

Monday, July 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, July 1, 2019, the meeting was posted for public information on June 28, 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); Steve Kelley, Kay County Sheriff; Christy Kennedy, Kay County Treasurer; Janell Leaming, Kay County First Deputy Assessor; Carson Creed, Blackwell; Glen Nickles, Evans & Associates; Graham Furlong, Duke Energy; Tyler Schroder, CED#8; Caryl Morgan, Newkirk; Jessica Windom, Ponca City News; Claude Williams, Taxpayers for Transparency; Sharon Rowen, kaynewscow.com; Tammy Reese, Secretary/Kay County Clerk. (See sign in sheet).

Chairman Jack Godberson led the Flag Salute.

Motion was made by Wilson and seconded by Shanks approving regular meeting minutes of June 24, 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 Title 25 Okla. Statute, § 307(B)(4) to discuss pending litigation on Case No. CJ-2019-85 (9:02 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 (9:12 a.m.). Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Regarding Executive Session on pending litigation Case No. CJ-2019-85: DA Hermanson recommended the BOCC appoint one of its members to be a contact person to be able to sign the interrogatorie answers in this case.

Motion was made by Shanks and seconded by Wilson approving Chairman Godberson as the contact person to be able to sign the interrogatorie answers on Case No. CJ-2019-85. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

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

Commissioner Shanks stepped out of the meeting and minutes later returned.

Motion was made by Wilson and seconded by Shanks approving Application for Financial Assistance and Affidavit of Financial Inability to Pay. Wilson said the deceased was a resident of Kay County. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Agreements between the BOCC and the following to have remote terminal capabilities with the Assessor's office: Leesha Creech. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Contract with Kay County whereas Computer Mapping agrees to provide Kay County support services for the MIMS mapping program for FY 2020. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Clearwater Enterprise Renewal Amendment to the Gas Sales Agreement. DA Hermanson said he spoke with someone from Clearwater and it was agreed upon that the contract could be changed to a 1-year contract vs. a 2-year contract. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Monday, July 1, 2019
Newkirk, Oklahoma

Motion was made by Godbersson and seconded by Wilson tabling Agreement with Architect In Partnership to design an Annex to the Kay County Courthouse. DA Hermanson said he would like the BOCC to table until he receives a response from AIP explaining the increase in the project cost going from 6% to 8%. DA Hermanson said the stand-alone annex was listed at 6% and the connected annex was listed at 8% and DA Hermanson said he is not clear on why the percentage increased on the larger project. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving the following Detention Services Agreements: Cleveland County Regional Juvenile Detention Center, \$39.75 per day per child; Pottawatomie County Juvenile Detention Center, \$39.75 per day per child; Craig County Juvenile Detention Center, \$25.00 per day per child. Motion carried: Godbersson, aye; Wilson, aye; Shanks, nay.

Memorandum of Agreements/Contracts by and between the Kay County Health Department (KCHD): DA Hermanson said no changes or issues with Item 15 "a-e". On "h-j" DA Hermanson noted a requirement a for automatic renewal of the contract and noted that language needed to be struck. He clarified the difference between contracts stating there were two contracts for Ponca City location and one contract was referencing an alarm system on medicine in refrigerator. Commissioner Shanks asked if quotes were received on "f" and "g" and DA Hermanson said he approved the contract with the assumption the correct procedure had been followed.

Motion was made by Shanks and seconded by Wilson approving as amended per the suggestion of the District Attorney and with the assumption quotes were received when necessary, on Memorandum of Agreements/Contracts by and between the Kay County Health Department (KCHD) and the following: Blackwell Public School District, to provide Behavioral Health Services to the students and/or families of students; Newkirk Family Health Center, to provide radiology and phlebotomy services to patients; Blackwell Regional Hospital, to provide radiology and phlebotomy services to patients; Anco Services, Inc., to provide janitorial services to Ponca City and Blackwell locations; Billy Bray, to provide Directly Observed Therapy and related services to TB patients; Corey Inmon, Turf Surfers, Inc., to provide lawn care, snow and ice removal to KCHD; Parker Pest Control, elimination of pests to the KCHD; Falco Alarm Company, to provide alarm system to KCHD Ponca City; Falco Alarm Company, to provide alarm system to KCHD Ponca City; Falco Alarm Company, to provide alarm system to KCHD Blackwell. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects: Commissioner Godbersson told his crews have been blading and hauling material to repair roads, mowing ditches, boom mowing, working on washout on Pecan Rd., repairing patches on Lake Rd., and working on washouts and cleaning culverts.

Commissioner Shanks said his crews are back-filling Bridge #28 on Bender Rd., blading, mowing and hauling rock.

Commissioner Wilson said crews are hauling shale, grading roads, checking roads for flooding damages and taking signs down, taking pictures and working on FEMA documentation, and digging shale at the pit.

Motion was made by Shanks and seconded by Wilson approving Title Sheet for Peckham Rd. CIRB Project, Dist#2. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving ACCO County Dues FY 2020 in the amount of \$4,250.00. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Road Use Agreement by and between BOCC and Duke Energy Renewables Wind, LLC regarding clarification of three (3) items on the Frontier Wind Power II Road Use Agreement with Duke Energy: DA Hermanson said he received an email from Duke Energy Counsel and was told Duke Energy was not trying to cancel contract. DA Hermanson discussed some of the changes Duke Energy would like to see added to the contract. Member Shanks said he doesn't want D#2 black topped roads added and asked DA Hermanson if that part of the language could only include Dist#1.

Monday, July 1, 2019
Newkirk, Oklahoma

Motion was made by Godberson and seconded by Shanks to table Road Use Agreement by and between BOCC and Duke Energy Renewables Wind, LLC regarding clarification of three (3) items on the Frontier Wind Power II Road Use Agreement with Duke Energy. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Utility Relocation Agreement for CIRB Project by and between the BOCC and Blackwell RWC. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Wilson and seconded by Shanks approving Notice Exercising Option to Renew Lease Purchase Agreement on four (4) 2017 John Deere 672G (corrected from Agenda that read 6726) Motor Graders, Dist#3. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving going out on bid for bed and truck assembly for River Rd. Fire Department REAP Grant. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Godberson approving and awarding Bid#2019-23 River Road Hot In-Place Recycle Pine Avenue to 106th Lane, Dist#2: Dustrol, Inc-\$944,690.86 – this was the only bid received. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Wilson and seconded by Shanks approving authorizing Requisitioning Officer (RO), Receiving Agent (RA) and Inventory Clerks (IC) in the General Fund and Cash Accounts for FY 2019-2020 in the following accounts: Election Board-RO-Cheryl Howard, Carol Leaming, RA & IC-Lacie Holman; Court Clerk Unappropriated-RO-Marilee Thornton, Kim Carlson, RA-Lea Glenn, Angela Bedore, Kammi Dowler, IC-Christina Collins, Latayne Smith; OSU Extension Center-RA-Brenda Medlock, RA-Carole Stephens, Maribeth Ratliff, IC-Carole Stephens; Health Department-RO-Kelli Rader, Tami Hicks, Michelle Mollet, RA-Amanda Beaston, June Fetters, Michelle Alley, IC-Tami Hicks, Michelle Mollet; Kay County District Court-RO-Lee Turner, Marilee Thornton, Kim Carlson, RA-Lea Glenn, Angela Bedore, Kammi Dowler, IC-Latayne Smith, Christina Collins; Kay County District #3-RO-John Wilson, Pete Lively, RA-Teena Tucker, Ivan Reneau, IC-Brian Muret, Gerry Ingram; Court Clerk-RO-Marilee Thornton, Kim Carlson, RA-Lea Glenn, Angela Bedore, Kammi Dowler, IC- Latayne Smith, Christina Collins. 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#19, 20-22, Child Abuse Prevention-\$184.19, Juror Donations; Res#19, 20-23, Highway Dist#1-\$11,593.30, BIA Kay County Mtce. Agr. FY 18/19; Res#19, 20-24, Highway Dist#2-\$21,865.00, BIA 6 Bridges Project. 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 Dist#2-\$21,865.00. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving the following Transfer of Appropriations: Highway Dist#2 Maintenance & Operation-\$10,000.00 to BIA 6 Bridge Project. 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.

Motion was made by Godberson and seconded by Shanks opening and awarding the only bid received on Bid#2019-14 Asphalt Replacement (East Lake Road), Dist#1 to Evans & Associates Construction Co., Inc. in the amount of \$25,000.00. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Godberson discussed road closures on Lake Rd.

Monday, July 1, 2019
Newkirk, Oklahoma

Commissioner Wilson stepped out of the meeting to speak with a citizen regarding a road situation.

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

FY 2018/2019 PURCHASE ORDERS:

Assr Rev Fee Maintenance 4135 Locke Auto Parts 100.00; Drug Court Supplies 3919 Redwood Reditest Screening Devices 941.25; Family Drug Court Supplies 4102 Staples 142.11; General null 3961 American Telephone 154.00; Computer 3970 Staples 854.97; Gear 3979 COPS Products LLC 81.39; 4073 DSG Inc 488.50; Insurance 3810 Myers Agency 1000.00; Internet 4000 AT&T 77.78; 4001 AT&T 88.15; Linen Service 3547 Cintas Corporation Loc 359.30; Maintenance 3025 R.K. Black Inc 92.00; 3194 Take Ten Tire 977.23; 3205 Harrell Automotive & Recovery 1835.00; 3691 R.K. Black Inc 92.00; 4050 Take Ten Tire 2092.74; Notary Bonds 4108 Secretary of State 10.00; Paper 4089 B & C Business Products 164.75; Pest Control 3374 Ultimate Pest Management LLC 52.00; 3695 Ultimate Pest Management LLC 52.00; Printing 3960 PDQ Printing 660.00; Registration 4068 John E. Reid & Associates 445.00; Rental 3834 Carys Sanitation 82.50; Repairs 3722 Superior Plumbing 157.00; 3982 Chuck Hoddy Glass Co. 844.00; 4012 Frontier Siding & Window 192.00; Service 3026 R.K. Black Inc 129.00; 3692 R.K. Black Inc 129.00; Shipping 2072 Oklahoma Legal Directory 8.75; Software 4101 Watchguard Video 7790.00; Supplies 2524 J & P Supply 534.72; 2528 Briggs Hardware 313.96; 2981 J & P Supply 320.80; 3922 Staples 435.46; 4125 B & C Business Products 775.22; Tags 3812 Kay County Free Fair Board 259.45; Travel 3741 Medlock, Brenda 504.75; 4085 Boyer, Amber L. 178.32; 4086 Reyes, Valerie Brooke 51.27; Water 3541 Quality Water Service 129.15; 3543 Quality Water Service 29.20; 3733 Quality Water Service 54.60; 3829 Quality Water Service 79.25; 3908 Quality Water Service 22.90; Health Gas bill 3563 OK Natural Gas 109.91; 3568 Centerpoint Energy 40.18; Maintenance 2797 R.K. Black Inc 124.34; Phone 3579 AT&T 377.95; 3582 AT&T Mobility 102.13; Toner 4015 B & C Business Products 312.51; Travel 3591 Walters, Ashley 293.00; 3601 Brownfield, Mistina 88.20; 3603 Beaston, Amanda 24.00; 3605 Ailey, Deonna Michelle 58.60; 3941 Banister, Elizabeth 83.30; 3946 June Fetters 184.60; 3949 Hasselbring, Emry 110.30; 3951 Mollet, Michelle 189.80; Utilities 3562 Ponca City Utility Authority 1694.55; Highway Billing 3712 OK Natural Gas 99.94; Bridge construction 2177 River Ridge Construction Llc 31865.00; Iron 4116 Railroad Yard 6712.02; Mileage 2868 Shanks, Jason R. 109.00; Parts 3765 Brandts 105.84; 4103 G & B Auto Service Inc 120.00; Reimbursement 4136 Tucker, Teena M. 16.50; Repairs 4046 MHC Kenworth 4767.76; 4141 Highway 60 Tire & Service Inc 120.00; REPAIRS 3350 G & B Auto Service Inc 165.00; Rock 3658 Sober Brothers 738.78; 3786 Dolese Bros Co 7721.00; 3958 Dolese Bros Co 6931.68; 3965 Dolese Bros Co 6996.08; 4058 Dolese Bros Co 6359.08; Satellite service 3972 Dish 17.04; Telephone 3990 AT&T 261.70; Testing 4098 Alcohol & Drug Testing Inc 189.80; Uniforms 3822 Cintas Corporation Loc 1369.33; 3994 Cintas Corporation Loc 901.05; ML Fee Water 3539 Quality Water Service 35.85; PBA Contractual Services 3333 Choate, Calie Jo 1400.00; Lawn Care 3694 Ultimate Pest Management LLC 155.00; Pest Control 2762 Ultimate Pest Management LLC 44.00; 3373 Ultimate Pest Management LLC 44.00; 3693 Ultimate Pest Management LLC 44.00; 4115 Ultimate Pest Management LLC 44.00; SH Svc Fee Fax machine 4090 McDonald Computer Services LLC 239.98; Fuel 3850 Fuelman 1485.53; 3852 Fuelman 1091.96; Maintenance 2887 McDonald Computer Services LLC 399.96; Supplies 1862 Walmart Community 193.65; 3849 Petsense 128.98; Telephone 3844 Birch Communications 491.74

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, 11:02 a.m. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Monday, July 1, 2019
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Approved this 15th day of July, 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)
