



## DELAWARE COUNTY COMMISSIONER'S MEETING MINUTES

August 27, 2024

The Board of County Commissioners of Delaware County met in Regular Session at 9:00 a.m. on August 27, 2024. The agenda was posted August 26, 2024, at 8:30 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 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. Commissioner Callihan was absent.

**AGENDA #1** - A motion was made by Commissioner Beck and seconded by Commissioner Poindexter 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 Beck-yes. Motion carried.

**AGENDA #2**-A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve introductions and announcements. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried. In addition to the Commissioners, County Clerk, and Commissioners' Assistant Kathy Parker, Jack Wood, E-911 PSAP Coordinator Kyle Longacre, 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, Steve Donohue, Sheriff James Beck, Rocky and Connie Carroll, Mike Reed, ADA Marianna McKnight, Payroll Clerk Tayla Douglas, Ted Terwort of Tia Juana Fire Department, Carolyn Boothe, Treasurer Treasa Earp, Jail Administrator Katie Rothrock, Mike Major, Shannon Anderson and Genia Yeager introduced themselves.

**AGENDA #3**- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve the minutes for the regular meeting dated August 20, 2024. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

**AGENDA #4**- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve payment of claims submitted by the County Clerk. 2023-2024 - ARPA 2021 26, KOFILE TECHNOLOGIES, 276780.24, PRESERVATION; General 3949, ROTHROCK, KATIE J., 265.50, PER DIEM 3950, CHEROKEE NATION ENTERTAINMENT, 725.04, TRAINING; Highway 2446, PREMIER TRUCK GROUP, 542.36, REPAIR; Hwy-ST 159, ADVANCED WORKZONE SERVICES, 11225.00, ROAD MATERIALS; Rural Fire-ST 1497, CIRCLE N CONVENIENCE STORE, 281.49, BLANKET; Sheriff-ST 355, OMES/DCAM, 16500.00, VEHICLE 356, OMES, 2000.00, TRANSPORT; 2024-2025 - ARPA 2021 2, MYERS-CHERRY CONSTRUCTION, 96760.03, CONSTRUCTION; CBRI 3, ACTION SAFETY SUPPLY CO., 3972.04, STRIPING; Donations 5, LONGAN CONSTRUCTION, 89750.74, ROAD MATERIALS; Economic Development Sales Tax 2, DELAWARE COUNTY ECONOMIC DEVELOPMENT AUTHORITY, 27937.63, DCEDA SALES TAX; Emergency Mgmt 2, TRENCH BROTHERS GRAPHICS LLC, 650.14, SHIRTS; General 641, LAKELAND OFFICE SYSTEMS, 800.00, ANNUAL CONTRACT 642, AIR WISE HEATING AND AIR, 512.50, AIR CONDITIONER 643, MCKINNON, CHELSI FALEN, 548.20, TRAVEL 644, PITNEY BOWES GLOBAL FINANCIAL SERVICES, 184.74, LEASE/PUR 645, THE AMERICAN, 214.85, PUBLICATIONS 646, THE AMERICAN, 304.95, PUBLICATIONS 647, THE AMERICAN, 284.15, PUBLICATIONS 648, MCI, 70.66, LONG DISTANCE SERVICE 649, LAKELAND OFFICE SYSTEMS, 240.82, COPIES 650, MARRIOTT SOUTHERN HILLS, 321.00, TRAVEL 651, MARRIOTT SOUTHERN HILLS, 214.00, TRAVEL 652, HOMETOWN BOTTLED WATER SERVICE, 16.00, WATER 653, VERIZON, 120.03, MISC; Health 28, MAYES COUNTY HEALTH DEPT., 210.00, REIMBURSEMENT 29, KELLY, TERESA, 49.71, TRAVEL 30, MCKESSON MEDICAL SURGICAL GOV'T SOLUTIONS LLC, 1952.33, SUPPLIES 31, EDWARDS LAWN SERVICE, 300.00, LAWN MAINT; Highway 299, PREMIER TRUCK GROUP, 151.93, MISC 300, WE LUV TREES, 1500.00, TREE REMOVAL 301, KEMP STONE CO INC., 994.09, ROAD MATERIALS 302, CINTAS FIRST AID & SAFETY, 116.50, FIRST AID SUPPLIES 303, HOMETOWN BOTTLED WATER SERVICE, 306.00, WATER 304, LITTLE KANSAS TIRE LLC, 20.00, TIRE 305, G. W. VAN KEPPEL CO., 340.24, PARTS 306, UNIVERSAL IMAGES, 437.49, MAPPING 307, HYSPECO INC., 89.22, FITTINGS 308, PREMIER TRUCK GROUP, 2005.24, PART 309, LAKELAND-CPP, 2200.45, FUEL 310, CINTAS FIRST AID & SAFETY, 324.93, SUPPLIES 311, KATNER MILLS (NAPA), 1045.14, MISC 312, PREMIER TRUCK GROUP, 435.54, PART 313, CUSTOM PRODUCTS CORP., 1664.19, SIGNS; Mtg Cert 5, QUILL CORPORATION, 82.15, OFFICE SUPPLIES; Rural Fire-ST 145, DELAWARE COUNTY E-911, 500.00, DISPATCH SERVICE 146, DELAWARE COUNTY E-911, 1000.00, DISPATCH SERVICE 147, BANK OF GRAND LAKE, 895.00, LEASE/PURCH 148, BOUNDTREE MEDICAL LLC, 518.24, FIRE DEPARTMENT MEDICAL SUPPLIES 149, KANSAS BUILDING SUPPLY INC., 184.94, SUPPLIES 150, REC/NE OKLA ELECTRIC COOP, 276.34, MONTHLY SERVICE 151, BANK OF GRAND LAKE, 2494.78, LEASE/PURCH 152, ALERT360, 31.84, MONTHLY SERVICE 153, O-REILLY AUTOMOTIVE INC., 1115.59, FIRE TRUCK PARTS 154, THE AMERICAN, 33.95, PUBLICATIONS 155, BOLT FIBER, 164.31, MONTHLY SERVICE 156, GRAND TRUE VALUE RENTAL, 275.00, RENTAL 157, THUNDER GRAFIX INC, 4560.00, LETTERING 158, OLD REPUBLIC SURETY COMPANY, 100.00, INSURANCE 159, CIRCLE N CONVENIENCE STORE, 64.09, BLANKET 160, DEL CO RURAL WATER DIST #11, 143.55, MONTHLY SERVICE 161, GRAND TELEPHONE CO., 106.27, TELEPHONE SERVICE 162, SST, 137.24, TELEPHONE SERVICE 163, CIRCLE N CONVENIENCE STORE, 11.80, BLANKET 164, REC/NE OKLA ELECTRIC COOP, 161.12, ELECTRIC SERVICE 165, GMSA, 51.50, MONTHLY SERVICE 166, WALKER HARDWARE & LUMBER, 77.11, BLANKET 167, DAM STOP, 175.52, BLANKET 168, PARTS CITY LTE, 171.01, BLANKET 169, TWIN OAKS MART, 136.92, BLANKET 170, PARTS CITY LANGLEY, 82.94, BLANKET 171, PIT STOP, 487.35, BLANKET 172, REC/NE OKLA ELECTRIC COOP, 358.00, ELECTRIC SERVICE 173, LOCKE SUPPLY CO., 17.71, BLANKET 174, REC/NE OKLA ELECTRIC COOP, 196.00, ELECTRIC SERVICE; SH Svc Fee 38, SCISSORTAIL EXPRESS LUBE, 138.54, REPAIR 39, LAW ENFORCEMENT PSYCHOLOGICAL SERVICES, 125.00, MMPPI 40, GROSS, MURRAY D., 147.50, PER DIEM 41, AMAZON CAPITAL SERVICES, 929.34, MISC 42, GRAVES MENU MAKER, 2311.01, VENDOR

SERVICES 43, BARTON, CANDACE, 556.00, MISC; SW Mgmt. 2, SOLID WASTE, 250866.44, SOLID WASTE SALES TAX. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #5 – Not needed because no monthly reports were submitted by officers.

AGENDA #6 - A motion was made by Commissioner Beck and seconded by Commissioner Poindexter for approval of citizen's participation or comments. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried. Regarding item #9 to sign affidavits for the August 30 payroll, Sheriff Beck said he has submitted payroll increases for employees who were promoted, but his drafts have been altered and for three pay periods these changes have not been made. He said he is trying to find out why this is happening. Sheriff Beck said he and members of his staff have been directed to different people to get the answers. Beck said Undersheriff Morgan was told yesterday to ask the Excise Board. Beck said people who received promotions need to be paid the increased amount. He said some employees received an increase that was taken away on the next check.

Beck said last week he wanted an item on the agenda about getting general counsel for himself. He said the item was stricken, as is the commissioners right, but he wanted to let the commissioners know he has retained outside counsel and the statute says the BOCC "shall" approve the contract.

AGENDA #7- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to hear report by Human Resources Director Vicki Cossairt. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

Cossairt said the county has 133 employees today. Since her last report, there has been one new hire. Cossairt said 10 county jobs are posted with five actually open.

Cossairt said the state grocery tax of 4.9 percent will be removed Aug. 29. She said the county's FMLA policy has been reviewed and found to be compliant with current law.

Cossairt said the Pump Act is a federal law that has been enacted for lactating mothers. Lactating mothers must be provided time, a private place with no intrusion which cannot be a bathroom, a sink with running water and a refrigerator to store milk. She said new facilities such as the fairgrounds and E-911 Center should provide for this law. She said there are ideas for converting a place in the courthouse should the need arise.

Cossairt asked the BOCC to consider an opportunity to provide AirEvac to employees as a benefit. She said the membership will provide for the employee and anyone living in their household to be transported by helicopter. She said 960 hours of sick time is all an employee can take for retirement. Many employees have more hours than that banked and will never get to use them. Cossairt proposes giving two weeks sick time each year instead of three and using the savings from that week to pay for the employee's membership. She said she will have more information later and possibly get an AirEvac rep to come to the meeting.

Commissioner Poindexter skipped to item #18.

AGENDA #18-A motion was made by Commissioner Beck and seconded Commissioner Poindexter to open and review all bids received for the purchase of a 2024 pickup truck for the Tia Juana Volunteer Fire Department with possible acceptance. Bid #24-25/01. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried. One bid was received from Fletcher Ford of Joplin for a Ford F-550 cab and chassis for \$64,285. Ted Terwort looked at the bid and said the department would like to accept. A motion was made by Poindexter and seconded by Beck to accept the only bid from Fletcher Ford. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

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

AGENDA #9- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to sign affidavits for the August 30 payroll. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #10- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve Highway Cash for September. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #11-A motion was made by Commissioner Poindexter and seconded by Commissioner Beck to approve blanket purchase orders for September. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #12- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve payment to GH2 Architects for preparing construction documents and specifications for the fairgrounds event center in the amount of \$45,031.82 from the CARES account. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #13- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to sign annual Memorandum of Understanding with Cherokee Nation to work with the county on road improvement projects. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #14- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to discuss with possible action additional pay date on November 21 to pay longevity bonus. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried. Cossairt said this is a payroll by itself. She thanked the BOCC for starting this incentive program several years ago. She said the cost to the county will be approximately \$70,000. A motion was made by Poindexter and seconded by Beck to approve the additional pay date on Nov. 21 for longevity bonuses. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #15- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to surplus an inserter with a bar code reader, inventory #C231.5 on behalf of the Treasurer's Office. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #16- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to discuss with possible action a quote from Matchell Lawn Care for landscaping at Delaware County E-911 Dispatch Center. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried. Poindexter said he asked Phillip Matchell, who landscapes at the courthouse, for a quote to clean up and redo the landscaping. The quote for cleanup and basic landscaping with weed carpet, creek gravel and stone edging is \$6,015. A motion was made by Poindexter and seconded by Beck to approve accepting the quote from Matchell Lawn Care for landscaping at the E-911 Center in the amount of \$6,015. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #17- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to surplus a 2004 Chevrolet pickup, Inventory #D301-0219, VIN#1GCHK23U84223106 and a 2008 Ford Crown Victoria, Inventory #D331.2, VIN#2FAFP71V38X141205 on behalf of District #2. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #19- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve an intrafund transfer from Eucha Fire Department lease/purchase, capital outlay, and travel to Eucha Fire Department M&O in the amount of \$15,905.4 per Fire Chief Toby Buzzard. Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #20- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to pay \$11,516.75 for change orders on the E-911 remodel. This pays for all change orders through August 22, agreed to be correct by David Myers. Gross said she and David Myers went through all the change orders and the final amount owed for change orders after the accounting was straightened out is \$11,516.75. She said there will be one more payment from Myers-Cherry, but the amount left in the account encumbered to pay their contract for construction still has \$110,000 left. Parker said she wanted to make clear that the county is not out of money as the newspaper claimed. Neither is the county out of money for this project. Poindexter read from a report that there is still \$532,877.60 unencumbered in the ARPA account. Payment for the change orders will come from the Use Tax account as was approved at the last meeting, because that money was not included in the original amount encumbered for the contract. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

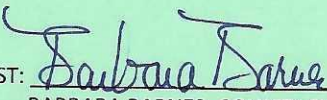
AGENDA #21- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to approve resolution to designate Sportsman's Cottage Road as a golf cart roadway. Poindexter read the resolution, which includes the statute for establishing golf cart roads. Parker said this is the same resolution used on several other roads. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #22- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to sign an easement designating a road in District #3 for Cherokee Nation to pave. Beck said this is a temporary easement. McKnight said one is a permanent easement. BOCC is giving easement to itself to record so it will be a road forever after with a designated size. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #23- A motion was made by Commissioner Poindexter and seconded by Commissioner Beck to table this item for the County Jail to house prisoners from Grove until next week to give the sheriff time to verify some prices with Capt. Morris at Grove. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #24- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to sign a renewal for the grant from Oklahoma Department of Mental Health and Substance Abuse Services in the amount of \$134,373 for fiscal year 2025. Rothrock said this grant is for five years, but must be approved each year. Sheriff Beck said only a few counties received this much money through this grant. Roll call: Commissioner Poindexter-yes; Commissioner Beck-yes. Motion carried.

AGENDA #25- A motion was made by Commissioner Beck and seconded by Commissioner Poindexter to adjourn at 9:53 a.m. Roll call: Commissioner Poindexter-yes; 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 AUGUST 27TH, 2024.

POINDEXTER Y CALLIHAN AB BECK Y

MOTION CARRIED.

WITNESS OUR HANDS THIS 3RD DAY OF SEPTEMBER, 2024.

BOARD OF COMMISSIONERS  
DELAWARE COUNTY, OKLAHOMA

David Poindexter  
DAVID POINDEXTER, CHAIRMAN

JAKE CALLIHAN, MEMBER

David Beck

DAVID BECK, MEMBER

ATTEST: B. Barnes

BARBARA BARNES- COUNTY CLERK

