

Beaver County, Oklahoma
County Commissioners Proceedings
May 29, 2009

The Board of County Commissioners met in regular session at 9:00 a.m. in the Office of the County Commissioners on May 29, 2009. Notice of the meeting was posted for public information on May 27, 2009 at 4:00 p.m. at all three entrances to the Beaver County Courthouse and www.beaver.okcounties.org.

Rose called the meeting to order. Those present were C. J. Rose, Chairman; Brad Raven, Member; Richard Cowan, Member; John Trotter, Steve Cates, Keith Shadden, Charlie Starbuck, Reuben Parker, Jr., Sharon Raven, Mechille Calhoun, Julie Lemieux, Beverly Hall, Carlene Bullard, Margaret Nichols, Dick Hall, Jerry Hall, Alan Foster, ADA & Tammy Millikan, Deputy County Clerk/Secretary,

Motion was made by Cowan and seconded by Rose to approve the minutes of the May 18, 2009 meeting. Motion carried with all members voting aye.

9:30 A.M. – John Trotter & Steve Cates met with the Board to discuss their concerns with the musk thistle in the county. Trotter said some of the thistles are three foot tall and they would like to see what can be done to get rid of them. Cowan advised that he has been spraying it in the bar ditches in his district but the County is not allowed to enter private property. Raven said he tried to dig them up in the bar ditches in his district. Trotter said that one of the problems is absentee owners who are not aware of the situation or feel it is not financially feasible. Cowan asked Trotter to express the Commissioners concern to the FSA Board, of which he is a member. He also asked if the FSA Board has presented this concern to the state. Trotter said they have visited with the district office, who also informed them it would need to be dealt with on a state level. Cates stated that it is getting worse all of the time and asked if the county will continue spraying bar ditches. Rose assured him that they will continue to help in this manner.

10:30 A.M. – Keith Shadden & Charlie Starbuck met with the Board to discuss the IRIS Communication System which sends out messages to emergency responders via text messages, etc. Starbuck says he is getting better response sending text messages when there is a fire or weather related emergency, due to the lack of cell phone service in some areas and responders not always having their pagers with them. With this system, there would need to be a designated administrator, such as the Sheriff's Office or Emergency Management Office, who would dispatch messages. Starbuck stated that the initial fee would be \$250 to set up the system in addition to a \$2.00 per person sign-up fee for the first year with an annual renewable contract. He would like to see the emergency personnel have access to the system, with the possibility of adding individual homes in the future. Shadden also stated there is another company, WENS, with a similar system in which he can provide information. Raven expressed a concern of overloading whichever county office that would be appointed as the administrator. Starbuck said he is looking at it from the position of contacting his responders in the event of an emergency, and the system would not replace the current system, just enhance it. Shadden stated that right now, they are just investigating various options and would be in contact with the Board with additional information.

Sharon Raven, Mechille Calhoun and Reuben Parker, Jr. met with the Board regarding the Resolution for Amendment to County Personnel Policy. Rose stated that Cowan would like to see the last paragraph of page eight amended from "Weather related comp time and special projects comp time can be paid overtime pay with the approval of the Board of County Commissioners" to "Weather related comp time and special projects comp time can be paid overtime pay with the approval of the Elected Official". Cowan stated that if you have the money in your budget you can pay overtime. Parker asked "So, this only applies to the Commissioners Highway Funds since the General Fund budget doesn't have the money to pay overtime?" Sharon stated that we had already discussed this before finalizing the personnel policy and had decided to keep all employees the same, whether they are Highway or General Fund employees. Cowan stated that the Fair Labor Standards Act overrides the Oklahoma Statutes. Parker said we need to check to see if this is a federal or state issue. Sharon commented "The bottom line for me is we have discussed this and had agreed to keep it uniform for all employees and I would like to ask the Board to consider all county employees when you cast your vote." Sharon said "As Commissioner you should be taking care of all employees". Raven said this is what our legal council will tell us time and time again. Cowan stated that the people in his district voted him to do a job and since he cannot find enough employees to hire, he doesn't feel he is treating his current employees fairly. Parker asked if Cowan had advertised for employees and suggested the Beaver, Liberal & Guymon newspapers. Millikan said the personnel policy states that only weather related or special project overtime would have to be approved by the Board, and felt that the Board would be fair in approving overtime of this nature. All other comp time is addressed in the personnel policy which states overtime will be paid after the required accumulation has been exceeded. Cowan asked "So you are telling me that if my employees have over 40 hours comp time built up, they can be paid for any hours over that?" Rose & Raven both agreed that this is correct. Motion was made by Rose and seconded by Raven to leave the personnel policy as previously approved. Motion carried with all members voting aye.

Motion was made by Cowan and seconded by Raven to approve a location for construction for buried telephone facilities from PTCI between Sections 1, 2, 3, 10, 11 & 12-2N-25ECM. Motion carried with all members voting aye.

Motion was made by Rose and seconded by Cowan to raise Bill Perry's salary to \$1,600.00 per month effective July 1, 2009. Motion carried with all members voting aye.

Motion was made by Raven and seconded by Cowan to approve a detention services agreement with ROCMD Area Youth Services Inc for detaining juveniles for FY 2010 for \$17.02 a day per child. Motion carried with all members voting aye.

Motion was made by Cowan and seconded by Rose to approve an Oklahoma Department of Transportation claim to Russell Engineering Inc. in the amount of \$1,800.00 for bridge letting on Bull Creek Bridge in Dist. 3. Motion carried with all members voting aye.

Motion was made by Rose and seconded by Raven to approve a Resolution to participate in the ACCO self insurance fund (workers compensation program) and intent to participate. Motion carried with all members voting aye.

Pursuant to Title 62 § 335 a reimbursement was made to the Fair 84D account in the amount of \$50.00 for polling place rental from the Election Board.

2:00 P.M. – A group of citizens from the Town of Forgan met with the Board regarding the contract for law enforcement coverage in Forgan. Margaret Nichols asked the Board if the County could dispatch for the Town of Forgan since they have hired a part time officer. Raven replied that the Board was not aware that an officer had been hired and asked if this meant they will be terminating the contract they have with Beaver Co. for these services. At this time the citizens presented a copy of the letter to Sheriff Parker stating that the Town of Forgan voted to terminate the Interlocal Cooperation Agreement for Law Enforcement effective June 30, 2009. Parker asked if the new officer will be full time and Margaret replied that he will be part time. Raven asked who will cover when he is not on duty and Margaret replied that they will call him when he's needed. Raven asked if he would be on 24 hour call. Margaret said "If we have an emergency, we hope the County will come." Parker replied "We will help out since you are a part of Beaver County." Raven asked who will cover full time and Dick replied that the Sheriff would. Beverly stated that the new officer will work 20-30 hours per week and will especially watch the school zone. Raven asked if he would be on call after 30 hours and Margaret replied that he would. Raven asked if he would live in Forgan and Margaret replied that he would not. Raven stated that he felt there needed to be a fee for the offset for dispatching. Rose asked Parker if he could provide

dispatching services without an agreement and Parker replied that an agreement would still be needed as in the past. Beverly asked if a contract would be necessary and Parker replied that it would be necessary. Alan Foster, ADA, stated that the new officer can enforce town ordinances but he is not a law officer. He also made the group aware that if a crime were committed where lab tests, fingerprints, hospital or doctor bills, etc. were necessary that the city and not the county would be responsible for the costs. He also stated that the Sheriff cannot provide these services without a contract and that liability would also be an issue. Dick asked if the County will be willing to sign an agreement and Raven said it would be upon Mr. Foster's council since he's the County's legal advisor. Julie stated that the Town just didn't feel they were getting \$1900. (the Town of Forgan currently reimburses Beaver County \$1962.50) per month coverage, and expressed concern for someone to be present to address the issue of the speeding trucks in the school zone. Mr. Foster advised the Town of Forgan to meet with Sheriff Parker to prepare a contract. He will examine the contract, and upon his approval submit it to the Board of Co. Commissioners. Raven asked if the Town has calculated the total cost to them and if they feel they will save money. Julie said they feel that the cost will be offset by the extra revenue from violations. She also feels that with the complete presence of a part time officer for 20-30 hours per week and the cooperation of Sheriff Parker it will work out. The group agreed that they will be in contact with the Sheriff to prepare a contract for dispatching services.

Motion was made by Rose and seconded by Cowan to pay the following claims. Motion carried with all members voting aye.

	WAR#	ISSUED TO:	AMOUNT	REASON ISSUED:
GENERAL				
	2115	AFLAC	\$1,784.18	INSURANCE
	2116	FIRST SECURITY BANK	\$17,609.36	WITHHOLDING
	2117	LEADERS LIFE INSURANCE CO.	\$182.00	INSURANCE
	2118	O.P.E.R.S.	\$15,318.35	RETIREMENT
	2119	OKLA. TAX COMMISSION	\$2,330.00	WITHHOLDING
	2120	OPEH&WP	\$19,772.70	INSURANCE
	2121	SECURITY BENEFIT GROUP	\$3,010.00	DEFERRED COMP
HIGHWAY				
	1913	AFLAC	\$2,969.49	INSURANCE
	1914	ALL AMERICAN LIFE INS. CO.	\$229.84	INSURANCE
	1915	FIRST SECURITY BANK	\$24,946.15	WITHHOLDING
	1916	LEADERS LIFE INSURANCE CO.	\$356.42	INSURANCE
	1917	O.P.E.R.S.	\$23,283.64	RETIREMENT
	1918	OFFICE OF THE ATTORNEY GENERAL	\$409.00	GARNISHMENT
	1919	OKLA. TAX COMMISSION	\$2,997.00	WITHHOLDING
	1920	OKLAHOMA GUARANTEED STUDENT	\$255.57	GARNISHMENT
	1921	OPEH&WP	\$35,826.54	INSURANCE
	1922	SECURITY BENEFIT GROUP	\$5,200.00	DEFERRED COMP
SHERIFF CASH				
	209	FIRST SECURITY BANK	\$223.18	WITHHOLDING

There being no other business to come before the board at this time, the board adjourned. Voting: Rose aye; Raven aye and Cowan aye.

Attest:

 Karen Schell, County Clerk
 Secretary, Board of County Commissioners

 C. J. Rose, Chairman

 Brad Raven, Member

 Richard Cowan, Member

