

Monday, June 10, 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, June 10, 2019, the meeting was posted for public information on June 7, 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; Brian Hermanson, District Attorney (DA); Kay County Deputy Assessor Janell Leaming; Jordan Miller, Collins, Zorn and Wagner Attorneys at Law; Cody Griesel, Ponca City 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 Wilson approving regular meeting minutes of June 3, 2019. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving to enter into Executive Session in pursuant to and convened under authority of 25 O.S. Section 307.A.4 to discuss pending litigation on Case No. CJ-2019-85 (9:05 a.m.). Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving to re-enter the BOCC regular meeting (10:20 a.m.). Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

No action was taken regarding Executive Session on pending litigation Case No. CJ-2019-85.

Client Agreement with Troy & Banks, Inc. to conduct a forensic, retro-active audit of all utility and telecommunications accounts paid by Kay County to identify overcharges and billing errors made by service providers: DA Hermanson explained their services. Chairman Godberson said the board would come back to this item allowing arrival time for Troy & Banks.

Motion was made by Shanks and seconded by Wilson approving Agreement between the BOCC and CLS to have remote terminal capabilities with the Assessor's office. DA Hermanson approved as to form: Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Shanks tabling the Clearwater Enterprise Renewal Amendment to the Gas Sales Agreement for further review. DA Hermanson reviewed and approved as to form and stated it is updating the Amendment like in previous years. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Contract for Services between County Budgeting Services, LLC and BOCC for services to be provided during the 2019-2020 Fiscal Year. Clerk Reese told the professional services were provided by Buddy Carroll. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Shanks tabling Agreement between Kay County and Architect-In-Partnership to design an Annex to the Kay County Courthouse. DA Hermanson said he has reviewed the agreement and will speak with Matt Graves, AIP, regarding concerns of cost, insurance and hiring experts. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Detention Services Agreement by and between Sequoyah Enterprises, Inc. and the BOCC of Kay County, \$26.00 a day per child. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

DA Hermanson left the BOCC meeting to attend court.

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Motion was made by Shanks and seconded by Wilson approving appointment of Chad Johnston as First Deputy for Kay County Commissioner Dist#2. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects: Commissioner Godberson told his crews have been blading and hauling material to roads, repaired a bridge on Sunnyslane, removed debris from culverts and roads and mowing ditches.

Commissioner Shanks said his crews have been spot blading, hauling and back-filling a bridge on Bender Rd., hauling rock to Peckham Rd. where there are washouts.

Commissioner Wilson said crews were checking roads, picking up flood signs, taking flood/storm pictures to report to FEMA and took FEMA inspectors to look at damages, fixing washouts to make roads passable, hauling rock, shale and grading washouts.

Motion was made by Shanks and seconded by Wilson approving closing the Hunnewell Bridge that has been condemned, Dist#3. Commissioner Wilson said the bridge was inspected and he was told it had moved four inches; Wilson said he was advised to close the bridge that is located on 108th Street between Judd and Home Rd. Clerk Reese asked if BOCC was following proper procedures to close a bridge and she was told BOCC was notifying the public by placing on the agenda. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving ODOT Claim Form 324a, Project Bitter Creek, J/P 25085(04) for services ending April 30, 2019, \$10,250.00, Dist#2. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving the BOCC to seek assistance with Natural Resources Conservation Service to stabilize the eroded streambank of said Creeks District Wide in Kay County. Commissioner Shanks said this is a rip rap job. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Shanks approving the following Public Service/Pipeline Crossing Line Installations: Kay Electric Cooperative-SE4/SE4 S8 T27N R4E ending NE4/NE4 S17 T27N R4E, E. Adobe Rd., Dist#1. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving the following Kay County Monthly Reports for May 2019: Assessor; Treasurer; Election Board; County Clerk. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving the following Resolutions to deposit funds: Res#18, 19-139, Highway Dist#1-\$741.15, sale of crusher run and culvert pipe; Res#18, 19-140, Highway Dist#1-\$217.00, sale of crusher run; Res#18, 19-141, Highway Dist#3-\$46,200.00, sale of Peterbilt Truck Tractor. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving the following Cash Fund Estimate of Needs and Request for Appropriations: Highway-\$253,638.86 - D#1-\$84,251.48; D#2-\$84,764.48; D#3-\$84,622.90; Highway-CBRIF-\$31,108.35; Mortgage Certification Fee-\$535.00; Resale Property-\$16,376.19; Drug Court-\$8,555.50; Family Drug Court-\$18,745.00; County Clerk Lien Fee-\$1,989.00; Public Building Authority (PBA)-\$1,408.84; PBA - KCD#3-\$7.50; PBA - McCord Public School-\$0.24; PBA - Pioneer Technology Center-\$5.51; PBA - Ponca City Schools-\$19.50; PBA - Tonkawa Schools-\$6.32; County Clerk Records Management & Preservation-\$4,085.00; Assessor Revolving Fee-\$657.77; Jail - Sales Tax-\$301,924.85; Home Finance Trust Authority-\$1.88; Sheriff Service Fee-\$28,128.23; Use Tax-\$33,731.73. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Commissioner Shanks stepped out of the meeting briefly and returned; Chairman Godberson stepped out of the meeting and returned.

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Motion was made by Shanks and seconded by Wilson approving the following Transfer of Appropriations: Highway Dist#2 FEMA Project-\$189,947.56 to Hwy. Blacktop Maintenance; Assessor Visual Inspection Maintenance & Operation (M&O)-\$1,200.00 to Personal Service; Sheriff Travel-\$912.57 to M&O; Sheriff Travel-\$10,000.00 to Capital Outlay. Motion carried: Godbersen, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson tabling Client Agreement with Troy & Banks, Inc. to conduct a forensic, retro-active audit of all utility and telecommunications accounts paid by Kay County to identify overcharges and billing errors made by service providers. Motion carried: Godbersen, aye; Wilson, aye; Shanks, aye.

Motion was made by Godbersen and seconded by Shanks to recess the BOCC meeting and return at 1 p.m. (11:06 a.m.). Motion carried: Godbersen, aye; Wilson, aye; Shanks, aye.

Motion was made by Godbersen and seconded by Shanks to reconvene the regular BOCC meeting (1 p.m.). Motion carried: Godbersen, aye; Wilson, aye; Shanks, aye.

Opening of six-month Bid#2019-15 Asphalt (accidentally left off 6-3-19 Agenda): Asphalt Producers, Inc.; Daniels Ready-Mix; Evans & Associates; Logan County Asphalt Co.; McConnell & Associates; T&C Asphalt Materials; Tulsa Asphalt, LLC.

Motion was made by Shanks and seconded by Wilson tabling six-month Bid#2019-15 Asphalt allowing time to tally bid. Motion carried: Godbersen, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving and awarding the lowest/best bidder on the six-month bids for commonly used items (opened in BOCC meeting on 6-3-19) as follows:

NOTE: EACH SIX-MONTH BID IS LINE-ITEMIZED LISTING SEVERAL DIFFERENT PRODUCTS PER BID NUMBER. THE LOWEST BIDDER (unless noted) IS SELECTED PER LINE ITEM, FOR THAT REASON, MORE THAN ONE VENDOR WILL BE AWARDED TO EACH BID NUMBER.

Bid#2019-16 Bridge Materials: Fensco, Inc., Railroad Yard, Sunbelt Equipment; Bid#2019-17 Grader Blades: C. L. Boyd Co., Dub Ross Co. Inc., Nobles Equipment LLC, Yellowhouse Machinery, Valk Mfg. Co. was not selected even though Valk had low bid on some items because delivery time of 30-45 days is too long; Bid#2019-18 Concrete: P.C. Concrete Co. Inc.; Bid#2019-19 Road Rock: ACG Materials, APAC-Central, Inc., Burbank Materials LLP, Diemer Construction, Dolese Bros. Co., Evans & Associates Constr., Quapaw, Sober Brothers Inc., Stewart Stone, Inc. (more than one vendor was selected on some items for availability needs); Bid#2019-20 Culvert Pipe: Core & Main LP, Dub Ross Co. Inc., Fensco, Railroad Yard Inc., Sunbelt Equipment; Bid#2019-21 Office Supplies: B&C Business Products, Farha Wholesale, J&P Supply Inc., Southwest Business; Bid#2019-22 Janitorial Supplies: Farha Wholesale, J&P Supply Inc., Southwest Business, SW Plus (packaging, quality, service, locality) reasons for lowest bidder not selected on certain items. Motion carried: Godbersen, 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.]

Motion was made by Godbersen and seconded by Shanks approving Blanket Purchase Orders and Maintenance & Operation Claims. Motion carried: Godbersen, aye; Wilson, aye; Shanks, aye.

FY 2018/2019 PURCHASE ORDERS:

Assr Rev Fee null 3519 Dell Marketing L.P. 1688.20; General Batteries 3794 Galls 154.95; Contractual Services 467 County Budgeting Services LLC 520.76; Fuel 3831 Fuelman 1386.34; Internet 3481 Kay County Detention Center 700.00; 3743 AT&T 72.60; Linen Service 3546 Cintas Corporation Loc 359.30; Lodging 3748 Holiday Inn Express 104.00; Maintenance 3420 Standley Corp 58.58; 3731 R.K. Black Inc 56.58; 3956 Standley Systems Inc 177.61; Organizer 4014 Staples 377.98; Parts 3444 Wells Plumbing 387.50; Retirement 3905 OK Public Emp.Retirement Sys. 6453.02; Software 3210 Transunion Risk 72.70; Telephone 3396 Fusion 286.25; Travel 3418 Medlock, Brenda 171.80; 3423 Mallory, Shannon 129.95; Utilities 3372 City of Newkirk 4830.56; Water 3358 Quality Water Service 66.50; 3729 Quality Water Service 18.70; Health DOT Physicals 3606 Bray, Bill 700.00; Lawn Care 3537 Turf Surfers Inc. 355.00; Shredding 3532 The Meadows Center For Opportunity 180.00; Supplies 3531 Farha Wholesale Co.

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241.81; 3534 Merrifield Office Supply 212.81; 3536 Southwest Business Products 615.40; 3538 Walmart Community BRC 95.71; 3754 McKesson MMSGGS 131.87; Testing 3535 Newkirk Family Health Center 90.00; Travel 3156 Ailey, Deonna Michelle 44.80; 3593 Oldfield, Amy 74.00; 3594 Mollet, Michelle 313.90; 3595 Sigrid Krause 90.29; 3596 Hasselbring, Emry 39.20; 3599 June Fetters 215.60; 3602 Bray, Bill 62.90; 3604 Banister, Elizabeth 21.60; Highway null 2346 Sober Brothers 2379.90; Inspections 3963 Pioneer Fire And Safety 243.00; Internet 3819 KanOkla Networks 35.00; Lease 3813 OK Dept. of Transportation 1416.85; 3814 Security National Bank 2038.69; 3816 SNB NA 1704.06; 3817 Deere Credit Inc 1381.36; 3978 OK Dept. of Transportation 4095.40; Mileage 3347 Wilson, John 34.78; Parts 2618 Custom Hydraulics LLC 256.15; 3247 Lowes Companies Inc. 92.48; 3348 Blackwell True Value Hardware 70.29; 3660 P & K Equipment 159.86; 3662 Owen Auto Supply 563.71; 3663 Blackwell Auto Supply 322.40; 3666 Newkirk Auto Parts 255.73; 3766 Action Truck Parts 469.48; 3821 Action Truck Parts 473.61; 3937 Action Truck Parts 497.66; Repairs 3659 Blackwell Tire Service 50.00; Rock 3717 Dolese Seven-mile 3821.77; Service 3322 OK Natural Gas 21.65; 3326 OK Natural Gas 47.27; Supplies 3250 Starr Lumber Co. 72.93; 3349 Owen Auto Supply 114.10; Tire 3752 Take Ten Tire 174.75; Tolls 2252 PikePass 4.80; Uniforms 3661 Unifirst Holdings Inc 815.45; 3726 Cintas Corporation Loc 1485.08; Water 3012 Rural Water District #3 66.58; 3051 Quality Water Service 31.05; SH Svc Fee Fuel 3465 Fuelman 1636.25; Internet 3467 US Cellular 790.20; Maintenance 2637 McDonald Computer Services LLC 439.95; 3495 Take Ten Tire 879.21; Shirts 999 Village Screen Print 427.67; Software 3479 Transunion Risk 70.00; Supplies 3847 Lowes Companies Inc. 90.63; Transports 3968 Barrows, Kelle Nicole 60.00

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 Wilson to adjourn, 1:54 p.m. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Approved this 17th day of June, 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)
