

Monday, April 1, 2019
Newkirk, Oklahoma

The Board of County Commissioners (BOCC) of Kay County, Oklahoma, met in regular session at 9:00 o'clock a.m. on Monday, April 1, 2019, in the Commissioners Court of the Kay County Courthouse in Newkirk, Oklahoma. Notice of the meeting was posted for public information on March 29, 2019, at 8:50 a.m. at the Courthouse front door, Commissioners Court, and basement handicapped entrance of the Kay County Courthouse in Newkirk, Oklahoma.

Chairman Jack Godberson called the meeting to order. Those present were as follows: John A. Wilson, Member; Jason Shanks, Member; Billie Chrz, Assistant District Attorney (ADA); Kay County Assessor Susan Keen and Janell Leaming, First Deputy Assessor; Kay County Sheriff Steve Kelley; Kay County Treasurer Christy Kennedy and Rhonda Stephens, First Deputy Treasurer; Cheryl Howard, Kay County Election Board Secretary; Dennis Bonewell, Emergency Management Director; Frank Cain and John Leven, Newkirk; Brady Barnes, Newkirk School Superintendent; Carol Morgan, Newkirk; Sharon Rowen, Cowley News; Claude Williams, Taxpayers for Transparency; Tammy Reese, Secretary/Kay County Clerk. (See sign in sheet).

Chairman Jack Godberson led the Flag Salute.

Motion was made by Shanks and seconded by Godberson approving regular meeting minutes of March 25, 2019. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Ordinance resolution pertaining to wind farms: Newkirk citizen Frank Cain asked if BOCC could put an ordinance in place stating wind farms must be built at least three (3) miles from city limits. Commissioner Shanks replied the BOCC does not have the ability to put that in place. Mr. Cain asked if the BOCC could work with the city to stop these wind farms from being built so close to city limits. Chairman Godberson said there will be another city meeting held Wednesday regarding this matter and encouraged all to attend. Commissioners Shanks stated the roads leading to the wind farms is the only area BOCC has any control over. Assistant District Attorney Billie Chrz said the BOCC only has the power granted to them by the state statutes; she said the statutes does allow them protection over county roads. Mr. Cain asked again if the BOCC could work with the city and cover this matter with both the city and county and set back the wind farms three (3) miles from city limits. Chairman Godberson said he believed the city attorney was working on that issue. Superintendent Barnes said the farms have to be 1.7 miles from school. Easements were mentioned and ADA Chrz said property upon which roads are located is subject to the public easement. Godberson said county has 66' easement and mentioned the authority the BOCC had regarding said wind farm roads. Carol Morgan showed pictures to the BOCC the size of the wind farms in comparison to the grain elevator and a Boeing 747 and said these turbines will be the largest in size around this area. She also mentioned the sound from the turbines and the various sounds the turbines make and noted this would be a continuous 24/7 sound. Mr. Cain said statistics show a 43% loss in property value with turbines surrounding property and Duke Energy can put these in 1000' from houses. ADA Chrz said she understands the community's concerns.

Motion was made by Godberson and seconded by Shanks approving Reimbursement Claim for the Election Board Secretary Salary for the month of March 2019. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Purchasing new polling booths for the county: Election Board Secretary Cheryl Howard said when she originally purchased new 4-station polling booths it was for the Ponca City precinct; she told they have been a huge success and extremely popular with the citizens and with the precinct workers. Howard said she would like to purchase 16 more 4-station polling booths to put in the rest of the precincts; she said she would eventually like to order additional booths to have at least one in every precinct. Howard told to purchase 16 additional booths would cost \$13,957.20 (costs includes shipping) and stated the booths are \$844 per booth. She said she would like the BOCC to pay for this out of the General Government account. Commissioner Shanks said first the roof and heating/air needs to be replaced. Howard asked for them to consider this request and consider giving her the money in her budget for 2019-2020 to purchase. No action was taken.

Motion was made by Godberson and seconded by Shanks Tabling Nationwide Retirement selection on the Guaranteed Minimum Interest Rate Change and selecting an option in order to gather more information. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

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Motion was made by Godberson and seconded by Wilson approving Agreements between the BOCC and the following to have remote terminal capabilities with the Assessor's office; DA Hermanson approved as to form: Oklahoma Farm Bureau; Heartland Real Estate & Auction. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects: Commissioner Godberson said crews were blading and hauling materials to roads district wide, boom mowing, cleaned out culvert pipes and ditches on Oakland, Ranch Dr. and Sunny Lane, tore out old bridge and put in new culvert on Hartford, patched several asphalt roads, drove interlocking sheeting at culvert on Enterprise Rd., and cut trees on Kildare Rd.

Commissioner Shanks said his crews are blading. He told he has been having trouble with someone taking signs down and opening up the road that has been declared closed on Canteen Rd. Bridge 54; Shanks said crews will drive piles on each side of the bridge and work to get the road opened.

Commissioner Wilson told his crews have been digging shale at the pit, hauling and laying shale, grading roads, fixing washouts around bridges, finished a culvert on Ranch Drive. He said work continues organizing the property on 29th Str. Wilson stated crews worked on three trucks and serviced equipment.

Regarding selling two (2) tracks of land (selling as one), paying to have property surveyed and appraised. Tracks of land: Cross TWP 30-26-3E 150' strip off west side NW/4 for road; Cross TWP 30-26-3E a strip 50'x253' off north side of L-1 NW/4: Chairman Godberson told this is the land on the east side of Ody's; he explained the connection of the land to the river/Ponca Lake. He stated there is an interested buyer and Godberson questioned the other two commissioners regarding selling the county owned property. Godberson said before selling the county would be responsible to have the property surveyed and appraised to be paid for out of the general government accounts. Dennis Bonewell, Emergency Management, said it is in a flood plain area and would be subject to regulations. ADA Chrz told the property would need to sell for at least 2/3 of the appraised cost.

Motion was made by Godberson and seconded by Shanks Tabling selling two (2) tracks of land (selling as one), paying to have property surveyed and appraised. Tracks of land: Cross TWP 30-26-3E 150' strip off west side NW/4 for road; Cross TWP 30-26-3E a strip 50'x253' off north side of L-1 NW/4 to contact a surveyor and to acquire more information. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Quotes for the courthouse boiler flue and chimney liner: Commissioner Shanks said this is an emergency situation that needed done a month ago. He explained the situation of the hot water tank and chimney liner and how it is tied to the boiler; he told when a professional looked into this he was told it was a must to replace all duct work because of the possibility of carbon monoxide escaping. Shanks said he is using the PCBA to complete the project and said he did not have specifications to replace all the duct work. Quotes were received by: Stolhand Heating & Air Conditioning-\$20,201.00; Jackson Mechanical Service Inc.-\$35,332.00; Trane-\$38,950.00. The BOCC discussed the price difference and Commissioner Wilson asked if the difference could be that Jackson and Trane were using stainless steel liner instead of steel. Commissioner Shanks said he would make a phone call to all three companies and ask; Shanks stepped out of the meeting to make the call.

Shanks returned to the regular meeting. He said Stolhand's was a stainless-steel line with a lifetime warranty, noting it was not heat resistance; Jackson Mechanical used a Type B interlocking system with a double wall that has heat resistance. Shanks remarked Jackson has a maintenance agreement with the county and they work on our boiler system. He noted the company is a licensed boiler company. ADA Chrz stated this is outside the general maintenance and if the BOCC choose Jackson they would need explanation, but understands the need to go with the best product.

Motion was made by Shanks and seconded by Godberson accepting quotes from Jackson Mechanical Service Inc.-\$35,332.00 because they are a licensed boiler company familiar with the system and they use Type B double walls giving a better heat resistance and longer lasting liner. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

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Motion was made by Wilson and seconded by Godberson approving the following Public Service/Pipeline Crossing Line Installation: Kay Electric Cooperative, NW4/NW4 S30 T27N R1W ending SW4/SW4 S19 R27N R1W, Ferguson Ave., Dist#3. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Wilson approving the following Resolutions to deposit funds: Res#18, 19-117, Highway Dist#1-\$364.80, sale of scrap iron; Res#18, 19-118, Highway Dist#1-\$600.00, sale of 120-ton C-run and gravel for Timberline; Res#18, 19-119, Highway Dist#2-\$150,000.00, Project ETRCRB-36-2(32)19 Peckham Rd.; Res#18, 19-120, Highway Dist#2-\$116,459.69, BIA Project#A17C00143-6 Bridges Proj. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Shanks approving the following Transfer of Appropriations: Treasurer Part-Time-\$1,597.16 to Travel. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

New Business [As per 1991 O.S. 25 § 311.A.9 - 'New Business', as used herein, shall mean any matter not known about or which could not have been reasonably foreseen prior to the time of posting.]
None.

ADA Billie Chrz left the meeting to attend court.

Motion was made by Shanks and seconded by Godberson approving Payroll Verifications for the month of March 2019, Blanket Purchase Orders and Maintenance & Operation Claims. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

FY 2018/2019 PURCHASE ORDERS:

Drug Court null 3229 Roquemore Court Services LLC 8500.00; General null 3223 Kennedy, Christine 94.00; 3224 Johnston, Jamie 239.66; 3228 Southwest Business Products 36.03; Chairs 3143 Southwest Business Products 498.00; Class 2734 OSU-CTP 65.00; 3153 OSU-CTP 40.00; Community Service Coordinator 3031 Northern Ok Court Services Inc. 2750.00; Contractual Services 467 County Budgeting Services LLC 520.84; Fees 3240 Summers Blue Lake Quarry 2845.00; Fuel 2621 Valero Short Stops 87.66; 2885 Fuelman 1422.16; Internet 2102 AT&T U Verse 77.78; 3117 AT&T 88.76; Lease 3119 Welch State Bank 1611.00; Maintenance 2641 Harrell Automotive & Recovery 1545.00; 2881 Take Ten Tire 964.40; 2884 Galaxie Business 119.00; Paper 3085 B & C Business Products 164.75; Ribbons 3218 Southwest Business Products 35.40; Supplies 3144 Southwest Business Products 388.88; Telephone 2878 Birch Communications 442.91; Training 2926 OSU-CTP 40.00; Travel 3259 Harp, Jennifer L. 154.28; Water 2883 Quality Water Service 95.60; 2936 Quality Water Service 42.80; 2938 Quality Water Service 22.85; Website 3022 Civic Plus 5200.00; Health null 2365 Falco Alarm Co. 213.00; Billing 2731 Centerpoint Energy 185.73; Phone 2658 AT&T Mobility 102.24; 3005 AT&T 378.51; Services 3059 Marvel's Handyman Service 180.00; Travel 2850 Hasselbring, Emry 209.23; Utilities 2660 Ponca City Utility Authority 1057.28; Highway null 2345 Triple C LLC 448.00; 3222 P & K Equipment 151.48; 3227 Godberson, Jack I. 145.00; 3231 S & K Direct Steel LLC 152.00; Billing 2720 Ponca City Utility Authority 641.27; 2724 OK Natural Gas 143.90; 2771 OK Natural Gas 454.86; Fuel Additive 3030 Certified Laboratories 1116.80; Internet 3045 Encounter Wireless Service 41.00; Lease 2451 Caterpillar Financial Services Corp 200.00; Oil 3104 Cross Oil 2266.00; Parts 2249 Lowes Companies Inc. 28.46; 3141 Yellowhouse Machinery Co 1645.97; Registration 2833 ACCO 95.00; Repairs 2447 Rolling Prairie 60.90; 2779 G & B Auto Service Inc 195.00; 3138 Galaxie Business 71.00; Rock 2739 APAC-Central Inc 6946.66; 2944 ACG Materials 10499.30; Satellite service 3011 Dish 17.04; Shale 1911 Mike Redding 492.00; 3109 Mike Redding 489.75; Uniforms 2899 Cintas Corporation Loc 1045.55; 2992 Unifirst Holdings Inc 970.93; Resale Updates 3219 TM Consulting 40.00; SH Svc Fee Fuel 2895 Fuelman 1302.81; Lights 3084 Wilkins Okla. Truck Supply 192.61; Rental 2891 Carys Sanitation 82.50; Supplies 2645 Southwest Business Products 67.99; supplies for shop & offic 2232 Farha Wholesale Co. **142.40**

Details' concerning the above listed purchase orders/claims are available in the County Clerk's Office. All records are open to the public, and any person may examine same during regular office hours.

There being no other business, motion was made by Godberson and seconded by Shanks to adjourn, 10:38 a.m. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

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Approved this 8th day of April, 2019.

JACK GODBERSON, CHAIRMAN

JOHN A. WILSON, MEMBER

JASON SHANKS, MEMBER

ATTEST:

TAMMY REESE, COUNTY CLERK
COUNTY OF KAY, STATE OF OKLAHOMA SECRETARY,
BOARD OF COUNTY COMMISSIONERS
(SEAL)
