

DELAWARE COUNTY COMMISSIONER'S MEETING

August 26, 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 August 26, 2019. The Agenda was posted August 23, 2019 at 8:37 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 Martin to approve the minutes of the Regular Scheduled Meeting dated August 19, 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:

2018-2019

County Health 292, OKLAHOMA STATE DEPT. OF HEALTH, 37077.31, PAYROLL; Emergency Management Cash 152, FUELMAN OF OKLAHOMA, 475.44, FUEL; Fire Department Sales Tax 1236, GMSA, 95.10, UTILITIES; General 3808, ACCO,35.00,REGISTRATION.

2019-2020

CBRI 6, SCURLOCK INDUSTRIES, 603.00, ROAD MATERIALS; 7, GUY ENGINEERING, 7742.44, ENGINEERING SERVICES; 8, LONGAN CONSTRUCTION, 9004.73, ROAD MATERIALS; Emergency Mgmt 14, REAL, ROBERT G., 437.97, TRAVEL; 15, REAL, ANGIE, 150.00, PER DIEM; 16, TRAFFIC SAFETY STORE, 671.04, SAFETY EQUIPMENT; General 682, WAL-MART-EXCEPTION PROCESSING, 36.08, OFFICE SUPPLIES; 683, MCI, 59.88, LONG DISTANCE SERVICE; 684, LAKELAND OFFICE SYSTEMS, 156.52, MAINTENANCE; 685, AMERICAN STAMP & MKT PRODUCTS, 43.05, SELF INKING STAMPS; 686, PITNEY BOWES, RESERVE ACCOUNT, 145.33, ; 687, GROVE ELECTRIC & LIGHTING, 22.64, MISC; 688, LAKELAND OFFICE SYSTEMS, 125.77, COPIES; 689, THE AMERICAN, 270.80, PUBLICATIONS; 690, T-N-T PLUMBING, 172.50, PLUMBING SERVICE/REPAIRS; 691, JOHNSON CONTROLS FIRE PROTECTION, 7393.00, MAINTENANCE; 692, THYSSENKRUPP ELEVATOR, 975.00, MAINTENANCE; 693, CRAIG COUNTY DETENTION CENTER, 1250.00, JUVENILE SERVICES; 694, QUILL CORPORATION, 109.42, OFFICE SUPPLIES; 695, OZARK BUSINESS SYSTEMS, 593.20, SERVICE; 696, AEP, PUBLIC SERVICE CO. OF OKLA., 243.34, ELECTRIC SERVICE; 697, LAKELAND OFFICE SYSTEMS, 145.54, LEASE PAYMENT; Health 31, AT&T MOBILITY, 83.14, WIRELESS SERVICE; 32, VERIZON BUSINESS, 171.04, WIRELESS SERVICE; 33, MCKESSON MEDICAL SURGICAL GOV'T SOLUTIONS LLC, 141.95, MEDICAL SUPPLIES; 34, GROVE SUN, 83.93, PUBLICATIONS; 35, MCKESSON MEDICAL SURGICAL GOV'T SOLUTIONS LLC, 500.35, MEDICAL SUPPLIES; 36, STATE PEST CONTROL, 40.00, EXTERMINATION; 37, QUILL CORPORATION, 147.82, OFFICE SUPPLIES; 38, WAHL ST MARKETING & CONSULTING, 2500.00, MISC; Highway 389, THE AMERICAN, 75.58, PUBLICATIONS; 390, SOUTHERN TIRE MART LLC, 619.00, TIRE REPAIRS; 391, SOUTHERN TIRE MART LLC, 3300.00, TIRES; 392, EUCHA TIRE SHOP, 150.00, TIRE; 393, HOMETOWN BOTTLED WATER SERVICE, 87.25, SUPPLIES; 394, LAKELAND-CPP, 3141.50, FUEL; 395, KANSAS BUILDING SUPPLY INC., 111.88, MISC; 396, PARTS CITY LTE, 1109.58, MISC; 397, LAKELAND-CPP, 2798.42, FUEL; 398, LAKELAND-CPP, 2579.60, FUEL; 399, ROSE & MCCRARY PC, 500.00, PROF SERVICES; 400, P & K EQUIPMENT, 718.75, PARTS; Judgement-ST 5, DELAWARE COUNTY JUSTICE AUTHORITY, 139577.88, ; Mtg Cert 13, WAL-MART-EXCEPTION PROCESSING, 20.44, PAPER PRODUCTS; Resale 68, TM CONSULTING INC., 5890.00, EQUIPMENT; RM&P 39, KELLPRO INC., 1791.00, COMPUTER; Rural Fire-ST 135, WOODSHED OF MONKEY ISLAND LLC, 171.59, BLANKET; 136, MUSKOGEE COMMUNICATIONS INC., 475.00, LABOR; 137, CITY OF GROVE, 4800.00, DISPATCH SERVICE; 138, O-REILLY AUTOMOTIVE INC., 274.07, REPAIR & BATTERIES; 139, COUNTY CLERK, 1347.57, REIMBURSEMENT; 140, REC/NE OKLA ELECTRIC COOP, 172.00, ELECTRIC SERVICE; 141, ALERT360, 22.00, SECURITY SYSTEM/REPAIR; 142, THE AMERICAN, 38.90, PUBLICATIONS; 143, LAKELAND-CPP, 96.77, BLANKET; 144, REC/NE OKLA ELECTRIC COOP, 423.00, ELECTRIC SERVICE; 145, SUDDEN LINK, 93.90, TELEPHONE SERVICE; 146, CITY OF GROVE, 4800.00, DISPATCH SERVICE; 147, AEP, PUBLIC SERVICE CO. OF OKLA., 277.16, ELECTRIC SERVICE; 148, RICK GOINS AUTO REPAIR LLC, 1644.59, REPAIRS; 149, CIRCLE N, 42.00, FUEL; 150, O-REILLY AUTOMOTIVE INC., 75.70, BLANKET; 151, OLD REPUBLIC SURETY COMPANY, 100.00, INSURANCE; 152, KENWOOD WATER DISTRICT, 18.00, UTILITIES; 153, SST, 226.68, TELEPHONE SERVICE; 154, OLD REPUBLIC SURETY COMPANY, 100.00, INSURANCE; 155, COUNTY CLERK, 1347.57, REIMBURSEMENT; 156, THE BURROWS AGENCY, 13113.00, INSURANCE; 157, OAKS #1 STOP, 495.77, BLANKET; 158, SST, 136.05, TELEPHONE SERVICE; 159, TANNER JACK S AUTOMOTIVE, 392.00, VEHICLE MAINTENANCE; 160, FROMAN OIL & PROPANE COS. INC, 1499.16, PROPANE; 161, JESSIE JAMES TIRE INC., 1433.70, TIRES; SH Commissary 19, GRAVES MENU MAKER, 1517.03, COMMISSARY SERVICES; 20, THE PAPERCLIP OFFICE SUPPLIES, 519.87, PAPER PRODUCTS; SH Svc Fee 150, LAKELAND FINANCIAL SRVS, 265.75, LEASE; 151, WAL-MART COMMUNITY/GECRB, 258.13, MISC; 152, MONITOR TECHNOLOGY LLC., 65.00, MISC; 153, OMES/DCAM, 9875.00, VEHICLE; 154, OMES/DCAM, 12850.00, VEHICLE; 155, GREEN COUNTRY FORD INC, 283.45, AUTO REPAIRS; 156, J & J AUTO SUPPLY, 139.70, VEHICLE REPAIRS; 157, SOLID WASTE, 14.00, DISPOSAL;

SH Tng 6, MOORE, HARLAN M., 165.00, PER DIEM; 7, SHAW, TRACY A., 135.00, PER DIEM; 8, AXON ENTERPRISE INC., 390.00, LAW ENFORCEMENT EQUIPMENT.

Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #3- No action was taken as no monthly reports were submitted by officers.

AGENDA #4- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve presentation of Solid Waste Authority report by David Morris. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

"There's nothing new," Morris said. "Everything is up and running. We have two trials set for lawsuits. We will be trading for a new truck on the buyback program."

Morris said ACCO filed for breach of contract on one of the lawsuits. "Our attorney asked for summary judgement. This could be significant for us. It's \$125,000 and that's enough to break us. They're filing on an implied contract. Somewhere negligence and contract overlap, I'm just not sure where that is."

Morris said Solid Waste has agreed to pay half the salary for a trash cop at the rate of \$20,000. "I guess you guys know about the pickup with the sheriff's office."

Friendship Home is sending clients with a job coach to Solid Waste to clean and help with recycling.

"Tonnage is up because construction is up," Morris said. "It fluctuated through the floods. Vacation season is over, so bagged trash is less. It'll be a mess Labor Day but we'll get through it. There are only two days in the year we don't make trash runs, Christmas and Thanksgiving."

Morris said there have been a lot of wood chips ground as a result of storm debris. The chips are given to the City of Grove to make compost or they are taken to the landfill.

Poindexter asked about the possibility of selling the chips. Morris said many places won't buy the chips unless he can guarantee there is nothing else in them.

"Old Castle will buy them, but they won't leave a trailer and we can't load over the side of a trailer now."

Poindexter said he might upgrade his loader in District 1 which could work for Morris. Morris said he needs an articulating loader because the new trash trucks can pack tighter and the backhoe can't push the trash into the truck tightly enough.

Morris said the Solid Waste audit was turned over to Ober and Littlefield and he hasn't heard anything from the office.

AGENDA #5- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve Gathering of Vets organization setting up Veterans' Museum tent on the courtyard on Veteran's Day, Nov. 11. 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 approve advertising for sealed bids on title searches on property going through the 2020 tax resale per request of the County Treasurer. Persons interested in submitting a bid are to contact Michaele Baker, P.A. located in the Delaware County Clerk's Office; Jay, Ok. Bids will be opened and reviewed in meeting dated September 16, 2019 at 9:00 A.M. Bids Will be received no later than 4:00 P.M. in the County Clerk's Office; Jay, Ok on September 13, 2019. CO BID #19-20/04. 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 disposal of miscellaneous equipment for the Election Board. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #8- A motion was made by Commissioner Kirk and seconded by Commissioner Poindexter to open and review all bids submitted for the purchase of a new grass/brush truck for the Cleora Volunteer Fire Department with acceptance at a later date. CO BID #18-19/03. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

Three bids were received: Fouts Brothers Fire Equipment for \$136,500.00; Conrad Fire Equipment for \$186,715.07 and Deep South Fire Trucks for \$152,897.00.

AGENDA #9- A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve signing plans for Piney Bridge project in District #2. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #10- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve setting a table on the courthouse lawn Aug. 31 to distribute poker run cards for a biker rally in conjunction with Teen Challenge. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. A representative of the event outlined the things which will be set up on two Teen Challenge campuses.

AGENDA #11- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve fidelity bond and current list of members for the Eucha Fire Department. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. William Kent – Chairman; Wayne Garretson – Vice Chair; Perry Lane, Cullus Buck and Marcus Matthews – members; John Campbell – Fire Chief; Phil King – Assistant Chief; Tony Usrey and Clint James – requisitioning; Phil King and Brayden Gullett – receiving; Marcus Matthews – inventory.

AGENDA #12- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve an operational transfer in the amount of \$400,000 from resale accounts per request of the County Treasurer in accordance with Title 68, SS 3021.4. 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 approve Sheriff's Commissary Fund cash basis financial statement for period ending July 31, 2019. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #14- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve interfund transfer in the amount of \$3,000.00 from 1103-6-4300-2005 (CBRI) to 1102-6-4300-2005 (M&O) per request of District #3. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #15- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve intrafund transfer in the amount of \$10,000 from 1321-2-8217-4110 (Tia Juana FD Capital Outlay) to 1321-2-8217-2005 (Tia Juana FD M&O) per request of Jim Smart. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

AGENDA #16- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve notice of intent to update the Hazard Mitigation Plan for Delaware County. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

"We are applying for a grant that allows for federal funding in a disaster," Emergency Manager Robert Real said. Real said he estimates it will take a year to update the plan. It took almost two years the last time, but the plan was streamlined from 463 to 260 pages. "A hazard mitigation company wrote it the last time," Real said. He said schools and municipalities are also included in the plan, allowing them to apply for grants for such items as storm sirens. "We must have a hazard mitigation plan to apply for those grants," Real said.

AGENDA #17- 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 Martin to open the floor for citizen's participation or public comments. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

Lew Story asked if Flint Ridge POs are no longer being processed. Assistant District Attorney Nick Lelecas told Story he would talk to him after the meeting.

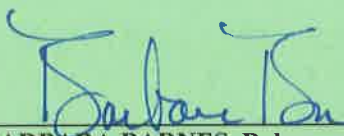
Suzanne Knott asked the procedure for changing a private road to public so it would be maintained by the county. Since her road is in District 2, Martin answered the question. "We barely have the money to maintain the roads we already have," Martin said. "We are reactive, not proactive."

"So the answer is basically "no"?" Knott asked. Martin said yes.

Mike Major asked if there is any news on the county's audit. "Waiting," Barnes said.

AGENDA #19-A motion was made by Commissioner Kirk and seconded by Commissioner Martin to adjourn the meeting at 9:36 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

