

DELAWARE COUNTY COMMISSIONER'S MEETING

December 2, 2019

The Board of County Commissioners of Delaware County met in Regular Session in the County Commissioner's meeting room in the Delaware County Courthouse at 9:00 a.m. on December 2, 2019. The Agenda was posted November 27, 2019 at 8:15 a.m. and placed in the kiosk located on the courthouse lawn.

Members of the Board present were Commissioner David Poindexter-Chairman, Commissioner Russell Martin -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:

AGENDA #1-A motion was made by Commissioner Kirk and seconded by Commissioner to approve the minutes of the Regular Scheduled Meeting dated November 25, 2019. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #2-A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve payment of claims presented by the County Clerk-Barbara Barnes as follows:

2019-2020

Assr Rev Fee 1, QUILL CORPORATION, 903.98, EQUIPMENT; CBRI 31, LONGAN CONSTRUCTION, 15930.00, ROAD MATERIALS; 32, LONGAN CONSTRUCTION, 8068.51, ROAD MATERIALS; General 1618, THOMSON REUTERS - WEST, 962.14, LAW LIBRARY; 1619, QUILL CORPORATION, 89.97, OFFICE SUPPLIES; 1620, QUILL CORPORATION, 27.43, OFFICE SUPPLIES; 1621, QUILL CORPORATION, 246.96, OFFICE SUPPLIES; 1622, QUILL CORPORATION, 1056.46, SUPPLIES; 1623, QUILL CORPORATION, 903.98, EQUIPMENT; 1624, PRICE, JAY J., 375.12, TRAVEL AND MEALS; 1625, QUILL CORPORATION, 582.67, OFFICE SUPPLIES; 1626, THE AMERICAN, 533.50, PUBLICATIONS; 1627, QUILL CORPORATION, 120.53, OFFICE SUPPLIES; Health 115, OKLAHOMA STATE DEPT. OF HEALTH, 37940.16, PERSONNEL SERVICES; 116, STATE PEST CONTROL, 40.00, EXTERMINATION; Highway 996, HOLIDAY INN EXPRESS & SUITES, 192.00, LODGING; 997, AEP, PUBLIC SERVICE CO. OF OKLA., 255.57, ELECTRIC SERVICE; 998, CUSTOM PRODUCTS CORP., 3634.14, SIGNS; 999, LAKELAND-CPP, 2855.10, FUEL; 1000, LAKELAND-CPP, 900.40, FUEL; 1001, CATERPILLAR FINANCIAL SERVICES CORP., 1603.35, LEASE/PUR; 1002, ROPP_S BACKHOE SERVICE, 300.00, MISC; 1003, HUTCHENS CONSTRUCTION, 3029.56, ; 1004, SOUTHERN TIRE MART LLC, 175.00, ; 1005, LAKELAND-CPP, 1768.50, FUEL; 1006, SOUTHERN TIRE MART LLC, 4337.72, TIRES; 1007, ROSE & MCCRARY PC, 500.00, ENGINEERING SERVICES; Rural Fire-ST 490, GRAND LAKE ALARMS LLC, 55.00, VIDEO SYSTEM; 491, GMSA, 95.10, UTILITIES; 492, LAKELAND-CPP, 76.97, BLANKET; 493, BERNICE SANITATION LLC, 50.00, SANITATION; 494, SUDDEN LINK, 99.78, TELEPHONE SERVICE; 495, REC/NE OKLA ELECTRIC COOP, 310.00, ELECTRIC SERVICE; 496, WELCH STATE BANK, 1422.90, LEASE/PUR; 497, WELCH STATE BANK, 1412.08, LEASE/PUR; 498, PARTS CITY LTE, 155.82, BLANKET; 499, CIRCLE N, 414.85, BLANKET; 500, PARTS CITY LTE, 601.90, BLANKET; 501, REC/NE OKLA ELECTRIC COOP, 228.00, ELECTRIC SERVICE; 502, SST, 121.06, TELEPHONE SERVICE; 503, HI-LAINE CORPORATION, 60000.00, LEASE/PUR; 504, LINDLY S INC., 1509.70, PROPANE; SH Svc Fee 432, VERIZON WIRELESS, 1088.55, CELL PHONE; 433, JAY UTILITIES AUTHORITY, 69.11, UTILITIES; 434, AXON ENTERPRISE INC., 1406.00, TRAINING; 435, SECRETARY OF STATE, 25.00, APPLICATION FEE; 436, BOB BARKER CO., 406.37, BLANKET; 437, GRAVES MENU MAKER, 1890.00, FOOD; 438, QUILL CORPORATION, 710.66, OFFICE SUPPLIES; 439, GROSS, MURRAY D., 27.64, REIMBURSEMENT. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #3- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve monthly reports submitted by officers. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Reports were presented from the County Clerk, Assessor and Health Department.

AGENDA #4- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve swearing in of Darrell Pickup as a trustee to South Delaware County Regional Water Authority. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. County Clerk Barbara Barnes administered the oath of office.

AGENDA #5- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to receive and file the operating budget for the Eastern Oklahoma District Library System for fiscal year 2020. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #6- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to receive and forward to the District Attorney Case #CJ-2019-163 styled as M&T Bank, plaintiff, vs. Tina Bond, et al. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #7- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve an intrafund transfer from 1321-2-8200-4110 (FD-BE-3) to 1321-2-8200-2005 (FD-BE-2) in the amount of \$50,000. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Poindexter asked what this pertains to and Barnes said it is the Bernice Fire Department. "Oh yes, I guess Carl Tesreau is quasi-running the place and he is trying to get the trucks straightened out," Poindexter said.

AGENDA #8- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve an intrafund transfer from 0001-6-0800-1310 (08C) to 0001-1-2000-2999 (20C) in the amount of \$3. Barnes said this is more housekeeping for the new chart of accounts. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #9- No action was taken to approve the requisition, receiving and inventory officers for the Delaware County Health Department. Poindexter pointed out that one officer was referred to as "myself." Barnes said this was not ideal. "We get what they're saying," Poindexter said. "She should name herself before we approve it," Martin said.

AGENDA #10- No action was taken to approve a bid selection by Lakemont Shores Fire Department for the purchase of two Yamaha boat motors and props will installation from Grove Marine. "They were supposed to be here," Martin said. "I'm not sure this isn't the letter we had before. He was supposed to be checking on the warranties. I'll just call him after the meeting and find out."

AGENDA #11- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve entering executive session as identified below:
Dennis and Lisa Garcia v. Board of County Commissioners of Delaware County, et al, Norther District of Oklahoma, Case No. 18-CV-229-GKF-FHM
Possible executive session for the purpose of confidential communications between the Board of County Commissioners of the County of Delaware and its attorney concerning the lawsuit previously referenced. Public disclosure of these confidential communications would seriously impair the ability of the board and its attorney to properly process and defend this litigation. As such, the communications in this executive session are confidential. Authority: Title 25 Okla. Statute 307(B)(4). Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Executive session began at 9:18 a.m.

AGENDA #12- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to return to regular meeting with possible action regarding the above referenced case. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Regular session reconvened at 9:37 a.m. A motion was made by Kirk and seconded by Martin to nominate Poindexter to attend a settlement conference Dec. 9 at 9 a.m. in the Northern District Court in Tulsa with full settlement authority for the Board of County Commissioners. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #13- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to open the floor for any new business. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. There was no new business.

AGENDA #10- A motion was made by Commissioner Kirk and seconded by Commissioner to Martin open the floor for citizen's participation or public comments. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. There were none.

AGENDA #11-A motion was made by Commissioner Kirk and seconded by Commissioner Poindexter to adjourn the meeting at 9:48 a.m. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

ATTEST:



BARBARA BARNES, Delaware County Clerk



DAVID POINDEXTER-Chairman of the Board



RUSSELL MARTIN-Member



MARTIN KIRK-Member

