



DELAWARE COUNTY COMMISSIONER'S MEETING MINUTES

September 24, 2024

The Board of County Commissioners of Delaware County met in Regular Session at 9:00 a.m. on September 24, 2024. The agenda was posted September 23, 2024, at 8:26 a.m. and placed on the courthouse door 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 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, County Clerk, and Commissioners' Assistant Kathy Parker, Jack Wood, Election Board Secretary Crystal January, County Clerk Deputy Teresa Gross, Undersheriff James Morgan, Monkey Island Fire Chief Carl Tesreau, Human Resources Director Vicki Cossairt, Rocky Desilva of Grove Fire Department, Rocky and Connie Carroll, ADA Marianna McKnight, Payroll Clerk Tayla Douglas, Mike Major, Shannon Anderson and Genia Yeager of the Sheriff's Office, Carolyn Boothe, Attorney Kenny Wright, Sheriff James Beck, Michael Gordon of PSO, Attorney David Floyd of Floyd and Driver, Emergency Management Director Jeff Reeves, J. R. Nolan of AirMed, Assessor Larena Cook, Lloyd Cox of Hickory Grove Fire Department, Attorney Clayton Baker of Davis and Thompson, David Myers and Curt Brown of Myers-Cherry Construction, Brandon Bates of Channel 2 News, and Steve Donohue introduced themselves.

AGENDA #3- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve the minutes for the regular meeting dated September 17, 2024. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-abstain; and 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 - Hwy-ST 161, LINDLY S INC., 342.54, UNIFORMS; Sheriff-ST 357, FAIRFIELD INN & SUITES, 2772.00, LODGING; 2024-2025 - ARPA 2021 4, MYERS-CHERRY CONSTRUCTION, 125459.17, CONSTRUCTION 5, GH2 ARCHITECTS LLC, 16800.00, FAIR GROUNDS PROJECT 6, GH2 ARCHITECTS LLC, 22400.00, FAIR GROUNDS PROJECT 7, STOLZ TELECOM, 625.00, EMERGENCY EQUIPMENT; CBRI 9, APAC-CENTRAL INC., 35666.78, ASPHALT 10, PRYOR STONE INC., 4007.06; Donations 6, HAMPTON INN FLORENCE MIDTOWN, 2850.48, LODGING; Economic Development Sales Tax 3, DELAWARE COUNTY ECONOMIC DEVELOPMENT AUTHORITY, 20912.37, DCEDA SALES TAX; General 964, PARKER, KATHY L., 250.22, TRAVEL 965, MCI - VERIZON COMPANY, 249.43, TELEPHONE 966, LEAF, 289.26, LEASE PAYMENT 967, AAVCOR, 38.00, DRUG TESTING 968, HAMPTON INN & SUITES, 107.00, LODGING 969, 4 STATE CHIROPRACTIC, 85.00, PHYSICAL 970, MCI, 70.58, LONG DISTANCE SERVICE 971, CRAIG COUNTY DETENTION CENTER, 225.00, JUVENILE SERVICES 972, ANTHONY AND SONS, 75.00, MISC 973, QUADIENT, 1000.00, POSTAGE 974, HOMETOWN BOTTLED WATER SERVICE, 24.00, WATER 975, REC/NE OKLA ELECTRIC COOP, 228.00, ELECTRIC SERVICE; Health 50, ALLSTATE TERMITE & PEST SOLUTIONS, 45.00, EXTERMINATION 51, THE GRAND LAKER/DELAWARE COUNTY JOURNAL, 216.00, SUBSCRIPTION; Highway 491, BANK OF GRAND LAKE, 1806.06, LEASE PAYMENT 492, COMMUNITY NATIONAL BANK OF OKARCHE, 6090.00, LEASE PAYMENT 493, SNB BANK, 11592.68, LEASE/PUR 494, WELCH STATE BANK, 5203.71, LOAN 495, TURNER, GERALD C., 1015.00, MISC 496, AUGIE_S REPAIR & TOWING, 6000.00, TOWING 497, LINDLY S INC., 1871.95, CHAINSAW 498, STARLITE TRAILERS INC., 325.00, EQUIPMENT 499, PREMIER TRUCK GROUP, 793.96, PARTS 500, SPRINGDALE TRACTOR, 152.43, PART 501, GRAND SAVINGS BANK, 2795.87, LEASE/PUR 502, SHARPE DRY GOODS, 2235.07, CLOTHING 503, LAKELAND-CPP, 2707.04, FUEL; Hwy-ST 58, APAC-CENTRAL INC., 46068.53, ROAD MATERIALS 59, ACTION SAFETY SUPPLY CO., 6861.48, STRIPING 60, CINTAS CORPORATION, 104.97, MISC 61, CINTAS CORPORATION, 257.83, MISC 62, LAKELAND-CPP, 3156.00, FUEL 63, EXCAVATION UNLIMITED, 3600.00, ROAD MATERIALS 64, SHARPE DRY GOODS, 5846.07, CLOTHING; Resale 83, QUADIENT, 748.14, MISC 84, QUADIENT LEASING, 576.55, LEASE PAYMENT 85, THE GRAND LAKER/DELAWARE COUNTY JOURNAL, 23539.18, PUBLICATIONS; Rural Fire-ST 254, 1ST DUE EMERGENCY RESPONSE SOLUTIONS INC., 7432.45, FIRE DEPT BUNKER GEAR 255, OMES-AGENCY BUSINESS SERVICES, 5841.31, INSURANCE 256, LAKELAND-CPP, 412.05, FUEL 257, REC/NE OKLA ELECTRIC COOP, 158.19, ELECTRIC SERVICE 258, REC/NE OKLA ELECTRIC COOP, 171.00, ELECTRIC SERVICE 259, WELCH STATE BANK, 1422.90, LEASE/PURCH 260, WELCH STATE BANK, 1203.23, LEASE/PURCH 261, U.S. POSTAL SERVICE, 146.00, POSTAGE 262, FIREPENNY, 1559.95, FIRE DEPT EQUIP 263, NORTHEAST TECHNOLOGY CENTER, 2600.00, TRAINING 264, FIRE DEPARTMENT CLOTHING, 767.15, SHIRTS 265, TRIPLE B GARAGE DOOR LLC, 370.00, REPAIRS 266, OMES-AGENCY BUSINESS SERVICES, 3398.37, INSURANCE 267, BARGAIN CENTER, 799.99, REFRIGERATOR 268, BOUNDTREE MEDICAL LLC, 570.53, FIRE DEPARTMENT MEDICAL SUPPLIES 269, NEO COMPUTERS, 50.00, COMPUTER 270, FIRE MASTER FIRE EQUIPMENT INC., 2486.25, REPAIRS 271, FIRE MASTER FIRE EQUIPMENT INC., 234.72, PARTS 272, GRAND TELEPHONE CO., 145.04, TELEPHONE SERVICE 273, WALKER HARDWARE & LUMBER, 84.98, BLANKET 274, OMES-AGENCY BUSINESS SERVICES, 7556.12, INSURANCE 275, DAM STOP, 457.26, BLANKET 276, GRAND TELEPHONE CO., 106.27, TELEPHONE SERVICE 277, BOLT FIBER, 166.77, MONTHLY SERVICE 278, LAKELAND-CPP, 775.66, PROPANE 279, DEL CO RURAL WATER DIST #11, 88.63, MONTHLY SERVICE 280, GMSA, 51.50, MONTHLY SERVICE 281, PARTS CITY LTE, 77.81,

BLANKET 282, OMES-AGENCY BUSINESS SERVICES, 3681.89, INSURANCE 283, SST, 137.00, TELEPHONE SERVICE 284, TWIN OAKS MART, 206.53, BLANKET 285, O-REILLY AUTOMOTIVE INC., 53.08, BLANKET 286, O-REILLY AUTOMOTIVE INC., 493.68, BLANKET 287, BOUNDTREE MEDICAL LLC, 692.42, BLANKET 288, AEP, PUBLIC SERVICE CO. OF OKLA., 733.04, ELECTRIC SERVICE 289, OMES-AGENCY BUSINESS SERVICES, 7116.48, INSURANCE 290, NEO PEST CONTROL, 200.00, PEST CONTROL 291, VERIZON, 171.18, MONTHLY SERVICE 292, CAPITAL ONE/WAL-MART BUSINESS, 85.11, BLANKET 293, REC/NE OKLA ELECTRIC COOP, 186.00, ELECTRIC SERVICE 294, MIAMI INDUSTRIAL SUPPLY AND MANUFACTURING, 90.00, MONTHLY SERVICE 295, REC/NE OKLA ELECTRIC COOP, 197.65, ELECTRIC SERVICE; SH Commissary 3, PRODIGY SOLUTIONS, 1474.49, FOOD 4, PRODIGY SOLUTIONS, 2770.00, FOOD; SH Svc Fee 69, EUCHA TIRE & FEED, 100.00, TIRE REPAIRS 70, AAVCOR, 38.00, DRUG TESTING 71, BARTON, CANDACE, 1674.00, MISC 72, AAVCOR, 38.00, DRUG TESTING 73, AAVCOR, 38.00, DRUG TESTING 74, 4 STATE CHIROPRACTIC, 85.00, PHYSICAL 75, 4 STATE CHIROPRACTIC, 100.00, PHYSICAL 76, HOMETOWN BOTTLED WATER SERVICE, 62.65, LEASE 77, 4 STATE CHIROPRACTIC, 85.00, DRUG TESTING 78, 4 STATE CHIROPRACTIC, 85.00, PHYSICAL 79, 4 STATE CHIROPRACTIC, 85.00, PHYSICAL 80, TECHFIVE, 2483.00, MISC 81, NATIONAL RIFLE ASSOC., 2740.00, TRAINING 82, GRANT VETERINARY CLINIC, 292.00, K-9 83, DOWNTOWN TOWING, 141.70, TOWING 84, TECHFIVE, 2483.00, MISC 85, AT&T MOBILITY, 2571.80, CELL PHONE; SW Mgmt. 3, SOLID WASTE, 247620.60, SOLID WASTE SALES TAX
Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and 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. A report was submitted by the Court Clerk. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner 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. Jack Wood said regarding Item #17, he would like to know what it means to vacate a street. Steve Donohue said regarding Items #10 and #11, he thinks these are good opportunities for using equipment to the advantage of everyone in the county. He said if the commissioners need more discussion, the items should be tabled.

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 the county has 137 employees today. Since her last report, two employees have terminated. She said Hazardous Duty training was completed yesterday with some members of the Sheriff's Office, and the information is available for other employees on webinars throughout October. Oct. 1 is Reasonable Suspicion training at 1 p.m. at AAVCOR for supervisors and foremen. Oct. 2 American Fidelity Insurance will be at the courthouse for anyone who wishes to look at supplemental insurance programs. October is the option period for county beneficiary changes. Cossairt urged all the elected officials to review the amount of vacation, sick and comp time employees are carrying on the books. A maximum of 240 vacation, 1040 sick and 240 (280 for law enforcement) hours may be accrued and kept on an employee's books. She said longevity pay will be given Nov. 21 and safety award pay will be given Dec. 15. She said from September last year to September this year, 44 county employees termed out. This includes retirees.

Commissioner Poindexter skipped to Item #16.

AGENDA #16-A motion was made by Commissioner Callihan and seconded Commissioner Beck to discuss with possible action sick leave policy. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Cossairt is proposing a plan where employees can trade sick time for a membership in AirMed helicopter service. Accrued sick leave has a cap and many employees have more time on the books than can be counted for retirement. After 960 hours, accrued sick time is lost if it is not used. The time can be donated to employees who have none, but many are in a use it or lose it situation. Cossairt proposes employees trading sick time for the helicopter transport membership. The transport would cover everyone living in a household. Cossairt said sick time may not be used as vacation. She said all the elected officials must vote for this option. Cossairt said the employees she has polled are in favor the plan.

AGENDA #15- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to hear AirMed Care presentation. J. R. Nolan said 38 states have AirMed, which has been in business since 1985. The cost will be \$75 per employee for one year. Nolan said an AirMed helicopter flies every three minutes. He said since Joplin is the closest trauma center, lots of air ambulances are used in this area. He said the bill will be zero, no matter what the trip. There is no limit to the number of flights. Nolan said if a patient is sent by helicopter who didn't need it, there will still be no bill. He said there are three members on the aircraft and it is off the ground seven minutes after a call. People with memberships are covered wherever they are. Cossairt gave the commissioners a contract she has prepared. The commissioners decided to let all the elected officials discuss the offer and then put it back on the agenda. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

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 discuss with possible action Sheriff Beck's budget; account balances, including both current balances and account balances on July 1, 2024; known payment obligations which are due on or before Dec. 31, 2024; and requested employee pay raises in light of the 50 percent restriction included in 10 O.S. 347C, tabled from last meeting. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; Commissioner Beck-yes. Motion carried. Sheriff Beck gave a paper to each of the three commissioners which had not been provided before the meeting and was not provided to anyone else. Poindexter said the BOCC was waiting on an opinion from the A.G.'s office about whether the sheriff can spend more than 50 percent of

his cash accounts, and he received the answer via email. Poindexter said the A.G. agrees with the BOCC that only half the cash accounts can be spent before Beck leaves office. Sheriff Beck said that was a different opinion than he got, but that it was from someone in the A.G.'s office and not the A.G. Beck said he did not figure his budget on 50 percent less, and had he not been such a good manager with money remaining to carry over, he would have to lay off employees.

Sheriff Beck said the first part of the paper he gave the commissioners were "actual true estimates," and all the rest of the numbers were estimates. He said he got an account summary yesterday, that gave him the amounts in his accounts. Sheriff Beck said halving those numbers would tell him how much was left to spend. Poindexter asked if there was \$469,000 left in the sheriff's payroll account. The sheriff said he "would get to that." He said some accounts were listed in red because those amounts must be "paid back," because he has spent more than 50 percent from those accounts. He did not say where the "pay back" money would come from. He said he has spent \$469,369.98 in payroll so far, and has \$891,006.82 available to spend. Finally, Sheriff Beck said he has approximately \$114,000 left after all his calculations. The sheriff said he submitted his budget based on the employees he had at the time, not knowing he could only spend half of the budget if he lost the election.

Poindexter said he wants to compare the sheriff's number to those from the County Clerk's office and see if they agree. McKnight said the current amounts in the accounts don't matter, Sheriff Beck must use the figures as they were July 1. Poindexter confirmed the first payroll of the new fiscal year came from the sales tax account. Poindexter said half the new budget is approximately \$730,000 for payroll and the sheriff needs approximately \$891,000 to make payroll until the end of December.

Sheriff Beck said he did not plan on a 50 percent cap and he wanted to leave a cushion. He said there is enough money to hire 10 more deputies if he could use all the money. He said the new sheriff can hire when he takes over. Sheriff Beck said he is within the guidelines of the budget he intended if he could have used all the money.

Barnes said she has not seen this paperwork, and she needs a chance to look at it, since all county accounting is done in her office.

"I am the elected official and I am telling you what the numbers are," Sheriff Beck said.

A motion was made by Callihan and seconded by Beck to table the item until the next BOCC meeting. 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 discuss with possible action state bid contract #SW0035 quote for Chevrolet 3500 single cab dual-wheel cab and chassis in the amount of \$45,559 from Joe Cooper Chevrolet on behalf of Emergency Management. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Poindexter said #10 and #11 go together. Reeves said the '97 Ford and '08 Expedition have both been junked, leaving EM with a 24-foot trailer and a ¾ ton truck. He said Emergency Management needs another truck whether or not the command trailer is purchased. He said the truck will be a flat bed. With the cost of a bed, decals and the light package, Reeves said the truck will cost approximately \$60,000. A motion was made by Callihan and seconded by Beck to approve purchase of the truck at \$45,559 on state bid from Joe Cooper Chevrolet. 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 discuss with possible action OEM ARPA 50/50 grant match for 40-foot gooseneck command trailer, preliminary cost \$325,000; County match \$162,500 on behalf of Emergency Management. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Reeves said this is part of \$25 million in state APRA money. The trailer is primarily for communications and Reeves said it can be used for events as a presence to provide safety. Reeves said the trailer will be built to specifications, all aluminum with cameras and lighting. Callihan asked about the weight. Reeves said he did not know but had been assured a one-ton truck is sufficient to pull the trailer. Poindexter said in his first year as a commissioner, there was a major tornado and this command center would have been a big help. District #3 had an incident this spring. Callihan pointed out this trailer will need a place to be plugged into electricity all the time. Beck said the trailer is much needed.

A motion was made by Callihan and seconded by Beck to approve paying for the cost-share portion of the OEM ARPA 50/50 match grant. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried. Poindexter said the money will be taken from the Use Tax account. Reeves said he will keep the commissioners advised on the grant, which he has ready to submit.

AGENDA #12- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to sign affidavits for the September 30 payroll. 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 approve Highway Cash for October. 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 Blanket Purchase Orders for October. 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 re-appoint Steve Odle to the Delaware County Excise Board. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #18- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to receive and forward to the District Attorney petition to vacate roadway; Norman and Kevan Smith. Attorney Clayton Baker said this is simple, his clients have a home for sale and it encroaches on the original road dedication made from the original subdivision plat years ago. He said this has nothing to do with the existing road and no effect on anyone in the area. Assessor Larena Cook agreed. Baker said since a dedication deed was made, this formal vacation is needed for his client to sell their house. A motion was made by Poindexter and seconded by Callihan to set a hearing for Nov. 5th. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #19- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to surplus a 1993 Chevrolet ¾ ton pickup, Inventory #D301-0115, VIN#1GBGC34K7P162521, on behalf of District 2. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #20- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to advertise for sealed bids on the 2025 Tax Resale. Persons interested in submitting a bid are to contact Michael Baker, P.A., located in the Delaware County Clerk's Office, Jay, Okla. Bids will be opened and reviewed in meeting dated Oct. 22, 2024, at 9 a.m. Bids will be received no later than 3 p.m. in the County Clerk's Office, Jay, Okla., on Oct. 18, 2024. Board reserves the right to accept/reject any and all bids and the right to re-advertise. County Bid #24-25/04. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #21- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve an intrafund transfer from Monkey Island Fire Lease/Purchase to Monkey Island Fire M&O in the amount of \$33,555 per Fire Chief Carl Tesreau. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #22- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to advertise for sealed bids for the purchase of a used 2000-gallon tanker truck for the Hickory Grove Volunteer Fire Department. Persons interested in submitting a bid are to contact Michael Baker, P.A., located in the County Clerk's Office, Jay, Okla. Bids will be received no later than Oct. 11, 2024 at 4 p.m. in the County Clerk's Office, Jay, Okla. Bids will be opened and reviewed in regular meeting dated Oct. 15, 2024 at 9 a.m. Board reserves the right to accept/reject an or all bids and the right to readvertise. Bid #24-25/05. Hickory Grove Fire Chief Lloyd Cox said the department wishes to lower the ISO rating for citizens and it needs a 4,000-gallon tank to do that. He said this tanker will be put immediately into service. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #23- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to approve or accept the recommendation letter for Myers-Cherry's choices for subcontractors on the Delaware County Livestock Arena. David Myers said the bids were opened on Sept. 12. There were 78 individual bids. Three bids were rejected because they did not follow the specs. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

AGENDA #24- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to discuss with possible action agreement with construction manager for guaranteed maximum price for the Delaware County Livestock Arena and to assign the bid packages to Myers-Cherry Construction. Myers said the AIA agreement was signed last year, and this is the amendment to establish the guaranteed maximum price after the bids were opened at \$4,483,332. Callihan said the company and fair board will keep trying to save money and lower the price as much as possible. Myers said any changes will come to the board. A motion was made by Callihan and seconded by Beck to accept the maximum price and assign the bid packages to Myers-Cherry. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

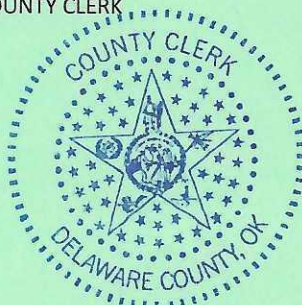
AGENDA #25- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to discuss with possible action the final ARPA funding distribution and time table with David Floyd of Floyd and Driver. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

Floyd said his first conversation about administering the ARPA funds was June 22, 2021. He said the important dates now are Dec. 31, 2024, and Dec. 31, 2025. He said all the funds must be encumbered by the end of this year. He said once funds are encumbered, they can be moved around, but no new encumbrances may be added. He said a report must be made to the government by April of next year showing all the funds are encumbered. Any remainder of ARPA funds will go to the fairgrounds project, and a purchase order will be opened for those funds, to show all the remaining money is encumbered for the fair barn. The purchase orders must be supported by contracts by the end of this year.

AGENDA #26- A motion was made by Commissioner Callihan and seconded by Commissioner Beck to adjourn at 10:37 a.m. Roll call: Commissioner Poindexter-yes; Commissioner Callihan-yes; and Commissioner Beck-yes. Motion carried.

ATTEST:

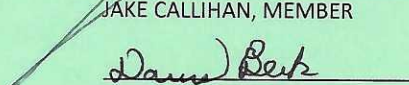

BARBARA BARNES- COUNTY CLERK



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 SEPTEMBER 24, 2024.

POINDEXTER Y CALLIHAN Y BECK Y
MOTION CARRIED.

WITNESS OUR HANDS THIS 1ST DAY OF OCTOBER, 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

