



DELAWARE COUNTY COMMISSIONER'S MEETING MINUTES

APRIL 20, 2021

The Board of County Commissioners of Delaware County met in Regular Session at 9:04 a.m. on April 20, 2021. The Agenda was posted April 19, 2021 at 8:51 a.m. and placed in the kiosk located on the courthouse lawn as well as the county website. Members of the Board present were Commissioner David Poindexter-Chairman, Commissioner Jake Callihan-Member and Commissioner Martin Kirk-Member and County Clerk Barbara Barnes-Secretary. The Board of Delaware County Commissioners is hereby authorized to act on the following items:

AGENDA #1- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approve the minutes of the Regular Meeting dated April 13, 2021. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #2-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approve payment of claims submitted by the County Clerk's Office. 2020-2021: CFDA 21.019 (CARES) 2, DELAWARE COUNTY E-911, 78385.38, COVID-19; Donations 13, TIM S ELECTRIC INC., 510.00, LABOR; Economic Development Sales Tax 9, DELAWARE COUNTY ECONOMIC DEVELOPMENT AUTHORITY, 5497.65, DCEDA SALES TAX; General 2851, XEROX CORPORATION, 168.16, SERVICE2852, XEROX CORPORATION, 220.55, SERVICE2853, LAKELAND OFFICE SYSTEMS, 170.61, COPIES2854, QUILL CORPORATION, 59.89, OFFICE SUPPLIES2855, TIM S ELECTRIC INC., 500.00, ELECTRIC SERVICE2856, THE AMERICAN, 333.75, PUBLICATIONS2857, THE AMERICAN, 333.15, PUBLICATIONS2858, REC/NE OKLA ELECTRIC COOP, 76.00, ELECTRIC SERVICE2859, AMAZON.COM / SYNCB, 29.99, MISC2860, CINTAS FIRST AID & SAFETY, 58.08, FIRST AID SUPPLIES2861, CRAIG COUNTY DETENTION CENTER, 225.00, JUVENILE SERVICES2862, FAMILY CENTER FOR JUVENILE JUSTICE, 68.25, JUVENILE SERVICES2863, REC/NE OKLA ELECTRIC COOP, 365.00, ELECTRIC SERVICE2864, OSU COOP. EXTENSION SERVICE, 1666.66, MISC; Health 236, WEAVER, KRISTEN, 106.40, TRAVEL237, XEROX CORPORATION, 288.13, LEASE238, VERIZON BUSINESS, 2.73, WIRELESS SERVICE239, WAL-MART COMMUNITY/GEGRB, 234.51, MISC240, US CELLULAR, 42.24, MONTHLY SERVICE241, VERIZON WIRELESS, 41.34, WIRELESS SERVICE242, AMAZON.COM / SYNCB, 337.62, OFFICE SUPPLIES243, MCKESSON MEDICAL SURGICAL GOV'T SOLUTIONS LLC, 133.01, MEDICAL SUPPLIES244, STATE PEST CONTROL, 40.00, EXTERMINATION245, STATE PEST CONTROL, 225.00, SERVICE CONTRACT246, GRAND LAKE LOCK & SAFE, 115.00, LOCK SETS; Highway 1598, LAKELAND-CPP, 1877.27, FUEL1599, GMSA, 225.91, UTILITIES1600, LINDLY S INC., 362.10, MISC1601, J & J AUTO SUPPLY, 1974.90, MISC1602, INTEGRIS HEALTH MEDICAL GROUP, 42.00, PHYSICAL1603, LAKELAND-CPP, 2239.00, FUEL1604, LONGAN CONSTRUCTION, 1565.08, ASPHALT1605, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK1606, AAVCOR, 38.00, DRUG TESTING1607, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK1608, AAVCOR, 70.00, DRUG TESTING1609, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK1610, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK1611, AAVCOR, 137.00, DRUG TESTING1612, AAVCOR, 97.00, DRUG TESTING1613, AAVCOR, 95.00, DRUG TESTING1614, AAVCOR, 55.00, DRUG TESTING1615, AAVCOR, 38.00, DRUG TESTING1616, TNT BRIDGE, 8554.00, REPAIR1617, ODOT, 2315.96, LEASE/PUR1618, O-REILLY AUTOMOTIVE INC., 1100.00, OIL1619, ATWOODS DISTRIBUTING L.P., 349.99, MISC1620, SISCO TRUE-VALUE HARDWARE, 185.63, MISC; Judgement-ST 10, DELAWARE COUNTY JUSTICE AUTHORITY, 165697.65, JUSTICE AUTHORITY SALES TAX; Law Library 4, LAW LIBRARY REVOLVING FUND, 4219.79, LAW LIBRARY; Mtg Cert 27, OSU-CTP, 195.00, TRAINING; Resale 229, QUADIENT LEASING, 165.89, LEASE PAYMENT; Rural Fire-ST 956, WOODSHED OF MONKEY ISLAND LLC, 87.72, BLANKET957, LOWE S, 7.49, BLANKET958, NEW ENGLAND FIRE EQUIPMENT & APPARATUS, 121300.00, FIRE TRUCK PURCHASE959, VERIZON WIRELESS, 197.07, MONTHLY SERVICE960, PATTERSON INSURANCE SERVICE INC., 100.00, INSURANCE961, REC/NE OKLA ELECTRIC COOP, 555.00, ELECTRIC SERVICE962, GMSA, 142.65, UTILITIES963, LAKELAND-CPP, 1040.68, BLANKET964, CARDS NEO, LLC, 50.00, SANITATION965, SUDDENLINK, 100.98, TELEPHONE SERVICE966, ATLINK SERVICES LLC DEPT. #992, 32.95, INTERNET SERVICE967, WELCH STATE BANK, 1412.08, LEASE/PUR968, WELCH STATE BANK, 1422.90, LEASE/PUR969, W S DARLEY & CO., 314.47, PARTS970, W S DARLEY & CO., 900.00, FIRE DEPT SUPPLIES971, AEP, PUBLIC SERVICE CO. OF OKLA., 167.34, ELECTRIC SERVICE972, AEP, PUBLIC SERVICE CO. OF OKLA., 158.98, ELECTRIC SERVICE973, WELCH STATE BANK, 1747.10, LEASE/PUR974, SISCO TRUE-VALUE HARDWARE, 246.50, BLANKET975, O-REILLY AUTOMOTIVE INC., 83.49, BLANKET976, RADIO COMMUNICATIONS SPECIALISTS INC, 2300.96, RADIOS977, GRAND SAVINGS BANK, 1244.86, LEASE/PUR978, KANSAS BUILDING SUPPLY INC., 14.71, BLANKET979, C&R OIL COMPANY, 597.80, BLANKET980, REC/NE OKLA ELECTRIC COOP, 113.42, ELECTRIC SERVICE981, FROMAN OIL & PROPANE COS. INC, 622.67, PROPANE982, BANK OF GRAND LAKE, 2078.45, LEASE/PUR983, PARTS CITY LTE, 81.75, BLANKET984, PARTS CITY LTE, 70.96, BLANKET985, SHERIFF DEPT., 50.00, SUBSCRIPTION986, STEVESON L.P. GAS, 1194.00, PROPANE987, STRONG CONSTRUCTION, 8000.00, CONCRETE988, SST, 138.93, TELEPHONE SERVICE989, REC/NE OKLA ELECTRIC COOP, 189.00, ELECTRIC SERVICE990, HAROLD S AUTO PARTS (NAPA), 168.56, BLANKET991, WALKER HARDWARE & LUMBER, 477.96, BLANKET992, LOCKE SUPPLY CO., 861.48, BLANKET993, PENGUIN MANAGEMENT INC, 948.00, SUBSCRIPTION994, W S DARLEY & CO., 335.98, SUPPLIES995, AMERIFLEX HOSE & ACCESSORIES, 1520.00, FIRE DEPT GEAR996, GRAND TELEPHONE CO., 54.66, TELEPHONE SERVICE997, GRAND LAKE TELECOMMUNICATIONS, 60.00, INTERNET998, TIFF STORE, 163.84, BLANKET999, O-REILLY AUTOMOTIVE INC., 15.90, BLANKET1000, REC/NE OKLA ELECTRIC COOP, 63.00, ELECTRIC SERVICE1001, NEW-MAC ELECTRIC COOPERATIVE, 27.50, ELECTRIC SERVICE1002, WELCH STATE BANK, 5244.12, LEASE/PUR1003, WELCH STATE BANK, 1823.06, LEASE/PUR; SH Svc Fee 479, AAVCOR, 38.00, DRUG TESTING480, AAVCOR, 38.00, DRUG TESTING481, AAVCOR, 38.00, DRUG TESTING482, AAVCOR, 38.00, DRUG TESTING483, AAVCOR, 38.00, DRUG TESTING; SW Mgmt 10, SOLID WASTE, 162643.40, SOLID WASTE SALES TAX. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #3- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approve all monthly reports submitted by Officers. Roll Call: Commissioner Poindexter-yes Commissioner Callihan-yes Commissioner Kirk-yes. Motion carried. No reports submitted.

AGENDA #4-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approve Blanket Purchase orders for May 2021. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #5-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approval to set up Highway Cash for May 2021. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.
District #1 – Salaries \$38,000 - M&O \$19,710.73 - Lease/Purchase \$12,000 - Insurance \$500 TOTAL \$70,210.73 CBRI 105-1 \$8,339.38
CIRB-MV \$28,605.28; District #2 – Salaries \$46,000 - M&O \$39,816.01 - Lease/Purchase \$12,000 - Insurance \$1,000 TOTAL \$98,816.01 CBRI-105 \$8,339.38; District #3 – Salaries \$48,000 - M&O \$43,816.01 - Lease/Purchase \$6,000 - Insurance \$1,000 TOTAL \$98,816.01 CBRI 105-3 \$8,339.38.

AGENDA #6-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approve Hearing Human Resources Vici Cossairt on current status regarding families first Coronavirus. Roll Call: Commissioner Poindexter-yes Commissioner Callihan-yes Commissioner Kirk-yes. Motion carried. Vicki Cossairt, HR Director, reported that there have been 4548 diagnosed cases of COVID increased by 13 from last week; 89 deaths no increase from last week (other than the CDC data dump updating records – for a Covid Co-diagnosis); 4368 recovered increased by 13 from last week; 91 active cases no changes from last week or the week before. Thanks again to Marsha Moore Delaware County Health Department Director for tracking down the actual reason for the jump on the death totals from 2020. The Courthouse floors are now near completion, thanks to “The Floor Guy” the contractor removing the old wax and putting down new, the main hallway is some of the last floors to be completed. Jeff indicated there is a Vaccine POD being held this Thursday at the Cowskin Fire Station and as of now, no one has registered for an appointment for it, also at the Bernice Fire Station a POD is being scheduled for next Thursday, he is working in conjunction with DCHD Director Marsha Moore for these other sites for the PODS. He is also assisting Marsha with filing some EMPG Grants seeking reimbursement of expenses incurred for hosting the PODS for vaccines.

AGENDA #7-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval to discuss and review the County’s policies in relation to COVID-19 and take action to modify those policies as needed. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried. Chairman Poindexter following up to last week’s meeting discussion for a touchless temperature scanning device, asked Commissioner Callihan if he had any devices in mind for use at the entrance of the courthouse. Commissioner Callihan indicated that Jeff Reeves EM Director facilitated the research on the temperature device and located several that also offered facial scanning as well as other safety features, (he will go into more detail when he presents his “First Draft” of a Courthouse Campus Security Action Plan on agenda item #12). Chairman Poindexter inquired of Kenny Wright Delaware County District Attorney of the legality of having such a device with those features. The DA’s response, “we could make it work, based on the set up and retention of said data.” Question posed from Vicki Cossairt in regards to violation of HIPAA laws. Again, based on the set up of the software, it would be in compliance. No changes or questions on any policy changes regarding Covid-19.

AGENDA #8-A motion was made by Commissioner Poindexter and seconded by Commissioner Callihan for approval to adopt the resolution to adjust the Elected Officials salaries on the first day of January to be applied automatically by operation of Law, 19 OK STAT § 19-180.62 (2014) and also current annual year retro-active back to January 1, 2021. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #9- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval for discussion with possible action, for potential shared budgeting along with repairs and maintenance for facility, and potential rental fees for the Delaware County Community Center-Library in Jay, OK per request of Mayor Becki Farley. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried. Chairman Poindexter invited City of Jay Mayor Becki Farley to present her information gathered since the last meeting and what her council would like to communicate. Mayor Farley said she put together some possible rental fees amounts, refundable deposit amount, as well as personnel budget to facilitate the rentals so we would have some basic numbers to start from. In the past it was quite challenging for the city to try to maintain it with issuing keys, clean up, repairs, leaving the doors unlocked, etc. It would potentially require two part-time people to facilitate it since some days it has been used by three different groups up to 7 days/week. Chairman Poindexter inquired with HR Vicki Cossairt for the follow up regarding the AARP part-time seniors that would not require county or city budgets to enable other than the initial drug screening which is minimal at approximately \$100. AARP pays them minimum wage for up to 26 hours/week that does not affect their Social Security and/or Disability benefits since it is considered a training program rather than a job. HR indicated that she will be meeting in person with this potential candidate today as follow up, after several phone interviews. Mayor Farley indicated that the City participates in the AARP Senior training program so that will work well. The review process is lengthy through AARP, the applicant has good experience on his resume. Also, an additional person could be acquired through AARP if needed. Chairman Poindexter inquired with the Mayor if moving forward with the program was ok with the city council. Her response was yes, they just want that person to facilitate everything needed for the rentals so there is not overlap to other personnel that have other duties so items are not left undone as in the past. The lighting has also improved the safety of the area. The city council may need to re-vote on the rental/deposit fees discussed today if they are different than what they voted on at the last meeting. In the past the room use was free, so the groups were not provided with toilet paper, trash bags or paper towels, if it is approved with the BOCC, since we will now be charging for the facility to now offer those items and the costs will come from the rental proceeds? The city council also inquired about another jointly held facility with the county which was not mentioned on the agenda but they have been financially responsible for 100% which is the Senior Center. She had the County Clerk Barbara Barnes locate the deed and we can address it at a future time. Mayor Farley indicated getting at least one call per day asking when the Community Center will be available to rent and wondered when the BOCC would open it back up. Chairman Poindexter indicated some concern still due to Covid since reports are indicating that even though you have been vaccinated you might be able to carry it and pass it on to people who are not vaccinated and in some cases those that are vaccinated are able to contract it. He is aware other counties are opening theirs up so we will need

to at least move that direction and at least set an opening date, which would allow us to facilitate the repairs, equipment replacement and personnel in place. Commissioner Callihan indicated that we need to set the price for rental and deposit as well as have documentation in place and personnel so we are ready for the point of opening. Waiver, written tasks and duties on paper for the person that will be handling the rentals. The DA will get with the city attorney to create the Interlocal Cooperative agreement since it does produce revenue and determine each party's responsibility/supervisor for the personnel that will manage the renting and clean-up. We can set a target date for June 1st to open up and agreed upon the flat rental of \$100 and also a separate \$100 refundable cleaning deposit to be returned once facility is confirmed clean with no damages after each rental as well as agreed upon providing TP, PT and trash bags to come out of the rental proceeds. County Clerk inquired regarding the confirmation of donated labor and materials for flooring by Mr. Robinette, Mayor Farley indicated that she will follow up with him again to confirm if his intention was to donate. Mayor Farley indicated that the donation from the Cherokee Nation came through for the power washing of the exteriors and will be scheduled soon. Commissioner Callihan indicated receiving a quote for the doors but nothing determined yet.

AGENDA #10- A motion was made by Commissioner Callihan and seconded by Commissioner Kirk for approval of Delaware County Commissioner utility permit (road cut), in Dist #2 issued for Luke Strawn located at 2234 – 2278 County Rd 358 Eucha, OK 74342 – contractor is Long's Excavating LLC performing the cut, a \$1,000 bond has been collected and deposited, once all work has been completed, the BOCC will be notified in writing requesting written acceptance and bond deposit released. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #11- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval to receive and file copy of certificate of liability insurance and current list of board of directors and officers for the Jay fire Department as follows: Becki Farley-Mayor, Kyle Stump-Vice Mayor, Danny Price, Vann Dunham and Miles Harris-Councilmen, Brandon Alexander-Fire Chief, Chris Lancaster-Asst Chief, Brandon Alexander and Barbara Barnes-Requisitioning, Roy Tanner and Steen Aiken-Receiving, Rocky Herbaugh and Colton Coble-Inventory. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #12- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval of discussion and review of First Draft of Courthouse Campus Emergency Action Plan, prepared by Jeff Reeves, Delaware County Emergency Management Director. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried. The aforementioned touchless temperature scanner also has facial scanning capabilities and employee card swipe software, which is in conjunction with increased security for the public as well as personnel in the Courthouse and if approved by the BOCC will be implemented with the Courthouse Campus plan once in place. Following a meeting with the County Officials in regards to the incident with an armed Citizen on the Courthouse Campus recently, I was tasked with making the Courthouse a safer place. I thought it best to create a Courthouse Campus Emergency Action Plan as part of updating the "Hazard Mitigation Plan for Delaware County". This is just a first draft for all the Officials to review and gain their input based on the uniqueness of each office and set up of each of your departments and layout. I reviewed some other County Campus plans and started from their framework and modified the data to fit our County. (Due to the Secure Nature of the content in the plan, this document is not subject to the Oklahoma Open Records Laws) The first draft plan is very robust and it will be up to the BOCC of how in depth the final draft is, it just depends on how safe you want your Courthouse personnel and the public to be. What I am asking today is for each of you to review the plan and email me any questions, suggestions, edits, and we will move in the direction of compiling it based on your input to have further discussion in the next meeting or so. Due to the nature of the plan we possibly need to discuss in a closed forum or whatever method allows the content to remain secure. I also contacted Joe Applegate the Fire Inspector to review our fire escapes and he confirmed we are up to code according to Fire Safety but in the event of an active shooter or some other emergency needing a secondary escape we are not. In addition to the secondary escapes, we need to implement a communication process if an alarm is sounded in the building. The sample plan we are utilizing has the courts in charge of the security and issuing badges and supervising the courthouse facility security, we may or may not want to change that to the Sheriff and as we progress with drafting the plan more discussion on that. Commissioner Callihan inquired if there are any additional plans for security surrounding the automatic locking doors, panic alarms and a chain of communication listed in the plan. Jeff replied that yes, each of these is addressed in their respective section in the plan. Communication Plan is at the top of the list to address, since that is typically always an area of weakness in any office or organization.

AGENDA #13- A motion was made by Commissioner Poindexter and seconded by Commissioner Callihan for approval to receive and file copy of Certificate of Liability Insurance and current list of Board of Directors and Officers for the Cleora Fire Department as follows: John (Jay) Hensley Jr – President, Tyler Bullard and James Blaser – Members, Bill Ballenger – Fire Chief, John Hensley Jr – Asst Chief, Karen Quinn – Sec/Treas, Bill Ballenger and Barbara Barnes – Requisitioning Officers, John (Jay) Hensley Jr – Receiving Officer, Tyler Bullard – Inventory Officer. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #14- A motion was made by Commissioner Poindexter and seconded by Commissioner Kirk for approval of Intrafund transfer in the amount of \$3,324 from Monkey Island FD lease to Monkey Island M&O per fire Chief, Carl Tesreau. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion Carried.

AGENDA #15-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to open the floor for New Business. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried. Commissioner Callihan inquired on the 911 Grant Study for consolidation and the status of the project? EM Dir Jeff Reeves has submitted all the required data to Karen Douglas and has not heard back from her. He will contact her to gain a status. Commissioner Callihan also inquired on the typical length of time it takes for the study. Typical turn-around time is 45-90 days and the Grant is currently approved and good through November 2021 there is a specific company that provides the studies following the final approvals and then can move to the next level of the process.

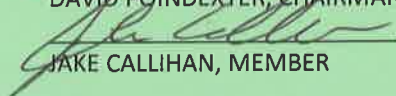
AGENDA #16-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval to open the floor for public comments. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried. Mike Major Q1. Is this the first plan ever implemented for Delaware County? And it is being put in place as the result of an incident with armed person being at the courthouse? Commissioner Poindexter answered yes, there have been no known emergency plans in place specifically for the courthouse campus and yes plans were initiated to be put in place for the safety of the public and personnel of the courthouse. Q2. Can the county restrict an armed person if they are not in the building? DA Kenny Wright responded that such a restriction could be made a policy by the board of commissioners, however it would not be constitutional and may result in litigation. Q3. Can an armed person just walk around the courthouse campus with a weapon? Not in the building since Oklahoma State Law prohibits weapons inside governmental facilities, but if not inside, they can carry a weapon. Q4. Are cameras in place in the Campus Plan? There are already security cameras in place and monitored by Commissioner Poindexter as well as other security personnel. Q5. Suggestion to have the same type of security as OKC, visitor log, cameras and a panic button.

AGENDA #17-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to adjourn at 10:11 a.m. Roll call: Commissioner Poindexter-yes, Commissioner Callihan-yes, Commissioner Kirk-yes. Motion carried.

BOARD OF COMMISSIONERS
DELAWARE COUNTY, OKLAHOMA



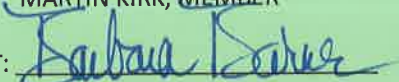
DAVID POINDEXTER, CHAIRMAN



JAKE CALLIHAN, MEMBER

MARTIN KIRK, MEMBER

ATTEST:


BARBARA BARNES- COUNTY CLERK