

## DELAWARE COUNTY COMMISSIONER'S MEETING

February 25, 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 9:01 a.m. on February 25, 2020. The Agenda was posted February 24, 2020 at 8:44 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 Martin and seconded by Commissioner Kirk to approve the minutes of the Special Meeting dated Feb 20, 2020. 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:

2019-2020 Crt Clk Revolving 118, MAIL FINANCE, 89.00, POSTAGE119, CANON FINANCIAL SERVICES INC., 199.00, LEASE120, CANON FINANCIAL SERVICES INC., 283.50, LEASE121, HOMETOWN BOTTLED WATER SERVICE, 12.50, WATER122, HOMETOWN BOTTLED WATER SERVICE, 18.75, WATER; Emergency Mgmt 80, LAKELAND OFFICE SYSTEMS, 60.62, COPIES81, AEP, PUBLIC SERVICE CO. OF OKLA., 131.03, ELECTRIC SERVICE82, VERIZON WIRELESS, 88.50, WIRELESS SERVICE83, GALLS LLC, 38.65, CLOTHING84, BOLT FIBER, 167.12, INTERNET; General 2574, THOMSON REUTERS - WEST, 272.14, LAW LIBRARY2575, XEROX CORPORATION, 12.15, SERVICE2576, AMERICAN STAMP & MKT PRODUCTS, 46.80, SELF INKING STAMPS2577, MCI, 62.06, LONG DISTANCE SERVICE2578, LAKELAND OFFICE SYSTEMS, 156.52, MAINTENANCE2579, AMAZON.COM / SYNCB, 119.99, VACUUM2580, QUILL CORPORATION, 314.96, TONER2581, ELLIS-COOK, LARENA, 352.40, TRAINING2582, CODA, 100.00, 2583, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK2584, HILTON GARDEN INN, 288.00, TRAVEL AND MEALS2585, PRICE, JAY J., 245.15, TRAVEL2586, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, SCREENINGS2587, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, SCREENINGS2588, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, SCREENINGS2589, THE AMERICAN, 296.35, PUBLICATIONS2590, AMAZON.COM / SYNCB, 167.86, BATTERY2591, THE AMERICAN, 270.10, PUBLICATIONS2592, QUILL CORPORATION, 68.96, OFFICE SUPPLIES2593, DIAMOND DRUGS INC., 3300.00, INMATE MEDICATION2594, OSU COOP. EXTENSION SERVICE, 862.64, PART TIME WORK2595, AMERICAN FIDELITY HRA, 388.40, HRA2596, DIAMOND DRUGS INC., 611.91, MISC2597, LAKELAND OFFICE SYSTEMS, 145.54, LEASE PAYMENT; Health 208, AT&T MOBILITY, 85.93, WIRELESS SERVICE209, XEROX CORPORATION, 384.97, LEASE210, MAYES COUNTY HEALTH DEPT., 30.00, CPR TRAINING211, RITE-TEMP REFRIGERATION, 150.00, REFRIGERATION REPAIRS; Highway 1532, WE LUV TREES, 2300.00, TREE REMOVAL1533, LONGAN CONSTRUCTION, 1988.04, MATERIALS1534, GMSA, 151.31, UTILITIES1535, CATERPILLAR FINANCIAL SERVICES CORP., 1603.35, LEASE/PUR1536, BINGHAM SAND & GRAVEL, 2671.58, ROAD MATERIALS1537, KEMP STONE CO INC., 553.94, ROAD MATERIALS1538, LAKELAND-CPP, 2090.60, FUEL1539, GRAND TRUCK EQUIPMENT CO. LLC, 1711.21, SNOW PLOW BLADES1540, LONGAN CONSTRUCTION, 1779.54, ROAD MATERIALS1541, QUILL CORPORATION, 785.38, OFFICE SUPPLIES1542, HYSPECO INC., 202.00, REPAIR1543, JOPLIN FREIGHTLINER SALES INC., 181.97, MISC1544, J & J AUTO SUPPLY, 1583.29, MISC1545, INTEGRIS HEALTH MEDICAL GROUP, 42.00, PHYSICAL1546, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK1547, QUILL CORPORATION, 508.94, OFFICE SUPPLIES1548, EVANS HYDRAULIC REPAIR, 85.00, CYLINDER1549, LONGAN CONSTRUCTION, 1209.97, ROAD MATERIALS1550, ODOT, 1699.57, LEASE/PUR1551, UNIFIRST, 533.15, UNIFORMS1552, HOMETOWN BOTTLED WATER SERVICE, 26.75, WATER/RENT1553, J & J AUTO SUPPLY, 379.41, MISC1554, UNIFIRST, 675.73, UNIFORMS1555, HOMETOWN BOTTLED WATER SERVICE, 20.00, WATER/RENT1556, HOMETOWN BOTTLED WATER SERVICE, 84.00, WATER1557, ODOT, 4521.88, LEASE/PUR; ML Fee 14, HARVEST FIELDS VENDING, 33.90, COFFEE; Mtg Cert 39, HARVEST FIELDS VENDING, 12.49, WATER/RENT40, HARVEST FIELDS VENDING, 67.80, COFFEE41, HAMBY, MEAGAN H., 74.18, MILEAGE; Resale 219, MAIL FINANCE, 165.89, LEASE; RM&P 91, OSU-CTP, 130.00, REGISTRATION92, OSBI, OKLA STATE BUREAU OF INVESTIGATION, 19.00, CRIMINAL HISTORY CHECK; Rural Fire-ST 803, KATNER MILLS (NAPA), 373.18, BLANKET804, REC/NE OKLA ELECTRIC COOP, 158.00, ELECTRIC SERVICE805, MIAMI FIRE PROTECTION, 220.20, FIRE EXTINGUISHER&SERVICE806, GMSA, 95.10, UTILITIES807, LAKELAND-CPP, 268.53, BLANKET808, BERNICE SANITATION LLC, 50.00, SANITATION809, SBA STEEL LLC, 151.94, RENT810, WELCH STATE BANK, 1422.90, LEASE/PURCH811, WELCH STATE BANK, 1412.08, LEASE/PURCH812, GRAND LAKETELECOMMUNICATIONS, 65.00, INTERNET813, GRAND TELEPHONE CO., 82.32, TELEPHONE SERVICE814, WELCH STATE BANK, 1747.10, LEASE/PURCH815, EMERGENCY APPARATUS MAINTENANCE, 1124.32, PUMP TESTING816, EMERGENCY APPARATUS MAINTENANCE, 4420.40, PUMP TESTING817, TARGET SOLUTIONS LEARNING LLC, 1811.30, TRAINING818, AUTO ZONE, 64.37, BLANKET819, CIRCLE N, 193.73, BLANKET820, REC/NE OKLA ELECTRIC COOP, 247.36, ELECTRIC SERVICE821, VERIZON WIRELESS, 136.99, WIRELESS SERVICE822, SST, 203.65, TELEPHONE SERVICE823, RURAL WATER/GAS DIST. #10, 636.16, UTILITIES824, CIRCLE N, 287.98, BLANKET825, REC/NE OKLA ELECTRIC COOP, 356.00, ELECTRIC SERVICE826, TRIPLE B GARAGE DOOR LLC, 240.00, FIRE DEPT EQUIP827, REC/NE OKLA ELECTRIC COOP, 385.00, ELECTRIC SERVICE828, KUBOTA CENTER, 1755.00, FIRE DEPT EQUIP829, LINDLY S INC., 2944.68, PROPANE; SH Commissary 74, PRECISION VAPOR, 1510.50, VAPOR STICKS75, PRODIGY SOLUTIONS, 736.08, VENDOR SERVICES76, FORD MOTOR CREDIT COMPANY, 538.88, LEASE; SH Svc Fee 691, LAKELAND FINANCIAL SRVS, 265.75, LEASE692, DELAWARE COUNTY HEALTH DEPT., 15.00, TB TEST693, US FLEET TRACKING LLC, 119.80, GPS694, DELAWARE COUNTY HEALTH DEPT., 15.00, TB TEST695, BOB HOWARD DODGE CHRYSLER JEEP RAM, 27622.00, VEHICLE696, EASON, MICHAEL D.,

43.54, REIMBURSEMENT697, FLOWER S BAKING CO., 112.70, BREAD; SH Tng 16, MOORE, HARLAN M., 161.25, PER DIEM17, MOORE, HARLAN M., 221.25, PER DIEM

Roll Call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes.

**AGENDA #3** A motion was not needed to approve the monthly reports submitted by Officers as none were submitted.

**AGENDA #4** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to discuss with possible approval of the Fire Service and Consulting Agreement between the Town of Bernice and The Monkey Island Fire District. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #5** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve to receive and file notice of public meeting dated March 5, 2020 at 5:30 p.m. at the GRDA Ecosystems and Educational Center in Langley, OK. Concerning bridge rehabilitation of the Pensacola Dam and East and West spillway bridges on SH28 over Grand Lake. 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 to receive and file Sheriff's Office Financial Statement for the Commissary and Boarding of Prisoners Accounts for period ending January 31, 2020. 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 the amended schedule of federal awards for the fiscal year ending June 30, 2019. 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 Martin to approve interfund transfer in the amount of \$29,000 from primary Use Tax Account to the Sheriff's medical account per request of the Sheriff's Office. Roll Call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #9** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve to accept Utility Bond for road bore on Mooring Road for Ronald Haver at 2141 County Road 358, Eucha, OK per request of Grand Telephone Company. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #10** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve date to move the Election Board to the Courthouse. (Tabled from Feb. 18, 2020 Meeting). A motion was made by Commissioner Kirk and seconded by Commissioner Martin to table this agenda item until the next weekly meeting. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried

**AGENDA #11** – A motion was made by Commissioner Kirk and seconded by Commissioner Martin to approve to hear Candi Happy's concerns about East 571 Road, Colcord, OK located in District #3. Candi Happy said that she is very distressed about the condition of her road and that it is causing damage to her tires and vehicles. She wants to know why the grader operator only grades a road that hardly anyone travels and does not grade the roads where people are traveling such as school buses and the mail carrier. There are five miles of roads that never get touched. She wants to know what is going to be done and said that she had talked to Commissioner Kirk twice about the problem. Candi also said that the problem is so bad that a grader will not fix it. Commissioner Kirk said the problem is because there has been so much rain in the last year and it will take a while. Reese Hamilton spoke next about her road in Dist #3 and how the road is so rough that she bashed her head inside her vehicle and could have been seriously injured. Janie Leroy spoke about how her road (570 Rd) is so bad and there are three corners underwater and a seep hole has started running into her well. She had spoken with Conley Chesney about this problem three years ago and he said that he would return to get this fixed, however he has not been back to her place since. Leroy called back to

the barn and someone told her to get a shovel and fix it herself. She did not know who she had spoken with. Leroy said that she would like to sell her place, but cannot because of the condition of the well. Leroy asked if there was any hope of getting this fixed and Kirk said there is always hope. Kevin Hamilton said that he had come to the meeting to ask for a letter of resignation from District #3 Commissioner and if he could not get it, he planned on starting a petition to remove District #3 Commissioner. Hamilton said District #3 residents would be just as well off without a commissioner. Kirk said he had money and was going to start doing some paving. Hamilton said he calls the District #3 barn and no one answers the phone. Again, Hamilton asked for a resignation. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

**AGENDA #12** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve to go into Executive Session pursuant to title 25 Oklahoma Statute 307- B-1 to discuss employment, promotion, demotion, discipling 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.

**AGENDA #13** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to approve to return to regular session and vote to take any necessary action related to executive session identified above in agenda. No action was taken. 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 approval to open the floor for new business. There was none. 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 to open the floor for Citizen's participation or public comments. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried. Danny Duncan said that Flint Road is the worst he has ever seen. We are driving in the ditch and this should not be this way because it is a major collector road. Duncan said a major collector road should be fixed. Duncan said that New Life Ranch has the worst paving job that he has ever seen in all of his life. It's so bad, I've had to quit driving on it, Duncan said. Duncan said he has to go to Arkansas 43 Highway to get to his property. Also, Duncan said that there is a road North of Colcord that he had talked with Commissioner #3 about previously Duncan said there needs to be a sign that 18-wheel trucks cannot go through there. Kirk said that the sign had just come in and he would get it put up. Duncan said that the 18-wheel trucks are destroying the road. Duncan asked what the plan was for New Life Ranch Road. Commissioner Poindexter said that funds have been cut across the state, but should be more money available this summer to help District #3. Duncan said these roads are so bad that the front end could be torn out of a traveling vehicle. Next Shay Duncan spoke about her road in District #3 that was so rough that her daughter refused to ride the school bus. She would like something done to correct the condition of the road. Duncan said that when the county does get out there that they are cutting into their fence line and their fence will end up laying in the middle of the road. Also, she said that she is embarrassed when there are burials at Row Cemetery because the roads are so bad on the way to the cemetery.

**AGENDA #16** – A motion was made by Commissioner Martin and seconded by Commissioner Kirk to adjourn the meeting at 11:22 a.m. Roll call: Commissioner Poindexter-yes, Commissioner Martin-yes, Commissioner Kirk-yes. Motion carried.

David Poindexter  
David Poindexter, Chairman

Russell Martin  
Russell Martin, Member

Martin Kirk  
Martin Kirk, Member

Attest: Barbara Barnes  
Barbara Barnes, County Clerk

