



DELAWARE COUNTY COMMISSIONER MEETING MINUTES

March 19, 2024

The Board of County Commissioners of Delaware County met in Regular Session at 9:00 a.m. on March 19, 2024. The agenda was posted March 18, 2024, at 8:10 a.m. and placed in the kiosk on the courthouse lawn 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. 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; and 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 Commissioner Beck-yes. Motion carried. In addition to the Commissioners and County Clerk, Commissioners' Assistant Kathy Parker, Monkey Island Fire Chief Carl Tesreau, Assistant District Attorney Marianna McKnight, Human Resources Director Vicki Cossairt, Treasurer Treasa Earp, Election Board Secretary Crystal January, Mike Major, Steve Donohue, Court Clark Karma Sapp, Mike Major, Payroll Clerk Tayla Douglas, County Clerk Deputy Teresa Gross, Ray Thomas, Emergency Management Director Jeff Reeves, Hoguen Apperson, and Carolyn Boothe introduced themselves. Assessor Larena Cook, Sheriff James Beck and Undersheriff Nick O'Neal came in late. Poindexter announced today is National Ag Day.

AGENDA #3- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve the minutes for the regular meeting dated March 12, 2024. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner 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. 2023-2024 CBRI ROAD MATERIAL 5108 LONGAN CONSTRUCTION 21530.61; 5177 LONGAN CONSTRUCTION 21217.23; ROAD MATERIALS 4261 PRYOR STONE INC. 1988.33; 4567 PRYOR STONE INC. 8362.62; Emergency Mgmt MILEAGE 4708 REEVES, JEFFREY NEIL 389.27; TELEPHONE SERVICE 4598 VERIZON 88.68; General DRUG TESTING 4806 AAVCOR 38.00; ELECTRIC SERVICE 3535 REC/NE OKLA ELECTRIC COOP 66.00; 3616 REC/NE OKLA ELECTRIC COOP 372.92; FUEL 5045 FUELMAN OF OKLAHOMA 1726.29; LEASE PAYMENT 4494 OZARK LEASING A PROGRAM OF DE LAGE 97.82; MAINTENANCE 4338 XEROX CORPORATION 161.07; 4339 XEROX CORPORATION 211.85; POSTAGE 4661 QUADIENT 1000.00; TELEPHONE SERVICE 2711 GRAND TELEPHONE CO. 44.92; TRAVEL 5186 BARNES, BARBARA M. 107.20; WATER/RENT 4353 HOMETOWN BOTTLED WATER SERVICE 55.50; Health CELL PHONE 2262 VERIZON 43.67; CELLULAR SERVICE 2269 US CELLULAR 43.49; MONTHLY SERVICE 2274 VERIZON BUSINESS 74.00; 3400 VIP VOICE SERVICES 1957.27; REPAIRS 5210 HUTCHISON PLUMBING INC. 150.00; TRAINING 2558 SAFE KIDS WOLRDWIDE 95.00; TRAVEL 4835 CRAIGHEAD, BREANNA 44.22; Highway 4830 WARREN CAT 3584.80; ELECTRIC SERVICE 3823 REC/NE OKLA ELECTRIC COOP 231.90; 4302 AEP, PUBLIC SERVICE CO. OF OKLA. 437.27; FIRST AID SUPPLIES 4299 CINTAS FIRST AID & SAFETY 189.74; FUEL 5021 LAKELAND-CPP 2071.39; 5023 LAKELAND-CPP 2988.84; 5182 LAKELAND-CPP 3015.00; LEASE PAYMENT 5100 RCB BANK 4779.19; 5101 BANK OF GRAND LAKE 1916.41; 5102 BANK OF GRAND LAKE 2566.24; 5103 BANK OF GRAND LAKE 2621.17; MISC 4298 O-REILLY AUTOMOTIVE INC. 592.13; 4301 JOHN FABICK TRACTOR CO 244.56; 4303 KATNER MILLS (NAPA) 303.79; 4304 LOWE S 172.64; 4305 SISCO TRUE-VALUE HARDWARE 67.19; 5053 PETROLEUM MARKETERS EQUIP. CO 958.46; 5110 PREMIER TRUCK GROUP 15.39; MMPI 4098 OSBI, OKLA STATE BUREAU OF INVESTIGATION 19.00; OFFICE SUPPLIES 4282 QUILL CORPORATION 161.63; OIL 3912 KATNER MILLS (NAPA) 517.98; 5084 JOHN FABICK TRACTOR CO 933.45; 5129 O-REILLY AUTOMOTIVE INC. 949.99; PART 4664 PETROLEUM MARKETERS EQUIP. CO 350.09; REPAIRS 4751 M & J EQUIPMENT 8411.01; 5041 EVANS HYDRAULIC REPAIR 380.00; 5085 SOUTHERN TIRE MART LLC 510.00; ROAD MATERIALS 5038 WALTER SPECIALTY SERVICE 633.36; SIGN 4565 ECONO SIGNS 31.55; SUPPLIES 5140 KANSAS BUILDING SUPPLY INC. 401.35; TB TEST 1667 DELAWARE COUNTY HEALTH DEPT. 15.00; 3013 DELAWARE COUNTY HEALTH DEPT. 15.00; 4724 DELAWARE COUNTY HEALTH DEPT. 15.00; TOLL FEES 3818 OTA PIKEPASS CUSTOMER SERVICE 40.15; 5043 OTA PLATEPAY 22.55; UNIFORMS 4316 UNIFIRST CORP 512.84; WATER 4534 GMSA 98.12; Hwy-ST LEASE 5105 ARVEST EQUIPMENT FINANCE 1005.38; 5106 BANK OF GRAND LAKE 3407.90; 5107 BANK OF GRAND LAKE 1867.81; PAY OFF LOAN 4068 WELCH STATE BANK 168053.18; REPAIRS 4705 PIONEER TRANSMISSION SERVICE 3992.50; Resale LEASE 4993 QUADIENT LEASING 4617.21; LEASE PAYMENT 4989 QUADIENT LEASING 576.55; RM&P OFFICE EQUIPMENT 5093 MONROE SYSTEMS FOR BUSINESS 140.71; Rural Fire-ST BLANKET 175 EMERGENCY MEDICAL PRODUCTS 194.25; 3187 RURAL PROPANE 1029.25; 3707 RURAL PROPANE 813.08; 3712 CIRCLE N CONVENIENCE STORE 263.28; 4396 LAKELAND-CPP 487.50; 4397 GPM INVESTMENTS 103.55; 4401 KANSAS BUILDING SUPPLY INC. 26.94; 4409 CIRCLE N CONVENIENCE STORE 315.33; 4411 PARTS CITY LTE 339.98; 4420 TWIN OAKS MART 813.02; 4483 LAKELAND-CPP 41.05; ELECTRIC SERVICE 4447 REC/NE OKLA ELECTRIC COOP 113.04; 4453 REC/NE OKLA ELECTRIC COOP 138.00; 4907 NEW-MAC ELECTRIC COOPERATIVE 27.50; FIRE DEPT EQUIP 1678 CASCO INDUSTRIES INC. 1533.10; 5091 QUANTIE AUTO SUPPLY (NAPA) 1889.97; FUEL 4480 CIRCLE N CONVENIENCE STORE 123.82; 5024 LAKELAND-CPP 754.06; INSURANCE 4754 THE BURROWS AGENCY 2070.00; 5180 THE BURROWS AGENCY 8546.00; INTERNET SERVICE 4924 BOLT FIBER 195.41; LEASE/PURCH 5212 WELCH STATE BANK 1747.10; 5213 BANK OF GRAND LAKE 895.00; 5214 WELCH STATE BANK 1422.90; 5215 WELCH STATE BANK 1203.23; 5216 BANK OF GRAND LAKE 2327.52; LODGING 4701 COMFORT INN & SUITES 344.20;

MONTHLY SERVICE 3782 REC/NE OKLA ELECTRIC COOP 893.00; 4468 AT&T MOBILITY 87.57; 4472 BOLT FIBER 75.99; 4935 BOLT FIBER 164.65; 4944 GMSA 25.75; PARTS 4623 KATNER MILLS (NAPA) 500.93; PROGRAMMING 4811 TOP QUALITY OVERHEAD DOOR 1100.00; TAG & TITLE 4817 OTC 15.50; TELEPHONE SERVICE 4905 GRAND TELEPHONE CO. 110.93; UTILITIES 4891 RURAL WATER DIST. #10 565.31; SH Commissary INMATE HOUSING 3040 GRAVES MENU MAKER 3434.08; VAPOR STICKS 5104 PRECISION VAPOR 4526.08; SH Svc Fee LODGING 1010 FAIRFIELD INN & SUITES 416.00; PHYSICAL 5121 4 STATE CHIROPRACTIC 85.00; 5123 4 STATE CHIROPRACTIC 85.00; TELEPHONE SERVICE 4364 GRAND TELEPHONE CO. 1197.74; TIRES 5097 SOUTHERN TIRE MART LLC 533.56; WINDSHIELD REPAIR 3151 NOVUS WINDSHIELD REPAIR 311.82.

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 Commissioner Beck-yes. Motion carried. No reports were submitted.

AGENDA #6- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to open the floor for citizens participation or comments. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. There were none.

AGENDA #7- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to hear report by Human Resources Director Vicki Cossairt. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Cossairt said there are six actual openings on the county jobs which are posted. She reminded the elected officials that if there is a worker's comp claim, the employee must go to a doctor. While no one can be made to visit a doctor, the employee cannot return to work until they do. Cossairt said there are new EEOC guidelines regarding harassment policy. The language has changed to say "prompt and adequate investigation." There are new guidelines about when to investigate and what corrective action should be taken.

AGENDA #8- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to open the floor for new business. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. There was none.

AGENDA #9- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve highway cash for April. 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 blanket purchase orders for April. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #11- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to receive and file copy of Certificate of Liability Insurance and current list of Board of Directors and Officers for the Colcord Fire Department as follows: Les Cannon – Mayor; AJ Wiles – Vice-Mayor; Roy Eason, Missy Ellis, Patsy Hartman – Trustees; Kyle Nichols – Fire Chief; Asst. Chief – Craig Kustanborter; Requisitioning Officers – Craig Kustanborter, Kyle Nichols, Barbara Barnes; Receiving Officers – Clayton Nichols, Josh Hopper; Inventory Officer – Dillion Bolling. 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 discuss with possible action the BOCC sending a written objection to the Board of Jay Public Schools, the seller of the tract of land located at the NW ¼ of Section 31, Township 23 North, Range 24 East, which objects to the title commitment issued on this property because the commitment does not include an ALTA Zoning Endorsement as required by the real estate sale and purchase contract. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Callihan said this is a technicality. The zoning meeting is this Thursday where the property will be rezoned. He said everyone involved knows the county will not purchase the property unless rezoning is in the commitment. A motion was made by Callihan and seconded by Beck to approve sending the letter to the Jay School Board. 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 to accept and sign a representation letter from Ober & Littlefield concerning the Delaware County Educational Authority Audit. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #14- No action was taken as the board continues to wait for District Attorney Doug Pewitt to review the resolution for establishing the salary of elected officials in Delaware County.

AGENDA #15- A motion was made by Callihan and seconded by Beck to discuss sheriff's report and possible action of purchase and/or lease purchase of building in Kansas, Okla. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

Poindexter asked if everyone has seen the building inspection provided by Katrocks. All the commissioners said they had seen the report. Poindexter said he understands there were leaks when the water was turned on. No electricity could be turned on because the meter has been removed, so no actual electrical inspection could be made, including whether the HVAC units work. The sheriff and Commissioner Beck were both present when the inspection was made. Commissioner Beck thinks the water leaks came from the sprinklers. Sheriff Beck said the inspector told him the building is structurally good, there are leaks in the ceiling but the inspector does not know where – holes would need to be cut in the wall to see. The sheriff said he thinks the leaks would not take much money to fix, but there's no way he can

know that. The sheriff said the inspector told him the electrical boxes are commercial ones and in good shape. The sheriff said he will pay for any necessary repairs from his budget.

Poindexter asked how much the sheriff planned to spend on repairs. The sheriff said less than \$5,000, but he said that included moving at least one wall and installing some others, along with new fencing outside. He said Commissioner Beck wants to have a meeting area in that building. Commissioner Beck agreed an office in this building will be a help to him.

Poindexter said the sheriff's payroll account has enough money to cover one more month, and the money currently in the sheriff's sales tax account will not cover the rest of the payrolls for the fiscal year. Sheriff Beck said he will use sales tax money and he has never gone in the red on his budget. He said he has it all mapped out. He said he has money in other cash accounts.

Poindexter said the sheriff might have enough to cover payroll, but that leaves no money. "Then where will you get the money for the repairs?" Poindexter said.

Sheriff Beck said he has used \$141,000 from the sales tax revenue to buy used vehicles.

Poindexter said the county has two capital projects going that have over \$5 million already encumbered and more money will be needed for change orders. "What if the remodels cost more than \$5,000?" Poindexter said.

Sheriff Beck said the sales tax is more than what he budgeted. He said the sheriff's office could use that building beginning today if the power was on. Sheriff Beck said the end goal is to have someone in that office Monday through Friday. Callihan asked if another employee would be hired for that job. Sheriff Beck said he doesn't know, but not today. For now, he will rotate people to cover that position. Poindexter asked how many employees the sheriff has now. The sheriff said he has 68 employees. He said no payroll is taken out of his sales tax account at present, and he has his budget all laid out where there will be \$170,000 left in the sales tax account after all the payroll is made.

Poindexter said at \$290,000 each month, the sheriff's payroll would take all he has in sales tax to cover the rest of the year. Sheriff Beck said he has money in other accounts.

"I don't want to get in a situation where we are just robbing Peter to pay Paul," Poindexter said.

Callihan said if the building is purchased, it should have cameras inside and out. The sheriff said the building has cameras, but he doesn't know where they are.

Poindexter asked how many cars the sheriff plans to impound at this property. The sheriff said this will be a short-term impound for 15 to 20 cars and/or trailers.

Poindexter said the commissioners own property which adjoins the shooting range which could be used as an impound lot. The sheriff said there are some things at the District 2 barn impound which were there when he came to work. He said the boxes of property seized from Gerald Starr have been released to the sheriff. The sheriff said he will pay for the fence "if he's allowed to." He said he couldn't pay for the "appraisal" because the county would actually be the buyer of the building.

"I just don't want us to over commit," Poindexter said. "I would hate to put more county funds toward this. For myself - we are pretty much where we are at this point. There is no more county money to put toward this."

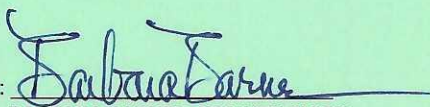
Poindexter asked if this is the same as the leased office on Monkey Island and what specifically these offices will be used for. The sheriff said the satellite offices will increase services; people can come there to meet with law enforcement and "pick up and drop off stuff. A lot of people don't want a cop car at their house." The sheriff said the end result is a sworn officer will be at that office to take a report, do the necessary paperwork and provide the law enforcement services. He said it is a work location to get on the computer at a desk and not have to use the one in the car. Officers have designated parts of the county, the sheriff said, and this will allow them to be more accessible and provide more community outreach.

McKnight said Oklahoma Tourism had a lease on the building at one time, but she cannot find how that stands now. The sheriff said Cherokee Nation has no interest in the building.

A motion was made by Callihan, seconded by Beck to table the item until next month. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #16- A motion was made by Callihan and seconded by Beck to adjourn at 9:59 a.m. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

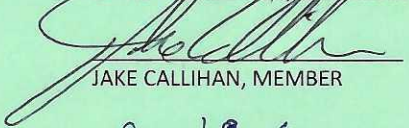
ATTEST:



BARBARA BARNES- COUNTY CLERK



DELAWARE COUNTY, OKLAHOMA
BOARD OF COMMISSIONERS


DAVID POINDEXTER, CHAIRMAN


JAKE CALLIHAN, MEMBER


DAVID BECK, MEMBER



**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 Callihan SECONDED BY Beck

TO APPROVE/AMEND MINUTES OF REGULAR MEETING DATED MARCH 19, 2023.

POINDEXTER Y CALLIHAN Y BECK Y
MOTION CARRIED.

WITNESS OUR HANDS THIS 26TH DAY OF MARCH, 2024.

BOARD OF COMMISSIONERS
DELAWARE COUNTY, OKLAHOMA

David Poindexter
DAVID POINDEXTER, CHAIRMAN

Jake Callihan
JAKE CALLIHAN, MEMBER

David Beck
DAVID BECK, MEMBER

ATTEST: Barbara Barnes
BARBARA BARNES- COUNTY CLERK

