



DELAWARE COUNTY COMMISSIONER'S MEETING MINUTES

JULY 27, 2021

The Board of County Commissioners of Delaware County met in Regular Session at 9:00 a.m. on July 27, 2021. The agenda was posted July 26, 2021 at 8:47 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, 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:

Flag Salute – Roll Call and Call to Order

AGENDA #1- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to approve the minutes of the Regular Meeting dated July 20, 2021. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and 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 Reserve: Emergency Mgmt 54, VERIZON, 86.36, WIRELESS SERVICE55, LINDLY S INC., 79.96, MISC56, CITY OF GROVE, 500.00, RENT57, VERIZON, 86.36, WIRELESS SERVICE; General 3714, THE AMERICAN, 500.00, PUBLICATIONS3715, AMAZON.COM / SYNCB, 19.95, KEYS3716, AMAZON.COM / SYNCB, 327.00, GRANTS; Highway 2136, ALERT360, 600.00, LEASE2137, STRIBLING EQUIPMENT LLC, 434.22, CYLINDER2138, HAMPTON INN, 218.00, LODGING2139, ACCO, 95.00, REGISTRATION2140, CINTAS FIRST AID & SAFETY, 400.00, FIRST AID SUPPLIES2141, HAMPTON INN & SUITES, 436.00, LODGING2142, ROSE & MCCRARY PC, 500.00, PROF SERVICES2143, BOLT FIBER, 115.48, INTERNET2144, REC/NE OKLA ELECTRIC COOP, 94.66, ELECTRIC SERVICE2145, SCOTT EQUIPMENT, 2448.00, ROAD EQUIP RENTAL2146, UNIFIRST, 82.49, UNIFORMS; Rural Fire-ST 1316, EMERGENCY MEDICAL PRODUCTS, 67.40, MEDICAL SUPPLIES1317, O-REILLY AUTOMOTIVE INC., 146.45, BLANKET; 2021-2022: Donations 2, ZAP PLUMBING INC., 1552.03, PLUMBING SERVICE/REPAIRS; Drug Court 1, PIZZA HUT, 96.00, MISC2, MIAMI TROPHY & SCREEN PRINTING, 88.00, GRADUATION SUPPLIES; Escrow Account 1, LONGS EXCAVATING, 1000.00, REFUND; General 256, MCI, 60.72, LONG DISTANCE SERVICE257, AMAZON.COM / SYNCB, 88.95, OFFICE SUPPLIES258, POSTAGE BY PHONE RESERVE ACCT, 1000.00, POSTAGE259, OTC FUND - OKLAHOMA TAX COMM., 205.00, REGISTRATION260, QUILL CORPORATION, 309.65, OFFICE SUPPLIES261, COUNTY ASSESSOR ASSOC OF OK, 250.00, DUES262, OTC FUND - OKLAHOMA TAX COMM., 205.00, REGISTRATION263, QUILL CORPORATION, 278.55, OFFICE SUPPLIES264, IAAO, 15.00, DUES265, COUNTY ASSESSOR ASSOC OF OK, 162.50, DUES266, CLIFFORD POWER SYSTEMS INC., 675.00, MAINTENANCE267, B&B HEATING & AIR INC., 639.94, AIR CONDITIONER268, AADVANTAGE LAUNDRY SYSTEMS, 119.00, LEASE269, B&B HEATING & AIR INC., 218.36, JAIL REPAIRS270, THE AMERICAN, 57.75, PUBLICATIONS271, THE AMERICAN, 407.45, PUBLICATIONS272, THE PAPERCLIP OFFICE SUPPLIES, 13.50, REFILL273, CRAIG COUNTY DETENTION CENTER, 375.00, JUVENILE SERVICES274, ADAIR COUNTY SHERIFF DEPARTMENT, 594.00, INMATE HOUSING275, AMAZON.COM / SYNCB, 236.45, OFFICE SUPPLIES; Highway 119, NEOSHO FREIGHTLINER, 666.42, PART120, WALTER SPECIALTY SERVICE, 199.36, 121, GRAND TRUE VALUE RENTAL, 240.00, RENT OF EQUIPMENT122, GRAND TRUE VALUE RENTAL, 210.00, RENTAL123, LONGAN CONSTRUCTION, 212.00, ROAD MATERIAL124, POINDEXTER, DAVID C., 237.44, TRAVEL125, LAKELAND-CPP, 2944.80, FUEL126, AEP, PUBLIC SERVICE CO. OF OKLA., 283.29, ELECTRIC SERVICE127, CINTAS FIRST AID & SAFETY, 2.91, FIRST AID SUPPLIES128, GRAND SAVINGS BANK, 631.59, LEASE/PUR129, ARMSTRONG BANK, 564.51, LEASE/PUR130, RCB BANK, 4779.19, LEASE/PUR131, WELCH STATE BANK, 2305.03, LEASE PAYMENT132, ARVEST BANK, 1005.38, LOAN133, KEMP STONE CO INC., 1250.56, ROAD MATERIALS134, BOXCER CONSTRUCTION EQUIP., 2050.00, PARTS135, KIRBY SMITH MACHINERY INC., 904.21, PARTS136, WHITE STAR MACH & SUPPLY, INC., 143.68, 137, LAKELAND-CPP, 2694.00, FUEL138, CINTAS FIRST AID & SAFETY, 161.29, MISC139, ODOT, 2315.96, LEASE/PUR140, LAKELAND-CPP, 4409.30, FUEL141, AAVCOR, 70.00, DRUG TESTING; Law Library 1, LAW LIBRARY REVOLVING FUND, 5051.36, LAW LIBRARY; Mtg Cert 2, QUILL CORPORATION, 307.79, MISC; Rural Fire-ST 43, REC/NE OKLA ELECTRIC COOP, 195.00, MONTHLY SERVICE44, STEVESON L.P. GAS, 726.35, BLANKET45, SST, 205.88, TELEPHONE SERVICE46, REC/NE OKLA ELECTRIC COOP, 286.00, MONTHLY SERVICE47, TRIPLE B GARAGE DOOR LLC, 265.00, REPAIRS48, LAMB, KATHY, 616.00, SHIRTS49, GRAND SAVINGS BANK, 4792.72, LEASE/PUR50, WELCH STATE BANK, 2622.06, LEASE/PUR. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #3- A motion was not needed as no reports were submitted.

AGENDA #4- 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 and Commissioner Callihan-yes. Motion carried. Vicki Cossairt, HR Director, reported that there have been 5118 diagnosed cases of COVID increased by 144 from last week; 99 deaths an increase of 1 from last week; 4835 recovered increased by 108 from last week; 184 active cases increase of 35 from last week. Local hospitals are reporting they are at capacity or near capacity, primarily

with non-vaccinated individuals. Many vaccinated are reporting contracting the variant but not being hospitalized or becoming extremely sick so even though they are still contracting the variant it seems to be making the symptoms much less harsh. Use precaution, sanitize, wash hands frequently, social distance and wear masks if not vaccinated. The northeast portion of the state have mostly moved to orange levels and the western portions that were green have now turned to yellow and orange.

AGENDA #5- 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 and Commissioner Callihan-yes. Motion carried. Chairman Poindexter inquired of the policies adopted in Ottawa County and the District Attorney Kenny Wright indicated they mirror our policy, masks for unvaccinated in all areas of the Courthouse.

AGENDA #6 - A motion was made by Commissioner Poindexter and seconded by Commissioner Callihan to approve re-platting of lots 10, 11, 12 and common area A of Tera Miranda Shores, Phase I per request of Rose & McCrary, P.C. Roll Call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried. Chairman Poindexter inquired for the reason of re-platting, Mr. McCrary indicated on Lot 10 issues with encroachment, re-platting to resolve the issue giving the needed area in order to build a home on Lot #11.

AGENDA #7- A motion was made by Commissioner Poindexter and seconded by Commissioner Kirk for approval of use of the Courthouse lawn on September 11, 2021 from 10:00 a.m. to 11:30 a/m. for the annual Patriot Day Event. Roll Call: Commissioner Poindexter-yes, Commissioner Callihan-yes and Commissioner Kirk-yes. Motion carried.

AGENDA #8-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval of bid in the amount of \$20.00 received from Cherese Orcutt to purchase real property not sold at re-sale described as: Lot 46, Block 17, Berry Hill Area, Flint Ridge 4 – account #10498. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #9- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval to receive and file revised disaster recovery plan for Delaware County Assessor's Office. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #10- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval of Intrafund transfer in the amount of \$27,945 from Monkey Island Fire Dept Rental/Leases account to Monkey Island Fire Dept M&O per request of Carl Tesreau, Monkey Island Fire Chief. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #11- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval of public notice to all persons having an indebtedness or claim against Delaware County, are hereby notified that all invoices and documentation pertaining to said purchase order or contract must be recorded in the office of the Delaware County Clerk on or before September 30, 2021 covering all debts now unpaid and incurred during the period beginning July, 2020 and ending June 30, 2021 or said account shall be void and forever barred. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #12- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval that the Board of Commissioners of Delaware county is hereby authorized to advertise for sealed bids for the lease/purchase of one (1) new 3000-gal pumper truck for the Flint Ridge Volunteer Fire Department. Persons interested in submitting a bid are to contact Michael Baker, P.A. located in the County Clerk's Office, Jay, OK. Bids will be received no later than 08/19/21 at 4:00 p.m. in the County Clerk's Office, Jay, OK. Bids will be opened and reviewed only in regular meeting dated 08/24/21 at 9:00 a.m. board reserves the right to accept/reject any or all bids and the right to re-advertise. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #13- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval of Resolution 21-22003 to reduce the speed limit from 45 mph to 35 mph section 1 of township 24N Range 25E beginning from the intersection of E310 and S670 traveling. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #14- A motion was made by Commissioner Callihan and seconded by Commissioner Kirk for approval of sponsorship in the amount of \$91,450 by the Cherokee Nation for 2" Overlay Lift of Asphalt – 1.2 miles on Monroe St beginning at Hwy 59 & Monroe to the end of 6th St in Jay, OK district #2. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried. Commissioner Callihan indicated the Cherokee Nation will provide the funding for materials and his road crews will perform the work.

AGENDA #15- A motion was made by Commissioner Callihan and seconded by Commissioner Kirk for approval of sponsorship in the amount of \$40,005 by the Cherokee Nation for Asphalt patching due to deep freeze, on (East 400 Tin Cup), (E390 Deerlick), (S590), (570 Rd), (E340) and (CR458 Eucha Lake Rd) in district #2. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried. Commissioner Callihan indicated the Cherokee Nation will provide the funding for materials and his road crews will perform the work.

AGENDA #16- A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval of interfund transfer for \$5900 from CARES Act fund to Court Clerk Revolving fund per request of Caroline Weaver, Court Clerk. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried.

AGENDA #17-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval to open the floor for new business. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried. None.

AGENDA #18 - A motion was made by Commissioner Kirk and seconded by Commissioner Callihan for approval to open the floor to public comments. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Kirk-yes. Motion carried. Carolyn Boothe with the Grove Sun Q1. What is the Justice Authority for? Chairman Poindexter indicated the bond indentures facilitate how the settlement from the lawsuit in 2012 is paid off. Q2. Carolyn Boothe indicated hearing of rumors regarding the commissioners not wearing masks that are not vaccinated and wanted to give the opportunity for each of them to respond since the mandate for the courthouse was for all non-vaccinated entering the courthouse to wear masks. Are the members of the BOCC vaccinated since they are not wearing masks? Commissioner Poindexter indicated that it is a private matter, Commissioner Callihan has received his first of two shots for the vaccine just yesterday and Commissioner Kirk indicated he had not received any vaccines.

AGENDA #19-A motion was made by Commissioner Kirk and seconded by Commissioner Callihan to adjourn at 9:34 a.m. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and 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