairman.

The flag salute was given.

There were no citizens to be heard.

MOTION ADOPTED TO APPROVE MINUTES

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 minutes of August 15, 2018, be approved.

MOTION ADOPTED TO APPROVE FINAL PLAT OF WHIPPOORWILL PARK

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 Final Plat of Whippoorwill Park in W/2 of Lot 3, Block 2, Whippoorwill Heights be approved. Noted that the roads are private, with access to public entities.

Open Sealed Bid #2019-FD-1 for one used structural pumper apparatus for Sooner Fire Department. Bids were received from:

First in Fire Trucks LLC.	2000 Spartan Gladiator	\$65,000
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Per the request of Sooner Fire Department the bid was tabled to September 14, 2018.

Tony Puckett, McAfee & Taft and Matthew Sill, Fulmer Sill, were present for discussion of the opioid class action lawsuit. McAfee & Taft had brought a Resolution and Agreement to the Board on August 15, 2018.

Commissioner Piearcy asked if the county has any liability risk should the opioid manufactures counter sue the entities. Commissioner Goodman stated that ADA Lowell Barto has stated that there is no liability risk to the county. All fees will be paid from any funds recovered.

Commissioner Piearcy asked the purpose of the lawsuit. Mr. Puckett stated that the opioid epidemic has cost public entities millions of dollars. He said a financial recovery would help offset those costs. He said cities and counties across the nation are suing the opioid manufacturers for costs.

Mr. Sill said his firm has represented the Cherokee Nation in a case against the distributors of opioids. He said millions of pill are flowing into counties. He said in Arkansas the state, counties and cities are all in one lawsuit. He said the case would allow Oklahoma communities to be represented. Mr. Sill said that estimates show that Logan County is approximately 50% higher than the national average for opioid usage. Commissioner Pearson asked where the data came for that statistic. Mr. Sill said that it comes from the number of opioids prescribed per capita. Mr. Sill said that estimates show that over one million dollars per year is expended by Logan County due to opioids. Commissioner Pearson stated that the increase use of fentanyl is partially to blame for the increase of deaths.

MOTION ADOPTED TO APPROVE RESOLUTION AND AGREEMENT WITH FULMER SILL AND MCAFEE AND TAFT TO REPRESENT LOGAN COUNTY IN A LAWSUIT AGAINST OPIOID MANUFACTURERS, DISTRIBUTORS AND OTHER POTENTIAL THRID PARTIES

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

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THAT, Resolution #18-072 approving Logan County entering an agreement with Fulmer Sill and McAffe & Taft, to file a civil suit against opioid manufacturers, distributors and potentially other third parties for penalties, damages, injunctive relief and any other remedy available by law. All fees to be paid to counsel are contingent upon recovery of penalties, damages, attorney's fees and costs and no money shall be due or paid from Logan County's general fund or any special fund.

MOTION ADOPTED TO ACCEPT BI-MONTHLY REPORT OF DAVID BALL, EMERGENCY MANAGEMENT DIRECTOR

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 bi-monthly report of David Ball, Emergency Management Director, be accepted.

The Board congratulated David Ball for being named Emergency Management Director of the Year by the Oklahoma Department of Emergency Management.

MOTION ADOPTED TO APPROVE FY 17-18 SEFA REPORT

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

THAT, the FY 17-18 SEFA Report be approved.

MOTION ADOPTED TO APPROVE EMERGENCY OPERATIONS PLAN

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 Emergency Operations Plan be approved. David Ball noted that there had been no changes to the plan.

MOTION ADOPTED TO APPROVE RESOLUTION ESTABLISHING SCHOOL SPEED LIMIT ON CHARTER OAK

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 #18-073 establishing a 25mph speed limit during the during the hours of 7:30 A.M. to 4:00 P.M., on Charter Oak beginning at 300' E of the Charter Oak School drive to 300' W of the Charter Oak School drive, be approved.

MOTION ADOPTED TO APPROVE RESOLUITON LOWERING SPEED LIMIT ON CHARTER OAK BETWEEN DOUGLAS AND POST RD TO 35MPH

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, Resolution #18-074 lowering speed limit on Charter Oak between Douglas Blvd and Post Rd to from 45mpoh to 35mph, be approved.

MOTION ADOPTED TO APPROVE RESOLUTION ACCEPTING 358.20 DONATION FROM BART WATKINS TO DISTRICT #3 FOR CULVERT ON BROADWAY BETWEEN CR 73 AND CR 72

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, Resolution #18-075 accepting a \$358.20 donation from Bart Watkins to District #3 for a culvert to be placed on Broadway between CR 73 & CR 72, be approved.

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MOTION ADOPTED TO APPROVE RESOLUTION DECLARING 2005 KOMATSU D41E AS SURPLUS FOR DISTRICT #2

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 #18-076 declaring the following equipment as surplus for District #2 be approved:

2005 Komatsu D41E Dozer SN ending KM06356

MOTION ADOPTED TO APPROVE FY 2018-2019 CONTRACT REIMBURSEMENT APPLICATION WITH OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR ENVIRONMENTAL OFFICER

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

THAT, the FY 2018 Contract Reimbursement Application with Oklahoma Department of Environmental Quality for Environmental Officer, this application if approved will provide reimbursement in an amount up to \$30,000 for funding a "Trash Cop" in Logan County, be approved.

MOTION ADOPTED TO APPROVE AGREEMENT BETWEEN LOGAN COUNTY SHERIFF AND GUTHRIE PUBLIC SCHOOLS FOR SCHOOL RESOURCE OFFICER AT CHARTER OAK SCHOOL

THAT, an agreement between Logan County Sheriff and Guthrie Public Schools whereby Guthrie Public Schools will pay a total of \$29,981.70 to Logan County Sheriff to provide for a School Resource Officer at Charter Oak School beginning September 2018 and ending May 2019, be approved.

MOTION ADOPTED TO APPOINT ROBIN CHANNELL, R.N. TO THE LOGAN COUNTY BOARD OF HEALTH

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, Robin Channell, R.N. be appointed to the Logan County Board of Health.

MOTION ADOPTED TO APPOINT CHRIS EVANS TO THE LOGAN COUNTY EXCISE AND EQUALIZATION BOARD

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

THAT, Chris Evans be appointed to the Logan County Excise and Equalization Board as a representative of District #3.

MOTION ADOPTED TO APPROVE FY 2018-2019 SERVICE CONTRACTS WITH SUMMIT MAILING & SHIPPING SYSTEMS FOR THE TREASURER'S OFFICE

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 FY 2018-2019 Service Contracts with Summit Mailing & Shipping Systems for the mailing equipment for the Treasurer's Office, be approved.

MOTION ADOPTED TO APPROVE DETENTION TRANSPORTION CLAIM FOR JULY 2018

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 Detention Transportation Claim for July 2018 in the amount of \$71.54, be approved

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Discussion was held regarding needed roof repairs to the Courthouse Annex roof due to leaks in the Assessor's Office. Reliable Roofing provided a quote of \$900.00 to reseal areas where seams are separating at edge flashing and air conditioner curbs. Reliable Roofing also provided a quote of \$21,617.60 to reseal, power wash, install One coat of elastomeric primer and one layer of elastomeric coating.

**MOTION ADOPTED TO APPROVE RELIABLE ROOFING TO RESEAL AREAS OF THE
ROOF OF THE COURTHOUSE ANNEX**

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 quote of Reliable Roofing, in the amount of \$900.00, to reseal areas as need where seams are separating and edge flashing and air conditioner curbs, should further repairs be needed bids will be sought in the future.

There were no Resolutions appointing Requisitioning or Receiving Officers.

**MOTION ADOPTED TO APPROVE TEMPORARY ROAD CROSSING PERMITS FOR
BRICKMAN FASTLINE**

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 Temporary Road Crossing Permits for Brickman Fastline be approved:

Brickman Fast Line Inc
(3" Water Line)

Cross & Parallel N 3000Rd 1 mile north of 710 & 3000 90' south of the NE/C of 31-18N-4W.

**MOTION ADOPTED TO APPROVE PERMANENT ROAD CROSSING PERMITS FOR
LOGAN COUNTY RURAL WATER DISTRICT #1**

Marven Goodman 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 Permanent Road Crossing Permits for Logan County Rural Water District #1 be approved:

Logan County RWD #1
(8" Water Line)

Cross & Parallel Simmons Rd .43 miles west of Simmons Rd & S Broadway 2,286' west of the SE/C of 26-15N-3W.

**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:

Approve Payroll for 2nd installment of August 2018
Batch 552 & Batch 553
(See pages beginning 031-243-A)

Transfers of Appropriations
1226-2-3500-2010 to 1226-2-0400-1110/1210/1221 \$40000.00
1226-2-1100-2005 to 1226-2-1100-1110/122 \$ 25000.00

Blanket Purchase Orders #191167 - #191215

Sign State Election Board Claim for Salary Expenses of Election Board Salary in the amount of \$3476.41 for the month of August 2018

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Allocation of Alcoholic Beverage Tax

Guthrie	\$11,765.99
Crescent	\$ 1,629.07
Mulhall	\$ 259.77
Coyle	\$ 375.23
Marshall	\$ 314.03
Langston	\$ 1,990.44
Meridian	\$ 43.88
Orlando	\$ 170.87
Cedar Valley	\$ 332.51
Cimarron	\$ 173.18

**MOTION ADOPTED TO APPROVE CLAIMS FOR COUNTY EXPENDITURES
FOR AUGUST 2018**

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

THAT, the printout of claims for County Expenditures for August 31, 2018, Batch 006, \$281,131.33 and Batch 060 Reserve in the amount of \$434,035.46, be approved and signed. The County Clerk is instructed to issue warrants for said claims in stated amounts. (See pages beginning 31-244-1).

MOTION TO ADJOURN

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

THAT, there being no further business to come before the board the meeting was adjourned until 9:00 A.M., September 4, 2018.

ATTEST: _____
Logan County Clerk

Chairman, Board of Logan County Commissioners