

DELAWARE COUNTY COMMISSIONER'S MEETING MINUTES

DECEMBER 13, 2022

The Board of County Commissioners of Delaware County met in Regular Session at 9:00 a.m. on December 13, 2022. The agenda was posted December 12, 2022 at 8:43 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.

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; Commissioner 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. In addition to the commissioners and county clerk, Treasurer Susan Duncan, Anna Reece, Court Clerk Caroline Weaver, Mike Major, District Attorney Kenny Wright, Sheriff David Beck, Undersheriff Nick O'Neal, Case Hampton, Steven Lynn of Stripling John Deere, Leach School Superintendent Jimmy Reynolds and Tiff City Firefighters Mike Roark and David Hardesty introduced themselves.

AGENDA #3- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve the minutes for the special meeting dated December 7, 2022. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Beckyes. 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. 2022-2023: Emergency Mgmt FUEL 2539 FUELMAN OFOKLAHOMA285.27;TELEPHONE SERVICE 2538 VERIZON 87.21; General COOLER 2719 HOMETOWN BOTTLED WATER SERVICE 8.00; ELECTRIC SERVICE 1880 AEP, PUBLIC SERVICE CO. OF OKLA. 4726.33; 2239 REC/NE OKLA ELECTRIC COOP 67.00; ENVELOPES 2915 MID-WEST PRINTING CO. 238.69; GPS 3325 GEOSAFE INC 15000.00; INTERNET 1877 GRAND TELEPHONE CO. 50.00; 1881 GRAND TELEPHONE CO. 75.00; 1884 GRAND TELEPHONE CO. 35.00; 1885 BOLT FIBER OPTICS SERVICES 1450.00; LEASE/PURCH 3269 OZARK LEASING A PROGRAM OF DE LAGE 97.82; MAINTENANCE 1869 XEROX CORPORATION 148.17; 1870 XEROX CORPORATION 198.59; OFFICE SUPPLIES 3249 QUILL CORPORATION 359.97; 3250 AMAZON.COM / SYNCB 171.12; PAPER PRODUCTS 3044 QUILL CORPORATION 987.90; PHYSICAL 1155 INTEGRIS HEALTH MEDICAL GROUP 42.00; PLUMBING SERVICE/REPAIRS 2525 T-N-T PLUMBING 326.00; PUBLICATIONS 2693 THE AMERICAN 530.90; REIMBURSEMENT 3319 ELLIS-COOK, LARENA 700.00; SELF INKING STAMPS 2918 AMERICAN STAMP & MKT PRODUCTS 74.93; 2921 AMERICAN STAMP & MKT PRODUCTS 278.35; SERVICE 2904 LAKELAND OFFICE SYSTEMS 78.61; SUBSCRIPTION 2546 OKLAHOMA DEPT OF PUBLIC SAFETY 800.00; 3316 SPATIALEST INC. 10500.00; SUPPORT 3310 QUALITY DATA PRODUCTS 25.00; TELEPHONE 1871 GRAND TELEPHONE CO. 235.72; TELEPHONE SERVICE 1878 GRAND TELEPHONE CO. 332.20; 1882 GRAND TELEPHONE CO. 44.40; 1883 **GRAND TELEPHONE CO. 121.25; 2534 GRAND TELEPHONE CO. 285.12; 2721 GRAND TELEPHONE CO. 239.13; TRAVEL 2459** MERIDITH, PENNY 328.00; UTILITIES 2878 DEL CO RURAL WATER DIST #3 56.17; Health JANITORIAL SERVICE 2112 GOFF, DEBRAH 780.00; LAWN CARE 2116 EDWARDS LAWN SERVICE 430.00; LEASE 303 PITNEY BOWES GLOBAL FINANCIAL SERVICES 296.43; POSTAGE SUPPLIES 3279 POSTAGE BY PHONE RESERVE ACCT 1000.00; TELEPHONE SERVICE 2111 GRAND TELEPHONE CO. 310.80; UTILITIES 2104 JAY UTILITIES AUTHORITY 229.30; 2114 JAY UTILITIES AUTHORITY 102.74; WIRELESS SERVICE 932 VERIZON 42.20; Highway ELECTRIC SERVICE 2426 AEP, PUBLIC SERVICE CO. OF OKLA. 371.65; EQUIPMENT 2949 PURPLE WAVE AUCTION 24750.00; INTERNET 3112 BOLT FIBER 113.99; INTERNET SERVICE 2429 GRAND LAKETELECOMMUNICATIONS 60.00; LEASE PAYMENT 3029 WELCH STATE BANK 2080.93; 3030 GRAND SAVINGS BANK 1682.86; 3115 COMMUNITY NATIONAL BANK OF OKARCHE 6090.00; LEASE/PUR 3114 SNB BANK 5126.58; LODGING 2940 HAMPTON INN & SUITES 196.00; 2941 HAMPTON INN & SUITES 196.00; 3280 EMBASSY SUITES HOTEL 100.00; MISC 2511 LINDLY S INC. 547.21; 2513 J & J AUTO SUPPLY 1202.50; 2514 EUCHA TIRE SHOP 535.00; 2515 O-REILLY AUTOMOTIVE INC. 511.66; OFFICE SUPPLIES 3028

THE PAPERCLIP OFFICE SUPPLIES 504.64; PARTS 3041 WHITE STAR MACH & SUPPLY, INC. 97.81; 3255 J & J AUTO SUPPLY 639.02; PER DIEM 2943 HANKINS, SR, SCOTTY DALE 90.00; 2944 WILHITE, CHARLES EDWARD 90.00; PHYSICAL 2718 INTEGRIS HEALTH MEDICAL GROUP 35.00; RANDOM DRUG TESTING 700 AAVCOR 108.00; REPAIRS 3043 EVANS HYDRAULIC REPAIR 435.00; ROAD MATERIALS 3257 WALTER SPECIALTY SERVICE 6930.84; TAG & TITLE 3121 OTC 31.50; TELEPHONE SERVICE 2428 GRAND TELEPHONE CO. 16.42: TOLL FEES 2508 PIKE PASS 10.90; TRAVEL 2942 MARTIN, RUSSELL J. 301.25; UNIFORMS 2510 UNIFIRST CORP 223.30; 2518 UNIFIRST CORP 520.41; 2815 ATWOODS DISTRIBUTING L.P. 1702.42; UTILITIES 2427 JAY UTILITIES AUTHORITY 282.46; ML Fee WATER/RENT 1716 HARVEST FIELDS VENDING 12.50; Mtg Cert null 3322 EARP, TREASA L. 339.13; RENT 1715 HARVEST FIELDS VENDING 12.49; Resale LEASE 3348 QUADIENT LEASING 4617.21; LEASE PAYMENT 1874 QUADIENT LEASING 457.02; Rural Fire-ST ADMINISTRATIVE SERVICES 3214 MONKEY ISLAND FIRE PROTECTION DISTRICT 4500.00; BLANKET 827 EMERGENCY MEDICAL PRODUCTS 171.47; 1992 SPEEDY S #4 1080.24; 2006 CIRCLE N CONVENIENCE STORE 273.04: 2578 O-REILLY AUTOMOTIVE INC. 152.99; 2640 LITTLEFIELD'S COUNTRY MARKET 217.46; ELECTRIC SERVICE 2033 AEP, PUBLIC SERVICE CO. OF OKLA. 206.65; 2037 REC/NE OKLA ELECTRIC COOP 108.67; 2061 REC/NE OKLA ELECTRIC COOP 229.24; 3198 NEW-MAC ELECTRIC COOPERATIVE 27.50; LEASE/PURCH 3283 WELCH STATE BANK 2622.06; LONG DISTANCE SERVICE 3170 AT&T 113.75; METAL 2482 VANOVER METAL BLDS. SALES 367.25; 3045 HAMILL METALS 1196.36; MISC 2933 J & J AUTO SUPPLY 849.99; MONTHLY SERVICE 2084 AT&T MOBILITY 280.28; 2090 REC/NE OKLA ELECTRIC COOP 966.00; 2649 AT&T MOBILITY 280.28; PROPANE 2654 LAKELAND-CPP 249.24; PUBLICATIONS 3036 THE AMERICAN 34.55; RENT 3180 SBA STEEL LLC 158.02; REPAIRS 3267 FIRE MASTER FIRE EQUIPMENT INC. 482.50; SECURITY SYSTEM/REPAIR 2652 ADT SECURITY SERVICES INC 123.74; SUBSCRIPTION 3284 FIRE STATION SOFTWARE LLC 424.00; TELEPHONE SERVICE 3172 GRAND TELEPHONE CO. 134.04; 3186 SST 122.10; 3188 SST 170.53; 3191 GRAND TELEPHONE CO. 85.22; TRAINING 3300 NORTHEAST TECHNOLOGY CENTER 1200.00; UTILITIES 3168 BERNICE PUBLIC WORKS AUTHORITY 23.75; 3187 KENWOOD WATER DISTRICT 18.00; 3200 DEL CO RURAL WATER DIST #3 97.00; WIRELESS SERVICE 3220 BOLTFIBER156.49;SHCommissary FOOD 2544 PRODIGY SOLUTIONS 665.66; INMATE PHONE TIME 2545 PRODIGY SOLUTIONS 2342.00; VENDOR SERVICES 2938 GRAVES MENU MAKER 4250.73; 3018 GRAVES MENU MAKER 2768.42; SH Forf DRUG TESTING 1733 AAVCOR 38.00; MISC 2808 J & J AUTO SUPPLY 464.73; UNIFORMS-DCSO 2833 SOUTHERN UNIFORM AND EQUIP 155.97; SH Svc Fee null 3303 J & J AUTO SUPPLY 929.99; DCSO VEHICLE EQUIPMENT 2937 DELL INC. 24270.40; DRUG TESTING 2766 AAVCOR 38.00; 2821 AAVCOR 38.00; 2924 AAVCOR 38.00; 3037 AAVCOR 38.00; 3046 AAVCOR 38.00; JAIL SUPPLIES 3312 THE PAPERCLIP OFFICE SUPPLIES 684.88; MISC 2685 J & J AUTO SUPPLY 25.49; MMPI 2971 Law Enforcement Physchological Services 120.00; 2972 Law Enforcement Physchological Services 120.00; 2973 Law Enforcement Physchological Services 120.00; 2974 Law Enforcement Physchological Services 120.00; 2975 Law Enforcement Physchological Services 120.00; 2976 Law Enforcement Physchological Services 120.00; 2977 Law Enforcement Physchological Services 120.00; 2978 Law Enforcement Physchological Services 120.00; PER DIEM 2468 FREE, JENNIFER RAE 67.50; 2470 DUDLEY, PAUL B. 67.50; 2473 FORBES, JEFFRY SCOTT 67.50; 2475 BECK, JAMES EDWARD 157.50; 2477 O NEAL, NICHOLAS D. 157.50; 2478 BECK, JAMES EDWARD 247.50; 2479 O NEAL, NICHOLAS D. 202.50; RANDOM DRUG TESTING 3314 AAVCOR 38.00; 3315 AAVCOR 38.00; REPAIRS 1677 IDEMIA 3027.00; UNIFORMS-DCSO 2294 SOUTHERN UNIFORM AND EQUIP 441.92; 2920 SOUTHERN UNIFORM AND EQUIP 102.98; 3268 G&S SHOES 90.00. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #5- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve all monthly reports submitted by officers. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Beck-yes. Motion carried. A report was submitted by the Court Clerk.

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. Mike Major referred to agenda item #20, asking when the flooring in the courthouse is expected to be complete. Commissioner Callihan said he has no idea when the floor will be finished, but when item 20 has been voted on, work will resume.

AGENDA #7 - A motion was made by Commissioner Callihan and seconded by Commissioner Poindexter to approve report by Human Resources Director Vicki Cossairt. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. Cossairt said the county has 130 employees today, and since her last report, one patrol deputy has exited and two hires have been made, a CDL driver and a dispatcher. Cossairt said three deputy positions, one detention position and one CDL driver position are still open. She said the DOT laws have changed, but requirements for county drivers are handled by a clearing house. She said Delaware County still does more than the law requires regarding background checks and drug screens. She said new employee health insurance cards will be arriving soon by mail in blank envelopes. She said county insurance is still provided by Health Choice, even though a third-party company, UMR, may be listed on the new cards. Cossairt said she has received positive feedback concerning the county longevity pay plan and thanked the BOCC for giving the opportunity to county employees.

AGENDA #8-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; Commissioner Beck-yes. Motion carried. There was none.

AGENDA #9-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve signing affidavits for the December 15 payroll. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #10-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve 308 apportionments. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #11-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve surplus of equipment for District #3 including D304-0313 John Deere Tractor Model 2040 and D307-0323 John Deere Motor Grader Model 770. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #12-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve payment of invoice from Craig County Detention Center for child care services for the month of November in the amount of \$850. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #13-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to open and review all bids received for the purchase of a used rescue truck for the Tiff City Fire Department with possible acceptance today. Bid #22-23/17. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. One bid was received from the Moundsville Volunteer Fire Department for a pumper/rescue truck in the amount of \$90,000. The firefighters said they wished to accept the bid and there will be no financing as the department will be paying cash. Commissioner Callihan made a motion to accept the bid. Commissioner Beck seconded the motion. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #14-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to receive and file certificate of liability insurance and current list of Board of Directors and Officers for the Monkey Island Fire Department as follows: Jason Benson – Chairman; Johnathan Wilson – Treasurer; Jason Sheffield – Clerk; Carl Tesreau – Fire Chief; Reggie Stone – Asst. Fire Chief; Barbara Barnes – Requisitioning Officer; Johnathan Wilson – Receiving Officer; Carl Tesreau – Inventory Officer. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #15-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve payment to Floyd & Driver PLLC for legal services for the month of November to support effective management and oversight of the American Rescue Plan Act state and local Recovery Fund. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #16-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve Resolution declaring East 344 Road in the SE ¼ of Section 35, Township 24, Range 22 in Delaware County District #2 to be a public road and that a utility easement exists in the right-of-way. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #17-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to open sealed bids on a bridge rehabilitation located one mile west of Kenwood on behalf of District #3 with acceptance at a later date. Bid #22-23/15. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. Two bids were received. The bid from Dub Ross Company was \$35,135.09 for item #1 and \$19,705.65 for item #2. The second bid from Contech Engineered Solutions was \$33,222.04 for item #1 and \$17,792.60 for item #2.

AGENDA #18-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to open sealed bids on a used motor grader on behalf of District #1 with acceptance at a later date. County bid #22-23/16. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. Two separate bids were received from Stribling Equipment. The first was a John Deere 670 GP at a price of \$240,000 with financing with Bank of Grand Lake on a payment plan of \$2,708.31 per month for 108 months. The second bid was for a John Deere 620 GP at a price of \$220,000 proposed financing from Bank of Grand Lake at \$3,016.13 per month at 84 months.

AGENDA #19-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve intrafund transfer from Personal Services to M & O in the amount of \$15,400 for an error correction in Building Maintenance account. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #20-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve discussion with possible action on proposal/agreement from Magnum Construction to remove approximately 3.400 feet of existing wood base and install rubber baseboards with work to be done on Fridays and Saturdays in the amount of \$19,075. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. Callihan said work will also be performed on Sundays. Parker pointed out the proposal says the work will be done on Fridays and Saturdays. She also pointed out the size of the rubber baseboard is not mentioned in the proposal and it does not specify if the price includes material and labor. Wright pointed out the wood baseboard to be removed will have some value if it is removed carefully and he said the proposal should specify who keeps the wood baseboard. Commissioner Poindexter suggested getting more detail on the proposal.

AGENDA #21-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve intrafund transfer from M & O to Personal Services in the amount of \$2,203.88 for an error correction in District #2 Highway Cash account. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #22-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to discuss Delaware County Sheriff's request to the Board of County Commissioners to call for an election by a vote of the people of Delaware County to determine whether a perpetual sales tax should be levied for the purpose of providing additional funding for the operation of the Delaware County Sheriff's Office. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. Sheriff Beck said the Delaware County sales tax rate is 1.4% now and has a statutory cap of 2.5%. He proposes putting a question to the voters to increase the county sales tax rate by .3% to fund the Sheriff's Office. He is asking for a perpetual tax. The total sales tax in Jay is currently 8.9%. The county sales tax is only a portion of sales tax paid on purchases. The main reason the sheriff gave for his request was to fund five full-time school resource officers at a salary of approximately \$50,000 each. Leach Superintendent Jim Reynolds was present to say he supports the measure. He and the sheriff said they want kids to like cops. Sheriff Beck said he does not want the county to be on the news with a school shooting where no officer was on site. He said all the superintendents are in favor of raising the sales tax for everyone in the county to get school resource officers in their schools. Sheriff Beck said he would not be asking the commissioners for money not in his budget for cars and equipment if he had the money from this tax. The tax would amount to about \$129,000 a month according to the sheriff, but that amount will vary depending on the time of year. Sheriff Beck said when school is not in session, the resource officers will be put on patrol. Beck said he would add more staff which reduces crime and response time. Poindexter said the county just finished paying a \$13 million settlement from a lawsuit against the sheriff's office. Since the settlement was paid by sales tax, Poindexter said the tax rate might need some wiggle room to get settlement payments if that happened again. Beck said he has not been sued in his law enforcement capacity, and even if it happened, there would still be .3% left to increase sales tax before the county cap was reached. Anna Reece from the election board said an election will cost approximately \$10,000 by itself. If the measure is piggy backed onto another election, she said only the ballots would have to be purchased. There are two elections coming up, one for recreational marijuana and one for school board matters. Poindexter asked if a resolution has been written to put the measure on a ballot. Beck said the resolution has not been written and Wright advised a bond attorney should be retained for that job.

Wright said if the commissioners are in favor of proceeding with putting the question on a ballot, a bond attorney can be hired to prepare a resolution to get hard numbers. "Today would be a conditional approval to move on to the next step," Wright said. Commissioner Beck made a motion to move forward to authorize drafting of a preliminary resolution to put on a ballot increasing sales tax .3% to fund the Sheriff's Office. Commissioner Callihan seconded the motion. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #23-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve error correction transfer in the amount of \$78.20 from District #2 to M & O to County Clerk M & O due to billing error by Grand Telephone. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

AGENDA #11-A motion was made by Commissioner Callihan and seconded by Commissioner Beck to adjourn at 10:03 a.m. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried.

ATTEST:

BARBARA BARNES- COUNTY CLERK

DELAWARE COUNTY, OKLAHOMA BOARD OF COMMISSIONERS

DAVID POINDEXTER, CHAIRMAN

JAKE CALLIHAN, MEMBER

Darre Beck DAVID BECK, MEMBER



BOARD OF COMMISSIONERS DELAWARE COUNTY

DAVID POINDEXTER, DISTRICT ONE JAKE CALLIHAN, DISTRICT TWO DAVID BECK, DISTRICT THREE

DRAWER 550

JAY, OK 74346

#3

MOTION MADE BY Beck SECONDED BY Calline

TO APPROVE/AMEND MINUTES OF REGULAR MEETING DATED DECEMBER 13, 2022

POINDEXTER

CALLIHAN

BECK

MOTION CARRIED.

WITNESS OUR HANDS THIS 20TH DAY OF DECEMBER, 2022.

BOARD OF COMMISSIONERS
DELAWARE COUNTY, OKLAHOMA

DAVID POINDEXTER, CHAIRMAN

JAKE CALLIHAN, MEMBER

DAVID BECK, MEMBER

ATTEST:

BARBARA BARNES- COUNTY CLERK