

April 15, 2021
Guthrie, Oklahoma
9:00 A.M.

The Board of Logan County Commissioners met in Regular Session with Commissioners Marvin Goodman, Monty Piearcy and Kody Ellis present and transacted following:

The Agenda was posted at 12:43 P.M. on April 13, 2021 at the Courthouse, Courthouse Annex and LoganCountyOK.com.

1. Meeting called to order by the Chairman.
2. Flag Salute.
3. Any citizen desiring to be heard.

None

4. Consideration and possible action on minutes of April 5, 2021.

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

THAT, the minutes of April 5, 2021 be approved.

5. Consideration and possible action on plat of Hamilton Addition Section 2, a replat of Lots 1 & 2, Block 4 of Hamilton Addition Section 1 in the SW/4 of 29-15N-3W.

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

THAT, the plat of Hamilton Addition Section 2, a replat of Lots 1 & 2, Block 4 of Hamilton Addition Section 1 in the SW/4 of 29-15N-3W, be approved.

6. Discussion with ODOT Local Government and Consideration and possible action to update and/or change, and/or approve/acknowledge the Logan County 5-year CIRB plan to reconsider previous decision for final design of Coltrane Phase III; Consideration to add the following to the current Logan County CIRB 5 Year plan: the Bear Creek Bridge project and the Waterloo Road Log Jam initiative. Information update on the I35/Waterloo Road Interchange project.

Commissioner Goodman said that ODOT Local Government representatives were unable to attend. He said that the Engineers for Coltrane Rd were unable to attend.

Commissioner Goodman said that Steven Frosch, Engineer, stated in email that an additional three parcels of Right-of-Way (RoW) needs to be purchased to move forward with the Coltrane Road Phase III project. Commissioner Goodman said that the need for RoW for the existing design plan was not previously mentioned. He said that ODOT Local Government said that were not aware of the need to purchase RoW and that the need to do so may delay the project being let in July 2021.

Commissioner Goodman said that this item cannot be addressed until further information is received.

Commissioner Piearcy said he thought it was stated that the project was "shovel ready". Commissioner Goodman said that is what we were told.

Commissioner Piearcy said that Shelly Williams, ODOT, stated that a 60 day approval would be requested for the project to be on the ODOT July Letting. Commissioner Goodman said that he has received an email from Ms. Williams stating that everything is in place and that ODOT just needs acknowledgement of the RoW and utilities are in place.

Commissioner Goodman said that he believe some of the problems with the CIRB program is that ODOT provide a list of engineers that the Commissioner selects. He said the Engineers are to act as the project manager and are paid ahead. He said that engineer has made RoW errors twice that have cost more than one-million dollars.

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Commissioner Piearcy asked if there were some confusion about the need for RoW between the two plan designs. Commissioner Goodman stated that Dale Burke has indicated that Mr. Frosch made an error about the need for additional RoW.

Commissioner Goodman said that the previous week he and Commissioner Ellis were summoned to the State Capitol to meet with Rep. Kevin Wallace. He said that Rep. Wallace represents a small part of the Southeast area of Logan County so he was unsure why he was asked to attend. He said upon arrival he realized that Oklahoma County was also asked to attend.

Commissioner Goodman said the discussion with Oklahoma County was regarding a log jam. He said CIRB funds cannot be used to clear log jam. He said ETR funds can be borrowed but must be repaid. He said Logan County does not have the estimated \$100,000 it will cost to fix the log jam. He said the legislatures said they will begin looking for funds. Commissioner Goodman said that the Water Resources Board asked if the county could “work off” the funds if they provide the funding. Commissioner Goodman said that isn’t possible as the county has work that must be done.

Commissioner Goodman said that another issue brought up was regarding a grant that was received by District #2 in 1999 for \$50,000 for paving of a road. He said that Rep. Wallace indicated the funding is still available.

Commissioner Ellis said that his meeting with Rep. Wallace concerned Bear Creek Bridge at Pottawatomie and Seward Roads. He said this is a truss bridge which was closed in 2020. He said he has met with Brian Taylor, ODOT, to assess the bridge. He said discussion was about doing a bridge saddle. He said that doing the work in house would be approximately \$250,000. Commissioner Ellis said he would appreciate if Commissioner Piearcy could look at the bridge and provide guidance. Commissioner Ellis said that he is trying to locate funding. He said once it is known if Oklahoma County is going to continue with the I-35/Waterloo project; if Oklahoma County withdraws it will open the possibility of adding this bridge to the CIRB plan.

Commissioner Ellis said that another project that Rep. Wallace would like to see done is the paving of the Charter Oak between Pottawatomie and Luther that was part of the \$50,000 grant. He said that Rep. Wallace would like to see Luther Road completed.

Commissioner Piearcy said that he doesn’t believe that it is a Representatives place to tell the county what projects should be prioritized. Commissioner Goodman said the thought the same. Commissioner Goodman said that he tried to explain to Rep. Wallace that the CIRB program doesn’t allow for a CED employee to change the CIRB plan, it must be decided by the Commissioners. He said the CIRB program should benefit all citizens of the county. He said he invited the Representative to meet with the Board for input to the CIRB plan.

Commissioner Piearcy said he wished Rep. Wallace would attend a Board meeting and understand the lack of county road funding. Commissioner Goodman said that he tried to explain to Rep. Wallace the funding disparages between Logan County and Oklahoma County. He said he also pointed out to Rep. Wallace that Logan County has over 200 bridges and no funding for all of the needed repairs. Commissioner Goodman said he asked Rep. Wallace to support HB 1888 which would allow another year of CIRB funding to be directly received by the counties.

Commissioner Goodman said that the CIRB plan cannot be updated until information is received about Oklahoma County continuing with the Waterloo project.

7. Consideration and possible action to approve Title Sheet for Coltrane Road Phase III.

No action taken.

8. Consideration and possible action on Right-of-Way and Utility Affidavit for Coltrane Road Phase III.

No action taken.

9. Consideration and possible action on Resolution to establish a four-way stop at the intersection of Simmons Rd. and Midwest Blvd.

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

THAT, Resolution #21-035 establishing a four-way stop at the intersection of Simmons Rd and Midwest Blvd, be approved.

10. Consideration and possible action on Resolution accepting \$2750.00 donation from Christopher S. McNeil to District #3 for rock to be placed on Douglas between CR 63 and CR 64.

Marven Goodman made the motion which was duly seconded by Kody Ellis with the voting as follows: Pearcy-AYE, Goodman-AYE and Ellis-AYE;

THAT, Resolution #21-036 accepting a \$2750.00 donation from Christopher S. McNeil to District #3 for rock to be placed on Douglas between CR 63 and CR 64, be approved.

11. Consideration and possible action on Resolution accepting \$375.00 donation from Troy Dykes to District #3 for culvert to be placed on CR 63 between Santa Fe and Kelly.

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

THAT, Resolution #21-037 accepting a \$375.00 donation from Troy Dykes to District #3 for culvert to be placed on CR 63 between Santa Fe and Kelly, be approved.

12. Notification of receipt of rebate from ACCO for 17/18 Worker's Comp Performance.

County Clerk Troy Cole notified the Board that ACCO-SIF had issued a Performance Rebate of 2017-2018 Worker's Comp premium in the amount of \$21,620.99.

13. Consideration and possible action to approve cancellation of stale dated warrants.

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

THAT, the following warrants be cancelled as stated dated.

14. Discussion and possible action on Resolution Appointing Requisitioning Officers for various accounts.

None

15. Discussion and possible action on Resolution Appointing Receiving Officers for various accounts.

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

THAT, Resolution #21-038 appointing the following Receiving Officers, be approved:

Cashion Fire Dept.	Jeremy Moore
	Walker Picett

16. Consideration and Possible Action on approving the following Permanent Road Crossing Permits for Logan County RWD #1:

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

THAT, the following Permanent Road Crossing permits be approved:

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Logan County RWD #1
(8" Water Line)

RCP #21-001 Parallel N 3210 Rd .5 miles north of SH 33 & N 3210 Rd 27' west of the NE/C of 15-17N-1W.
RCP #21-002 Cross E 0730 Rd .006 miles west of E 0730 & N 3210 Rd 27' west of the SE/C of 10-17N-1W.
RCP #21-003 Cross n 3210 Rd .025 miles north of E 0730 & N 3210 Rd 133' north of the SW/C 11-17N-1W.

17. Discussion and possible action on the Consent Agenda:

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

THAT, the Consent Agenda be approved:

Approve Payroll Claims for first installment of March 2021
Batch 654 – Pages 33-051-A

Transfer of Appropriations within Various Accounts

1226-2-1100-2005 to 1226-2-1100-4110	\$10000.00
1226-2-0400-2005 to 1226-2-0400-4110	\$5000.00
1223-2-0400-2005 to 1223-2-0400-4110	\$20000.00
1321-2-8213-2005 to 1321-2-8213-4130	\$9000.00

Approve Blanket Purchase Orders to Various Vendors for repairs, parts, equipment, *services*, supplies and miscellaneous items. Purchase Orders #214406 - #214420

Accept monthly reports of County Officers

Monthly Report of the Health Dept.

Monthly Report of the Election Bd

18. Discussion and possible action on Approving Claims for payment for April 2021.

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

THAT, the printout of claims for County Expenditures for April 15, 2021, Batch 037, \$262,910.74, be approved and signed. The County Clerk is instructed to issue warrants for said claims in stated amounts. (See pages beginning 33-052-1).

19. Discussion and possible action on Approving Purchase Card Payments for April 2021.

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

THAT, the following P-Card purchase orders be approved for payment:

PO #214288	\$48.44	PO #214176	\$86.99
PO #214059	\$430.99	PO #214113	\$1078.00
PO #214177	\$80.00	PO #214286	\$152.27

20. Vote to enter Executive Session to discuss confidential communications pertaining to lawsuit of formal protest of valuation of 4AM Midstream for tax years 2019 and 2020 pursuant to Title 25 Okla. Statute § 307, (B)(4).

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

THAT, the Board enter Executive Session at 9:37 AM.

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21. Return to regular meeting and vote to take any necessary action related to the Executive Session identified above for the lawsuit of formal protest of valuation of 4AM Midstream for tax years 2019 and 2020.

The Board returned to regular session at 9:55 AM. No action taken.

22. Any citizen desiring to be heard.

Steven Haga said that he received a quote of \$1800.00 from Goddard Enterprises to relocated radio antennas to the public works building.

23. Comments, announcements, questions by the Board of County Commissioners

Commissioner Goodman said that storm debris is still being picked up.

Commissioner Piearcy said that public dumpsters will be available at the District #3 yard from April 19 – 30, 2021.

Commissioner Ellis said that rain has delayed the Post and Otis road project.
Commissioner Ellis said that he is going to acquire 800mhz radios to monitor fire activity in the area.

24. Consideration and Possible Action on adjournment.

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

THAT, there being no further business to come before the board the meeting was adjourned until 9:00 A.M., March 31, 2021.

Approved by the Board of County Commissioners of Logan County, OK

Troy Cole

Marven Goodman

ATTEST: _____
Logan County Clerk

Chairman, Board of Logan County Commissioners