



DELAWARE COUNTY COMMISSIONER'S MEETING MINUTES

April 26, 2022

The Board of County Commissioners of Delaware County met in Regular Session at 9:00 a.m. on April 26, 2022. The agenda was posted April 25, 2022 at 8:52 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 David Beck-Member and County Clerk Barbara Barnes -Secretary. The Board of Delaware County Commissioners is hereby authorized to act on the following items:

The meeting was called to order by Chairman Poindexter followed by the flag salute and roll call. All members were present.

AGENDA #1 - A motion was made by Commissioner Callihan and seconded by Commissioner Beck to determine that notice of meeting and agenda for this meeting was properly posted in accordance with the Oklahoma Open Meeting Act. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Beck-yes. Motion carried.

AGENDA #2-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve introductions and announcements. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Beck-yes. Motion carried. Everyone at the meeting introduced themselves including the commissioners, County Clerk Barbara Barnes, Commissioner Secretary Kathy Parker, members of the Rural Water District 10 Board of Directors, field ops engineer Roger Thomas (RWD #10), Ruth Matthews of Oklahoma Home and Community Education, attorney David Floyd, Dena Tolle from the Sheriff's Office, Carolyn Boothe from the Grove Sun, Emergency Management Director Jeff Reeves, Human Resources Director Vicki Cossairt and Sheriff James Beck.

AGENDA #3- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve the minutes for the regular meeting dated April 19, 2022. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Beck-yes. Motion carried.

AGENDA #4- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve payment of claims submitted by the County Clerk. 2021-2022: ARPA 2021 12, CARDIO PARTNERS, 23210.00, MEDICAL EQUIPMENT; CBRI 54, PRYOR STONE INC., 1059.82, ROAD MATERIALS55, PRYOR STONE INC., 1020.77, ROAD MATERIALS; Donations 27, GRAND COUNTRY PEST CONTROL, 50.00, EXTERMINATION; Emergency Mgmt 38, VERIZON, 87.26, TELEPHONE SERVICE; General 2936, QUICK LANE, 1670.64, ALIGNMENT2937, THOMSON REUTERS - WEST, 311.57, LAW LIBRARY2938, MCI, 61.48, LONG DISTANCE SERVICE2939, LAKELAND OFFICE SYSTEMS, 185.96, COPIES2940, QUILL CORPORATION, 70.97, OFFICE SUPPLIES2941, QUILL CORPORATION, 62.76, OFFICE SUPPLIES2942, UNDERGROUND VAULTS & STORAGE INC., 89.00, MISC2943, NE DISTRICT ASSESSOR, 50.00, REGISTRATION2944, GOINS, VINCENT G., 111.74, REVAL TRAVEL2945, PRICE, JAY J., 179.60, REVAL TRAVEL2946, NE DISTRICT ASSESSOR, 300.00, REGISTRATION2947, WILLIAMS, FEDELL J., 257.99, REVAL TRAVEL2948, VERIZON, 80.02, MISC2949, AMAZON.COM / SYNCB, 211.14, INK2950, COUNTY TREASURER, 6469.91, POSTAGE2951, B&B HEATING & AIR INC., 128.50, REPAIR2952, T-N-T PLUMBING, 3347.74, PARTS & REPAIRS2953, AADVANTAGE LAUNDRY SYSTEMS, 119.00, LEASE2954, GRAND COUNTRY PEST CONTROL, 305.00, EXTERMINATION2955, JOHNSON CONTROLS FIRE PROTECTION, 4884.13, FIRE ALARM SYSTEM2956, THE AMERICAN, 265.60, PUBLICATIONS2957, QUILL CORPORATION, 303.52, SUPPLIES2958, QUADIANT, 39.00, 2959, HOMETOWN BOTTLED WATER SERVICE, 21.00, WATER2960, VANCE CHRYSLER DODGE JEEP RAM, 862.71, VEHICLE MAINTENANCE2961, THE PAPERCLIP OFFICE SUPPLIES, 162.16, JANITORIAL SUPPLIES2962, DIAMOND DRUGS INC., 507.44, MEDICAL2963, REC/NE OKLA ELECTRIC COOP, 396.00, ELECTRIC SERVICE2964, LAKELAND OFFICE SYSTEMS, 146.04, LEASE; Health 258, BRIDGES, SEAN, 121.68, TRAVEL259, BRINGARDNER, LANA, 64.94, TRAVEL260, AT&T MOBILITY, 131.04, WIRELESS SERVICE261, PITNEY BOWES INC., 296.43, LEASE PAYMENT262, VERIZON BUSINESS, 186.49, WIRELESS SERVICE263, GOFF, DEBRAH, 900.00, JANITORIAL SERVICE264, STATE PEST CONTROL, 40.00, EXTERMINATION; Highway 1856, ACCO, 95.00, REGISTRATION1857, POINDEXTER, DAVID C., 248.04, TRAVEL1858, LOWE S, 15.54, MISC1859, KATNER MILLS (NAPA), 1470.98, MISC1860, CINTAS FIRST AID & SAFETY, 535.77, FIRST AID SUPPLIES1861, AEP, PUBLIC SERVICE CO. OF OKLA., 221.82, ELECTRIC SERVICE1862, GMSA, 103.98, MONTHLY SERVICE1863, LONGAN CONSTRUCTION, 2818.94, ASPHALT1864, QUILL CORPORATION, 270.61, OFFICE SUPPLIES1865, LAKELAND-CPP, 4467.76, FUEL1866, WE LUV TREES, 4000.00, TREE REMOVAL1867, GRAND SAVINGS BANK, 631.59, LEASE

PAYMENT1868, ARMSTRONG BANK, 564.51, LEASE PAYMENT1869, RCB BANK, 4779.19, LEASE PAYMENT1870, WELCH STATE BANK, 2305.03, LEASE PAYMENT1871, ARVEST BANK, 1005.38, LEASE PAYMENT1872, BANK OF GRAND LAKE, 1916.41, LEASE PAYMENT1873, HAMILL METALS, 347.98, METAL1874, EUCHA TIRE SHOP, 800.00, WEED KILLER1875, LAKELAND-CPP, 4359.00, FUEL1876, REC/NE OKLA ELECTRIC COOP, 272.51, ELECTRIC SERVICE1877, LAKELAND-CPP, 2742.30, FUEL1878, STRIBLING EQUIPMENT LLC, 572.08, WINDSHIELD REPAIR1879, OKLAHOMA CORPORATION COMM., 50.00, PERMIT1880, APAC-CENTRAL INC., 10977.39, ROAD MATERIALS1881, APAC-CENTRAL INC., 5503.41, ROAD MATERIALS; Law Library 4, LAW LIBRARY REVOLVING FUND, 4441.26, LAW LIBRARY; Mtg Cert 38, QUILL CORPORATION, 125.12, COFFEE; RM&P 112, BARNES, BARBARA M., 571.44, LODGING113, KELLPRO INC., 1479.41, COMPUTER HARDWARE; Rural Fire-ST 1003, REC/NE OKLA ELECTRIC COOP, 125.00, ELECTRIC SERVICE1004, CARDS NEO, LLC, 60.00, SANITATION1005, REC/NE OKLA ELECTRIC COOP, 480.00, ELECTRIC SERVICE1006, SUDDENLINK, 91.84, TELEPHONE SERVICE1007, SBA STEEL LLC, 158.02, RENT1008, THE BURROWS AGENCY, 1503.00, INSURANCE1009, U.S. POSTAL SERVICE, 870.00, STAMPS1010, AEP, PUBLIC SERVICE CO. OF OKLA., 220.99, ELECTRIC SERVICE1011, BANK OF GRAND LAKE, 895.00, LEASE/PUR1012, WELCH STATE BANK, 1747.10, LEASE/PUR1013, VSC FIRE & SECURITY, 1590.00, FIRE EXTINGUISHER & SERVICE1014, KANSAS BUILDING SUPPLY INC., 22.50, BLANKET1015, REC/NE OKLA ELECTRIC COOP, 149.79, ELECTRIC SERVICE1016, SST, 161.29, TELEPHONE SERVICE1017, ULINE INC, 274.38, SUPPLIES1018, AT&T MOBILITY, 200.20, INTERNET SERVICE1019, AT&T MOBILITY, 200.20, INTERNET SERVICE1020, GREEN COUNTRY GARAGE DOOR CO INC., 1536.50, REPAIRS1021, GRAND LAKE TRUCK REPAIR & TOWING, 1139.50, REPAIRS1022, REC/NE OKLA ELECTRIC COOP, 116.00, ELECTRIC SERVICE1023, PARTS CITY LTE, 41.78, BLANKET1024, TANNER JACK S AUTOMOTIVE, 685.00, TIRES1025, KANSAS BUILDING SUPPLY INC., 340.68, SUPPLIES1026, O-REILLY AUTOMOTIVE INC., 143.57, BLANKET1027, FLUENT INFORMATION MANAGEMENT SYSTEMS INC, 1100.00, SUBSCRIPTION1028, REC/NE OKLA ELECTRIC COOP, 409.00, ELECTRIC SERVICE; SH Commissary 34, PRODIGY SOLUTIONS, 3762.00, FOOD; SH Svc Fee 505, EVIDENT INC, 309.87, EQUIPMENT506, JAY UTILITIES AUTHORITY, 65.80, UTILITIES507, SIRCHIE, 206.29, LAW ENFORCEMENT SUPPLIES508, INUENDOS, 129.00, UNIFORMS509, L & L PAWN SHOP, 300.00, AMMUNITION510, BOB BARKER CO., 5632.38, INMATE HOUSING511, BOB BARKER CO., 412.03, HYGIENE PRODUCTS512, GRAVES MENU MAKER, 2363.06, VENDOR SERVICES513, GRAVES MENU MAKER, 2255.46, VENDOR SERVICES; Tax Refunds 49, GIBSON, TERRA, 485.48, REFUND50, GIBSON, TERRA, 1.06, REFUND51, GIBSON, TERRA, 43.46, REFUND. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Beck-yes. Motion carried.

Agenda item #5 was not needed as no monthly reporters were submitted by officers.

AGENDA #6 - A motion was made by Commissioner Callihan and seconded by Commissioner Beck for approval of citizen's participation or comments. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Duane Bryant spoke on behalf of RWD #10, saying the water system has a 65 percent water loss attributed to bad wells and bad material. Bryant said the only way to fix the system is new lines. Of the two wells which provide water for the system, one produces 50 gallons a minute and the other produces 10. Bryant was asking if some of the funds from the American Rescue Plan Act can be allocated for the water system. The system will cost approximately \$4.9 million to replace and Bryant said the town is \$5 million in debt. He said the district has started a project with the Water Resources Board and the Cherokee Nation has expressed an interest in helping fund the system. Poindexter asked how many people are served by this water system. Bryant said there are 550 water meters in the district.

Boothe said she has requested copies of all the applications which have been made for ARPA funds and has not received them all. She said Tolle sent her the applications for which funds have been allocated, but Floyd has the rejected ones and he has not sent them to her. Floyd said there is no problem and he will send Boothe the applications.

AGENDA #7 - A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve Hearing Human Resources Vicki Cossairt on current status regarding families first coronavirus and updates on other relevant topics managed by the Human Resources Director. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

Cossairt said according to the Centers for Disease Control, there are currently 24 new Covid cases in Delaware County and 49 in Ottawa County. Cossairt said both counties have lowest risk rating from the CDC. "It's the lowest rating," Cossairt said. "Get tested if you have symptoms and get vaccinated." She said since the county has the lowest rating and no new deaths, possibly the board could stop the weekly Covid reports and "put the pandemic behind us."

On the human resources side, Cossairt said one dispatcher, three patrol officers, a CDL driver in District 3 and a Foreman in District 3 have started work. She said one of the patrol positions was internal as a jailor completed CLEET training and moved up. "Law enforcement will always have a big turn over," Cossairt said, but she said the sheriff is working on a incentive policy to keep employees by paying more for night shift workers.

Poindexter said he would like to leave the pandemic behind and the other commissioners agreed.

AGENDA #8- A motion was made by Commissioner Callihan and seconded by Commissioner Beck 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; and Commissioner Beck-yes. Motion carried. District Attorney Kenny Wright said no news has come from Judge Denny about mask restrictions in the courtrooms, but as far as entering the courthouse, the commissioners might consider eliminating all the restrictions except cleaning, and "what the court does, the court does." A motion was made by Callihan and seconded by Beck to remove the restrictions for entry into the courthouse. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #9-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to accept the appointment of officers for the Delaware County District #3 barn for fiscal year 2021-2022 as follows: David Beck – Requisitioning Officer; Ben Youngblood – Receiving Officer; Ben Youngblood – Inventory Officer. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #10- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve presentation by David Floyd concerning a resolution approving, authorizing and ratifying the election of the standard allowance for revenue placement for the county from the American Rescue Plan Act (ARPA) funds; requiring record retention and declaring an emergency. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Floyd is a member of a law firm hired by the county to administer the ARPA funds. Floyd said entities receive the funds to replace money lost from tax revenue during the pandemic. The government provides two ways to declare how the county will take the funds, either using a formula to calculate the amount of loss or take a standard \$10 million deduction which requires no mathematical proof of loss. Since \$10 million is more than Delaware County was awarded, Floyd said the document is a best practice resolution. Callihan asked for a dollar amount. Floyd said, "you are voting to take up to the total deduction as a standard deduction. This resolution gives flexibility to move funds around. The money Delaware County got was under \$10 million, so no math formula is needed." The commissioners signed the resolution.

AGENDA #11- A motion was made by Commissioner Callihan and seconded by Commissioner Beck approve a blanket purchase order to Childress Oaks 1 Stop in the amount of \$800 to be used for fuel for the Leach Fire Department per Tom Pearce, Fire Chief. Poindexter said he would like to know who is the current vendor. Beck said Twin Oaks is closer than Oaks. Teresa Gross, who keeps financial records for all the fire departments, said the current vendor, Circle N, can't always get fuel and has run out recently. The department needs to be able to get fuel, and since it will be three weeks until blanket purchase orders will be approved again, this request was put on as a single agenda item. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #12- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to receive and sign a proclamation declaring May 1, 2022, to May 7, 2022, Oklahoma Home and Community Education Week per OSU Extension. Ag Educator Brooke Downing, Penny Meridith and Ruth Matthews were on hand to give the commissioners an idea of what OHCE is all about. OHCE meetings are held the second Tuesday of every month in the OSU Extension Office at the Delaware County Fairgrounds. Ruth Matthews, said that educational opportunities are offered to the group, such as sit-down exercises, day trips and senior discounts. "We talk about issues that are important in the communities. We are more than paint and glitter." Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #13- A motion was made by Commissioner Callihan and seconded by Commissioner Beck open sealed bids on a portable light tower for the County Emergency Management Department with possible acceptance, County Bid #21-22/16. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. One bid was received from Modern Tool for \$28,251.50. Emergency Management Director Jeff Reeves said he wanted to reject the bid as "I think we can do much better than that." Callihan made a motion to reject the bid and re-advertise. Beck seconded the motion. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #14- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve all officials signing a letter attesting that to the best of their knowledge, the county has not expended more than \$750,000 in federal awards for the fiscal year ended June 30, 2019. Failure to meet the responsibilities set out in the letter may result in fines, penalties or loss of future federal assistance. County Clerk Barbara Barnes confirmed that the county did not expend more than \$750,000 in federal funds in 2019, but "everyone needs to sign." Wright confirmed that the elected officials not present could sign at any time and did not have to be at the meeting. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #15- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to set a hearing for a road vacation petition styled Michael Teel and Julia J. Teel, Trustees for the Teel Family Living Trust in District #1 per request of Tommy Dyer of Davis & Thompson. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

Poindexter said this road is a section line with no homes on it and pastures on each side. He said the road is being used for a dump and all kinds of things have been left there including a freezer of spoiled meat. A motion was made by Poindexter and seconded by Callihan to set the hearing for May 24 during the regular commissioners' meeting. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #16-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve and sign a contract for detention services with Tulsa County Juvenile Detention Home. Contract will be in effect until June 30, 2023. Roll Call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #17- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to discuss options for pricing latitude concerning bid packets for road materials vendors. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Poindexter said several vendors have contacted him saying they cannot continue to honor their six-month road bids. As a result, Poindexter said he has been calling for a lot of phone quotes. "We could hold their feet to the fire," Poindexter said, "but I'd hate to do that to local vendors." Poindexter said ODOT has a variable contract rate, and he is wondering if the bid packets could not be altered to include something like that. Wright asked how ODOT figures the rate. Poindexter said he will ask that question at the CED meeting Thursday and contact the state auditor's office to see what procedures are within legal parameters. "Vendors can't keep honoring the bids they made," Poindexter said.

AGENDA #18-A motion was made by Commissioner Callihan and seconded Commissioner Beck to open the floor for new business. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Callihan asked Floyd about funding to build a new fairgrounds. Floyd said lots of programs were set up under ARPA. He said the fairgrounds project would fall under the State and Local Physical Recovery Fund. He said \$8.3 million has been allocated to Delaware County. The first half was received last summer and the second half will arrive this summer. Floyd pointed out the county could have taken all the money for roads. He said the fairground fits into the General Upgrades category. Floyd said it's on the commissioners now to figure out the long-term plans for the facility and how they want to do it, but funds are available. Callihan said from his research, four or five million should be allocated to complete the project. He said Cherokee Nation has expressed an interest in helping and there is a lot of community interest. Callihan said several people want to be on a steering committee. Floyd said to remember the ARPA funds must be incurred by 2024 and spent by 2026. Floyd said there are other federal programs which might contribute and there are other options such as putting a bond issue on the ballot. Poindexter said three quotes have been obtained for the engineering planning on the 911 Center. He said a safe room is the biggest concern. Poindexter stressed that time is a factor and the county needs to get going on big projects now.

AGENDA #19-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to adjourn at 9:54 a.m. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

ATTEST:



BARBARA BARNES- COUNTY CLERK



DELAWARE COUNTY, OKLAHOMA
BOARD OF COMMISSIONERS


DAVID POINDEXTER, CHAIRMAN


JAKE CALLIHAN, MEMBER


DAVID BECK, MEMBER