

## DELAWARE COUNTY COMMISSIONER'S MEETING

January 28, 2020

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 January 28, 2020. The Agenda was posted January 27, 2020 at 9 a.m. and placed in the kiosk located on the courthouse lawn.

Members of the Board present were Commissioner Russell Martin -Member, Commissioner Martin Kirk-Member and County Clerk Barbara Barnes-Secretary. Commissioner David Poindexter - Chairman. 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 meeting dated January 21, 2020. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

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

2019-2020 - CBRI 49, PRYOR STONE INC., 571.76, ROAD MATERIALS; Donations 28, FAIRLAND VETERINARY HOSPITAL, 271.00, MISC; General 2265, THOMSON REUTERS - WEST, 272.14, LAW LIBRARY2266, LAKELAND OFFICE SYSTEMS, 156.52, MAINTENANCE2267, MCI, 58.22, LONG DISTANCE SERVICE2268, THE PAPERCLIP OFFICE SUPPLIES, 429.90, COPY PAPER2269, PRICE, JAY J., 233.90, TRAVEL2270, QUILL CORPORATION, 299.14, OFFICE SUPPLIES2271, AMAZON.COM / SYNCB, 484.60, OFFICE EQUIPMENT2272, JJ S APPLIANCE REPAIR, 650.00, APPLIANCES/REPAIRS2273, THE AMERICAN, 262.10, PUBLICATIONS2274, JJ S APPLIANCE REPAIR, 200.00, LABOR2275, QUILL CORPORATION, 135.43, OFFICE SUPPLIES2276, THE PAPERCLIP OFFICE SUPPLIES, 32.99, COPY PAPER2277, OKLAHOMA DEPT OF PUBLIC SAFETY, 350.00, SUBSCRIPTION2278, OKLAHOMA DEPT OF PUBLIC SAFETY, 350.00, SUBSCRIPTION2279, OKLAHOMA DEPT OF PUBLIC SAFETY, 350.00, SUBSCRIPTION2280, OSU COOP. EXTENSION SERVICE, 862.64, PART TIME WORK2281, LAKELAND OFFICE SYSTEMS, 145.54, LEASE PAYMENT; Health 186, OKLAHOMA STATE DEPT. OF HEALTH, 36738.57, PERSONNEL SERVICES187, OKLAHOMA STATE DEPT. OF HEALTH, 36394.76, PERSONNEL SERVICES; Highway 1367, KNOX LABORATORY, 475.00, DOT PHYSICAL1368, KEMP STONE CO INC., 877.69, ROAD MATERIALS1369, KATNER MILLS (NAPA), 92.28, MISC1370, KEMP STONE CO INC., 1230.07, MATERIALS1371, QUICK LANE, 233.49, MISC1372, CATERPILLAR FINANCIAL SERVICES CORP., 1603.35, LEASE/PUR1373, GRAND SAVINGS BANK, 631.59, LEASE/PUR1374, ARMSTRONG BANK, 564.51, LEASE/PUR1375, RCB BANK, 4779.19, LEASE/PUR1376, WELCH STATE BANK, 2305.03, LEASE PAYMENT1377, OCT EQUIPMENT INC., 1081.00, MISC1378, KANSAS BUILDING SUPPLY INC., 52.29, MISC1379, HOMETOWN BOTTLED WATER SERVICE, 20.00, WATER/RENT1380, KNOX LABORATORY, 475.00, DOT PHYSICAL1381, STRIBLING EQUIPMENT LLC, 220.36, PARTS1382, HOMETOWN BOTTLED WATER SERVICE, 90.00, WATER1383, KANSAS BUILDING SUPPLY INC., 346.20, MISC1384, LINDLY S INC., 4.68, MISC1385, PARTS CITY LTE, 219.55, MISC1386, REC/NE OKLA ELECTRIC COOP, 42.31, ELECTRIC SERVICE1387, TOMO, 159.00, RANDOM DRUG TESTING1388, KANSAS BUILDING SUPPLY INC., 1123.88, MISC1389, BOLT FIBER, 128.08, INTERNET1390, ODOT, 4521.88, LEASE/PUR; Rural Fire-ST 695, WOODSHED OF MONKEY ISLAND LLC, 206.74, BLANKET696, KATNER MILLS (NAPA), 127.94, BLANKET697, BOLT FIBER OPTICS SERVICES, 49.99, INTERNET SERVICE698, MONKEY ISLAND FIRE PROTECTION DISTRICT, 3700.00, ADMINISTRATIVE SERVICES699, SISCO TRUE-VALUE HARDWARE, 17.92, BLANKET700, REC/NE OKLA ELECTRIC COOP, 125.00, ELECTRIC SERVICE701, AMERIFLEX HOSE & ACCESSORIES, 33.00, HOSE702, THE BURROWS AGENCY, 1513.00, INSURANCE703, O-REILLY AUTOMOTIVE INC., 213.74, BLANKET704, SISCO TRUE-VALUE HARDWARE, 17.66, BLANKET705, REC/NE OKLA ELECTRIC COOP, 114.00, ELECTRIC SERVICE706, BERNICE SANITATION LLC, 50.00, SANITATION707, BOLT FIBER OPTICS SERVICES, 163.21, WIRELESS SERVICE708, BERNICE SANITATION LLC, 50.00, SANITATION709, LAKELAND-CPP, 101.38, FUEL710, REC/NE OKLA ELECTRIC COOP, 189.07, ELECTRIC SERVICE711, EMERGENCY APPARATUS MAINTENANCE, 4527.45, REPAIRS712, NEO CONCRETE & MATERIALS INC., 2088.00, CONCRETE713, HAROLD S AUTO PARTS (NAPA), 66.28, BLANKET714, NEW-MAC ELECTRIC COOPERATIVE, 27.50, ELECTRIC SERVICE715, REC/NE OKLA ELECTRIC COOP, 230.00, ELECTRIC SERVICE; SH Commissary 68, PRECISION VAPOR, 1208.40, VAPOR STICKS69, PRODIGY SOLUTIONS, 658.57, VENDOR SERVICES; SH Svc Fee 623, VERIZON WIRELESS, 629.24, CELL PHONE624, WAL-MART-EXCEPTION PROCESSING, 246.29, MISC625, DELAWARE COUNTY HEALTH DEPT., 15.00, TB TEST626, DELAWARE COUNTY HEALTH DEPT., 15.00, TB TEST627, ALLIED OIL & TIRE, 408.92, MOTOR OIL628, ALLENS TIRE & AUTO, 395.29, 629, OTC, 30.00, TAG & TITLE630, RAINBOW GRAPHICS, 975.00, DECALS/GRAPHICS631, J & J AUTO SUPPLY, 1460.41, VEHICLE REPAIRS632, LOWE S, 196.44, VEHICLE REPAIRS633, THE PAPERCLIP OFFICE SUPPLIES, 96.00, TOILETRIES634, BOB BARKER CO., 317.73, HYGIENE PRODUCTS635, GRAVES MENU MAKER, 1749.91, VENDOR SERVICES636, FLOWER S BAKING CO., 112.70, FOOD637, ALL STAR TOWING, 180.00, TOWING

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

**AGENDA item #3** was not needed as no reports were submitted by officers.

**AGENDA #4** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve intrafund transfer from 1321-2-8219-4110 (Zena Fire Dept. Cap. Outlay) 1321-8219-2040 (Zena Fire

Dept. Rentals/Leases) in the amount of \$12,000 per request of Zena Fire Chief John Blessing to make a one-time principal payment on tanker truck through Welch State Bank. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #5** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to receive and forward to the District Attorney case #CV-2020-5 styled as Melinda Jean Fink and Cynthia Lynn Baldwin for the vacation of a portion of platted roadway in Clifford Shores, a subdivision located in Delaware County, Okla. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #6** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve the following blanket purchase orders for Zena Fire Department: Lindly's \$250, Lowe's \$500, J&J Auto Supply \$800 per request of Zena Fire Chief John Blessing. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #7** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve a road bore at 2141 CR 358 on behalf of Grand Telephone. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

No action was taken on Agenda item #8 as it concerned a contract between the Town and Bernice and Monkey Island Fire Protection District and no representative of any entity was present. Monkey Island Fire Chief Carl Tesreau made the contract. Poindexter said he didn't call Tesreau to ask him to attend the meeting. District Attorney Kenny Wright said Tesreau and a representative from the Town of Bernice should be present at a meeting to discuss the terms of the contract.

**AGENDA #9** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to discuss the status of the Election Board being moved to the courthouse with possible action. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Two glass quotes have been obtained to make an entrance on the third floor for the Election Board. Poindexter noted Oklahoma Glass and Mirror has the lower quote. Martin someone from Frosty Glass will return to make the same quote. There was much discussion over the type of glass. The item was put off until next week.

**AGENDA #10** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to discuss the status of courthouse roof repair with possible action. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. "We've had two rains and no more leaks since it was calked," Martin said. "The third floor leak is not a roof issue. Water is coming through the vents." One quote has already been received for mold mitigation and duct cleaning with another scheduled according to Commissioner Secretary Kathy Parker.

**AGENDA #11** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to discuss the status of fire escapes for the courthouse and the courthouse annex with possible action. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Parker called attention to the research she did on OSHA approved ladder fire escapes. The annex is a historical building and is not supposed to have a fire escape attached to the outside. Martin said there are roll down chain ladders which can be put out of the window. Wright said there should be an exception for attaching fire escapes to a historical building. Parker said there is no way out of the County Clerk's office except the front door. Martin said Frosty Glass is returning to give a quote on making a window the escape route. Martin made a motion seconded by Kirk to purchase emergency exit ladders. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #12** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to discuss the status of BOLT fiber optic internet with dedicated bandwidth for the courthouse with possible action. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Barnes said she called OMES to discuss whether BOLT was a single source provider. No bidding is required if there is no other provider available. Since that is the case, Wright said he is convinced BOLT is the single source do no bidding will be required. Wright said to find out the actual cost from BOLT and if

they will guarantee bandwidth. Barnes said an additional problem discovered with the current internet is the postage meter cannot sync its data, resulting in the machine having to be turned off for hours at a time.

**AGENDA #13** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to meet with Oklahoma Disaster and Restoration representative to inspect the courthouse areas with water damage. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Court was in session, so Martin will call the representative to return at a later date to give an additional quote on mold mitigation and duct cleaning.

**AGENDA #14** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to receive and file detention/correction facility inspection report dated January 21, 2020, issued by the Oklahoma State Fire Marshal. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #15** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to go into executive session pursuant to Title 25 Oklahoma Statute 307 B-1 to discuss employment, promotion, demotion, disciplining or resignation of any individual or salaried public officer or employee. RE: Emergency Management Director. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. The executive session began at 9:43 a.m.

**AGENDA #16** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to return to regular session and vote to take any necessary action related to executive session identified in agenda item #15 at 10:23 a.m. “At this time we are not going to fill this position,” Poindexter said. A motion was made by Martin and seconded by Kirk to advertise again for the position of Emergency Management Director. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #17**- A motion was made by Commissioner Martin and seconded by Commissioner Kirk to open floor for new business. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

Kirk said there is a problem with falling rocks on Cloud’s Creek Road. He said engineer Tim McCrary looked at the problem and will try to find a solution to fix the problem. If he can’t, Kirk said the road may have to be closed. Parker made a report about the FEMA disaster reimbursement. She said a meeting with the third program manager she has been assigned was set for Thursday. Payment for debris removal is under review and a check should be issued within two weeks. Parker and the new manager will continue work on getting reimbursement on the road work. She said FEMA requires the county to provide a maintenance plan for roads which may be for the whole county or each district.

**AGENDA #18**- 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. There were none.

**AGENDA #19**- A motion was made by Commissioner Kirk and seconded by Commissioner Martin to adjourn meeting at 10:31 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

