



## DELAWARE COUNTY COMMISSION MEETING AGENDA

THE **BOARD OF COMMISSIONERS** OF DELAWARE COUNTY, OKLAHOMA, WILL MEET IN **REGULAR SESSION AT 9:00 A.M. ON AUGUST 2, 2022**, IN THE COMMISSIONERS' PUBLIC MEETING ROOM AT 327 S. 5<sup>TH</sup> ST., JAY, OKLAHOMA IN ACCORDANCE WITH **25 O.S. SECTION 304.3**. THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY IS HEREBY AUTHORIZED TO DISCUSS, CONSIDER AND TAKE POSSIBLE ACTION FOR APPROVAL, DISAPPROVAL OR TABLING OF THE FOLLOWING AGENDA ITEMS. ALL PUBLIC COMMENTS REGULATED BY RESOLUTION DATED OCTOBER 15, 2013, AND THE GUIDELINES ADOPTED THEREBY INCLUDING ALL AMENDMENTS THERETO.

CALL TO ORDER BY CHAIRMAN  
FLAG SALUTE  
ROLL CALL BY CHAIRMAN

1. DETERMINE THAT NOTICE OF MEETING AND AGENDA FOR THIS MEETING WAS PROPERLY POSTED IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING ACT.
2. APPROVE INTRODUCTIONS AND ANNOUNCEMENTS.
3. APPROVE/AMEND MINUTES OF REGULAR MEETING DATED JULY 26, 2022.
4. APPROVE PAYMENT OF CLAIMS SUBMITTED BY COUNTY CLERK'S OFFICE.
5. APPROVAL OF ALL MONTHLY REPORTS SUBMITTED BY OFFICERS.
6. APPROVAL TO OPEN THE FLOOR FOR CITIZENS' PARTICIPATION OR COMMENTS.
7. APPROVAL TO HEAR HUMAN RESOURCES REPORT BY THE HUMAN RESOURCES DIRECTOR, VICKI COSSAIRT.
8. APPROVAL TO ADVERTISE FOR SEALED BIDS ON ROAD MATERIALS FOR THE COUNTY HIGHWAY DEPARTMENTS FOR SIX MONTHS. PERSONS INTERESTED IN SUBMITTING A BID ARE TO CONTACT MICHAEL BAKER, P. A., LOCATED IN THE DELAWARE COUNTY CLERK'S OFFICE; JAY, OK. BIDS WILL BE OPENED AND REVIEWED IN MEETING DATED AUG. 23, 2022, AT 9 A.M. BIDS WILL BE RECEIVED NO LATER THAN 2 P.M. IN THE COUNTY CLERK'S OFFICE; JAY, OK, ON AUG. 19, 2022. BOARD RESERVES THE RIGHT TO ACCEPT/REJECT ANY AND ALL BIDS AND THE RIGHT TO RE-ADVERTISE. CO. BID #22-23/01.
9. APPROVAL TO ACCEPT SERVICES AGREEMENT FOR HYDRAULIC SIZING FOR BR 110 IN DISTRICT #3 PER COMMISSIONER DAVID BECK.
10. APPROVAL TO ACCEPT BID FROM NICHOLAS O'NEAL FOR REAL ESTATE NOT SOLD AT RESALE, FIESTA BEACH 2, LOT 7, BLOCK 2, IN THE AMOUNT OF \$20 PER COUNTY TREASURER.
11. APPROVAL TO RECEIVE AND FORWARD TO THE DISTRICT ATTORNEY COURT CASE #CS-2022-162 STYLED FLINT RIDGE PROPERTY OWNERS ASSOCIATION, INC. VS. NATHAN M SHIVELY ET AL.
12. DISCUSSION WITH POSSIBLE ACTION BURN BAN ENDING TODAY AT 11 A.M. PER EMERGENCY MANAGER JEFF REEVES.
13. APPROVAL TO RECEIVE AND FILE COPY OF CERTIFICATE OF LIABILITY INSURANCE AND CURRENT LIST OF BOARD OF DIRECTORS AND OFFICERS FOR THE FLINT RIDGE VOLUNTEER FIRE DEPARTMENT AS FOLLOWS: LEW STORY - PRESIDENT, FRED JOHNSON - SECRETARY, DONITA HOPE-TREASURER, PETE HALL-MEMBER, MIKE HOPE-MEMBER, MIKE HOPE-INTERIM CHIEF, OPEN-ASST. CHIEF, MIKE HOPE, BARBARA BARNES -REQUISITIONING OFFICERS, LEW STORY, FRED JOHNSON -RECEIVING OFFICERS, MICHAEL MAY, PETE HALL - INVENTORY OFFICERS.

FILED  
STATE OF OKLAHOMA  
DELAWARE COUNTY  
7:45 A.M.  
AUG 01 2022

Book \_\_\_\_\_ Page \_\_\_\_\_  
By BARBARA BARNES County Clerk  
Deputy \_\_\_\_\_

14. APPROVAL OF INTRAFUND TRANSFER FROM MONKEY ISLAND FIRE DEPT. LEASE/PURCHASE TO MONKEY ISLAND M&O IN THE AMOUNT OF \$40,000 PER FIRE CHIEF, CARL TESREAU.
15. APPROVAL FOR WORK ON PRIVATE PROPERTY OF NELDA BURTON FOR DISPOSAL OF WASTE ROCK IN DISTRICT #3.
16. APPROVE CED#1 MATERIALS REQUEST FOR BRIDGE CONSTRUCTION MATERIALS IN THE AMOUNT OF \$50,000 FOR DISTRICT 3.
17. APPROVE DISCUSSION WITH ATTORNEY GEORGE GIBBS CONCERNING A PARTIAL SETTLEMENT OF THE COUNTY'S OPIOID LAWSUIT WITH DEFENDANT JOHNSON & JOHNSON (JANSSEN). THIS ITEM QUALIFIES FOR EXECUTIVE SESSION PURSUANT TO 25 O.S. § 307(B)(4). IT IS THE ADVICE OF DISTRICT ATTORNEY KENNY WRIGHT THAT DISCLOSURE WOULD SERIOUSLY IMPAIR THE ABILITY OF THE BOCC TO PROCESS THE PENDING LITIGATION. THE BOARD MUST MAKE A FINDING, BASED UPON ADVICE OF COUNSEL, THAT DISCLOSURE WOULD SERIOUSLY IMPAIR THE ABILITY OF THE BOCC TO PROCESS THE PENDING LITIGATION PRIOR TO GOING INTO EXECUTIVE SESSION.
18. APPROVAL TO RETURN TO OPEN SESSION.
19. APPROVE POSSIBLE ACTION INCLUDING ACCEPTING OR DECLINING A PARTIAL SETTLEMENT OF THE COUNTY'S OPIOID LAWSUIT WITH DEFENDANT JOHNSON & JOHNSON (JANSSEN).
20. APPROVE DISCUSSION WITH ATTORNEY GEORGE GIBBS CONCERNING A PARTIAL SETTLEMENT OF THE COUNTY'S OPIOID LAWSUIT WITH DEFENDANTS MCKESSON, CARDINAL, AND AMERISOURCEBERGEN. THIS ITEM QUALIFIES FOR EXECUTIVE SESSION PURSUANT TO 25 O.S. § 307(B)(4). IT IS THE ADVICE OF DISTRICT ATTORNEY KENNY WRIGHT THAT DISCLOSURE WOULD SERIOUSLY IMPAIR THE ABILITY OF THE BOCC TO PROCESS THE PENDING LITIGATION. THE BOARD MUST MAKE A FINDING, BASED UPON ADVICE OF COUNSEL, THAT DISCLOSURE WOULD SERIOUSLY IMPAIR THE ABILITY OF THE BOCC TO PROCESS THE PENDING LITIGATION PRIOR TO GOING INTO EXECUTIVE SESSION.
21. APPROVAL TO RETURN TO OPEN SESSION.
22. TO APPROVE POSSIBLE ACTION INCLUDING ACCEPTING OR DECLINING A PARTIAL SETTLEMENT OF THE COUNTY'S OPIOID LAWSUIT WITH DEFENDANTS MCKESSON, CARDINAL, AND AMERISOURCEBERGEN.
23. APPROVAL TO OPEN THE FLOOR FOR NEW BUSINESS.
24. MOTION TO ADJOURN MEETING.

**THE BOARD OF COUNTY COMMISSIONERS RESPECTFULLY REQUESTS THAT ALL CELLULAR PHONES BE SILENCED DURING THE MEETING**



*Barbara Barnes* COUNTY CLERK  
BARBARA BARNES

*by Kathy Parker*