

MONDAY, AUGUST 22ND.1927.

The Board of County Commissioners met in adjourned regular session, with all members present: W W Stuckey, Chairman, W L North and Ed W Hedgecock, Members. O G Weaver, County Clerk. The reading of the minutes of the previous meeting was dispensed with and there being no objections to the same, they were ordered to stand approved

Motion was made by Mr.North, seconded by Mr.Hedgecock, that the County Attorney be and he is hereby instructed to proceed, in court, by such proper proceedings as may be necessary to prevent C J EWING from violating the rules and regulations made by the Superintendent of Health in the matter of the collections and disposition of Night Soil This action is taken upon the recommendation of G E Hartshorne, County Superintendent of Health.

Upon motion of W L North, seconded by Mr.Hedgecock, the application upon an erroneous assessment of Lena Berryhill, is hereby reconsidered, and the action of the Board under date of July 25th. 1927 is hereby rescinded and the application is hereby denied.. (Misc1. File No. 23123)

Motion was made by Mr.Hedgecock, that the resignation of E K GOLDMAN as Constable within and for District No.4, Tulsa County, be and the same is hereby accepted and the application of C C WELLS for such position is hereby accepted and he is hereby appointed to succeed E K Goldman. Motion duly accepted by Mr.North, Carried.

Board of County Commissioners,
Tulsa County, Okla.

Gentlemen:

Re: Surface Culverts, Section Thirty Three (33)
Thirty Four (34), and Thirty Five (35) Town-
ship Nineteen (19), Range Eleven (11) East,
Tulsa County, Okla.

The improvements contemplated it appears were not provided for, when advertisements for bids for the work which is now in progress in the immediate vicinity of these culverts was made, and because of unforeseen circumstances, the inclusion of the construction of the culverts in question was not included in the contract made and entered into pursuant to said advertisement.

In this circumstance, I find no precedent for, though I understand that in identical circumstances, the Board has used its discretion, and has considered the construction such as is contemplated, a part of the original plans and specifications; this being true, and in view of the substantial benefit to Tulsa County, by reason of the equipment, tools, etc., being now practically at the point of location, and the lack of directing authority, the Board might in this case properly exercise its discretion, and consider the culverts in question as part and parcel of the original improvements.

Respectfully,

BK:FH

Byron Kirkpatrick, County Attorney.

In view of the above, the County Engineer is hereby instructed to proceed with the extensions of the following contracts: Tulsa County Contract 162 "A" with E G Fike and Co. extended to include the construction of two additional culverts on the township road between Sections 34 and 35, T 19 N., R 11 E., The approximate quantities are as follows:

<u>3' x 3' x 54' BC -6 Box Culvert</u>		
Bet. Sec 34,35 T 19 N., R 11 E., Sta 12 / 30		
1:2:4 Concrete	18.8 C Y @ \$19.50 Per C Y	\$366.60
Reinforcing Steel	1646 Bbs. @ 0.055 Per Lb	90.53
	Total	\$457.13
<u>4' x 2' x 30' BC -5 Box Culvert</u>		
Bet. Sec.34-35, T 19 N., R 11 E. Sta 48 / 00		
1:2:4 Concrete	12.5 C Y @ \$20.50 Per C Y	\$256.25