

Monday, July 19, 2021  
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 19, 2021, the meeting was posted for public information on July 16, 2021, at 8:50 p.m. on the Courthouse front door, Commissioners Court, basement handicapped entrance of the Kay County Courthouse in Newkirk, Oklahoma, and Kay County Website.

Chairman Jason Shanks called the meeting to order. Commissioners: Jack Godberson, Member, present; John A. Wilson, Member, present. Other's present were as follows: Brian Hermanson, District Attorney (DA); Billie Chrz, (ADA); Donna Parker, NOCS; Steve Kelley, Kay County Sheriff; Susan Keen, Kay County Assessor; Brenda Medlock, OSU Extension; Liz Nicholson, OU Extension; Christy Kennedy, Kay County Treasurer; Claude Williams, Taxpayers for Transparency; Patsy Leyva, Deputy Secretary/Kay County Clerk.

Chairman Jason Shanks led the flag salute.

Motion was made by Godberson and seconded by Wilson approving regular meeting minutes of July 12, 2021. Motion carried: Godberson, abstained; Wilson, aye; Shanks, aye.

Donna Parker, Oklahoma Court Services, presented the number of community service hour's defendants are working and the projects they are involved in: Ms. Parker reported for June 2021 as follows: New community service clients-14, regular community service clients turned in for the month of 56, sanction community service hours completed-89, total hours completed-882.7, and community service offender completions were 12. Completed events: Camp McFadden, Connect Church, Blackwell Cemetery, Kay County Sheriff's Department, Northern Oklahoma Youth Services where clients assisted with the fishing lessons and clean up, assisted with cleaning the church, assisted with week eating and mowing, and assisted with cleaning the rodeo grounds. Upcoming events clients will be going to New Life Trails, Lake Ponca, Northern Oklahoma Human Society and Tonkawa Cemetery.

Brenda Medlock, OSU Extension reported that they have had a busy month. She held a Co-Parenting Workshop and she also noted that Shannon Mallory attended the Herb Festival and talked about the Master Gardener Nell Wilson helping young gardeners and also about local Beekeepers Dan Bufton and David Cheek showing equipment need to house honey bees and how important bees are to pollination. Liz Nicholson talked about 4-H and how the Ponca City Library asked them to teach workshops during their summer program. They taught how Oklahoma's Red Dirt can act as a natural dye by tie dyeing t-shirts and also made pinecone bird feeders. Liz also noted that this year Susan Rhea and Stacie Grossardt were honored for their volunteerism during their awards luncheon.

Motion was made by Shanks and second by Godberson to enter into executive session pursuant to Title 25 Okla. Statute, Section 307(B)(4) for the purpose of confidential communications between the Board of County Commissioners and its attorney concerning Summers Blue Lake Quarry, LLC v. Board of County Commissioners of the County of Kay, District Court of Kay County Case No. CJ-2019-4. Public disclosure of these confidential communications would seriously impair the ability of the Board and its attorney to properly process and defend this litigation. As such, the communications in this Executive Session are confidential. AUTHORITY: Title 25 Okla. Statute, § 307(B)(4). Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Wilson to return to regular meeting of BOCC. Motion carried: Godberson, aye, Wilson, aye, Shanks, aye.

No action was taken regarding Summers Blue Lake Quarry, LLC v. Board of County Commissioners of the County of Kay, District Court of Kay County Case No. CJ-2019-4

Brian Hermanson discussed proposed settlement of the National Opioid Abatement Trust Distribution, stating that the case is now at point where settlement is being sent out and Kay County could be looking at \$50,000.00 plus when complete. Uses for the money is not yet known, could possibly be used for

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education on Opioids, etc. Motion was made by Wilson and seconded by Godberson to accept what the recommendation is. Motion carried: Godberson, aye, Wilson, aye, Shanks, aye.

Motion was made by Shanks and seconded by Godberson approving the Construction Contract Agreement by and between the BOCC for and on behalf of the Kay County Health Department and Imajenus Inc for the generator after the language was changed by Imagenus and approved by District Attorney Brian Hermanson. Motion carried: Godberson, aye, Wilson, aye, Shanks, aye.

Motion was made by Shanks and seconded by Wilson tabling Professional Legal Services Contract to employ Tisdal & O'Hara, PLLC to represent the BOCC and the County Assessor with regard to certain ad valorem tax issues ("Issues"). DA Hermanson said he spoke with Mark Tisdal and that item needed to be tabled for another week. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Wilson approving agreement between the BOCC AND Roberson, Kolker, Cooper, Goeres, P.C. to have remote terminal capabilities with the Kay County Assessor's office. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Wilson approving Contracts on Juvenile Detention Services by and between the BOCC and Oklahoma Juvenile Justice Services, Inc., for \$40.00 per day per child; ROCMND Area Youth Services, Inc., \$25.00 per day per child and Community Works, LLC – Cleveland County & Pottawatomie County, \$42.50 per day per child. After consulting with Steve Kelley, Kay County Sheriff, contract was denied for Western Plains Youth & Family Services who listed \$68.00 per day per child. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godberson and seconded by Wilson approving County Treasurer's Fiscal Year-End Financial Reports and Resolutions. Motion carried: Godberson, aye; Wilson aye; Shanks, aye. (Res#21, 22-25 thru Res#21, 22-28)

Motion was made by Wilson and seconded by Shanks approving County Treasurer's Summary of Collections June 2021 Monthly Report and Fiscal Year Summary ending the month of June 2021. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Godberson designating Tammy Reese, Kay County Clerk to compile the Schedule of Expenditures of Federal Awards (SEFA) Report by grant for FY 2020-2021. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects:  
Commissioner Godberson reported his crews have been mowing road sides, blading and hauling materials to roads district wide, put in new culvert on North Ave, fixed corner of Enterprise and Coleman Rd with rock, dug out asphalt and put in new asphalt on Tower Rd and Hartford Ave and sprayed some road sides.

Commissioner Shanks said his crews are blading, spraying and Circle C working on 2<sup>nd</sup> lift River Road Project.

Commissioner Wilson told his crews hauled rock from Dolese, worked on a culvert south of Hwy. 60 on "O" St. and south of the golf course, fixed signs, serviced trucks, dug shale at the pit and hauled to roads, graded roads and laid shale.

Motion was made by Godberson and seconded by Wilson approving the following Kay County Monthly Reports for June 2021: Assessor, Health Department, Election Board, County Clerk and Court Clerk. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

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Motion was made by Godbersson and seconded by Shanks approving the following resolutions Disposing of Equipment: Res#21, 22-23 Assessor, GPS, 5-CPU's & 3-Servers and Res#21, 22-24 Court Clerk, printer stand, all to be junked. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godbersson and seconded by Wilson approving the following Resolutions to deposit funds: Res#21, 22-17, Hwy. Dist#1-\$615.00, Certificate of Compliance, Sale of river rock and crusher run; Res#21, 22-18, Hwy Dist#3-\$34,580.00, BIA Agreement Kaw Seven Bridge Project; Res#21, 22-19 Hwy Dist#3-\$77,462.65, FEMA 76<sup>th</sup> Street Embankment Project, PA FEMA DR 4438 PW 1005; Res#21, 22-20, Open Dump Reward-\$37.07, June 2021 monthly fee for Nwk. REWD-Reward Fund 22; Res#21, 22-21, Hwy Dist#3-\$7,200.00, BIA Agreement Kaw Seven Bridge Project; Res#21, 22-22, Hwy Dist#1-\$500.00, two Certificates of Compliance. Motion carried: Shanks, aye; Wilson, aye.

Motion was made by Godbersson and seconded by Wilson approving the following the following Cash Fund Estimate of Needs and Request for Appropriations (lapsed balances FY 2019-2020): Family Drug Court-\$4.12; Adult Drug Court-\$718.79 and Mental Health Court-\$209.00. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Godbersson approving and awarding Bid#2021-34 Bridge#251B Construction to High Point Partners for the total of \$74,580.00. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Godbersson tabling Contract with High Point Partners on Bid#2021-34 Bridge#251B Construction. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

Motion was made by Godbersson and seconded by Wilson approving Payroll Warrants to be released on July 29, 2021, Maintenance & Operation Claims, Blanket Purchase Orders. Motion carried: Godbersson, aye; Wilson, aye; Shanks, aye.

**FY 2020/2021 PURCHASE ORDERS:**

Assr Rev Fee 43, Stuteville Chevrolet Buick GMC, 210.00, Mats; General 2327, Earnheart Oil Inc, 523.28, Fuel2328, Clearwater Enterprises LLC, 53.30, Billing2329, Card Service Center, 122.78, Out Of County Expense2330, Craig Co. Detention Center, 1850.00, Detention2331, Redlands Office Solutions LLC, 5357.30, Envelopes2332, Staples Credit Plan, 95.47, Supplies2333, Redlands Office Solutions LLC, 192.78, Supplies2334, LiveView GPS Inc, 448.00, Conversion2335, McDonald Computer Services LLC, 4000.00, Storage; Health 372, Oldfield, Amy, 49.68, Travel373, Oldfield, Amy, 62.04, Travel374, Oldfield, Amy, 86.24, Travel375, Oldfield, Amy, 96.76, Travel376, Wehunt, Amy, 71.79, Travel377, Oldfield, Amy, 24.19, Travel378, Oldfield, Amy, 24.19, Travel379, Language Line Services, 137.29, Services380, Osage County Health Department, 30.00, Certification381, AT&T, 256.84, Phone382, City of Blackwell, 455.08, Utilities383, R.K. Black Inc, 148.41, Maintenance; Highway 2000, P & K Equipment Inc, 20755.60, Mower2001, Evans & Associates, 1688.43, Asphalt2002, Dolese Bros. Co, 4207.56, Rock2003, Dolese Bros. Co, 4188.85, Rock2004, Dolese Bros. Co, 4207.73, Rock; Resale 150, CSG Forte Payments, INC., 48.00, Fees; SH Svc Fee 343, Quality Water Service, 56.95, Water344, John Vance Motors, 32943.00, Truck345, John Vance Motors, 32943.00, Truck346, Oklahoma Tax Commission, 32.50, Tag347, Oklahoma Tax Commission, 32.50, Tag348, Watchguard Video, 9295.00, Cameras349, Fuelman, 1929.55, Fuel350, Burkes Auto Body & Restoration, 7147.34, Repairs

**FY 2021/2022 PURCHASE ORDERS:**

Assr Rev Fee 6, Redlands Office Solutions LLC, 560.96, Supplies7, Redlands Office Solutions LLC, 55.19, Boxes; Bond- ST 1, Kay County PBA Gross Revenue, Acct#7303000186, 155068.63, Collections; General 16, Oklahoma Tax Commission, 670.00, Registration17, Tonkawa News, 30.00, Subscription18, ROCIC, 300.00, Service19, Caliber Public Safety, Colossus, 3880.00, Subscription20, Kellpro Computer, 2987.00, Software21, Burkes Auto Body & Restoration, 1079.00, Maintenance22, McDonald Computer Services LLC, 840.00, Computer23, AT&T Mobility, 1361.76, Internet24, Carson Manufacturing, 1606.75, Sirens25, Stuteville Ford Lincoln, 247.37, A/C REPAIRS26, Kennedy, Christine L., 137.76, Travel27, OSBI, 4500.00, Software28, Nash, Terri K., 40.21, Fuel; Health 1, B & C Business Products, 25.00,

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Maintenance<sup>2</sup>, Walker Companies, 160.00, Notary<sup>3</sup>, USPS - HASLER, 1500.00, Postage<sup>4</sup>, Falco Alarm Co., 213.00, Monitoring<sup>5</sup>, Alliance Business Services, 776.51, Service; Highway 17, Lingo Communications, 116.07, Phone<sup>18</sup>, Nextiva Inc, 92.84, Telephone<sup>19</sup>, Chisholm Broadband, 58.00, Internet<sup>20</sup>, MyMediaMatters, 40.00, Email host<sup>21</sup>, OK Dept. of Transportation, 2575.00, Lease<sup>22</sup>, Two Rivers Coop, 742.50, Spray<sup>23</sup>, Brandts, 109.99, Weed Control<sup>24</sup>, P & K Equipment, 232.15, Parts<sup>25</sup>, Two Rivers Coop, 282.00, Spray<sup>26</sup>, Cross Oil, 14513.72, Fuel<sup>27</sup>, Caterpillar Financial Services Corp, 2727.00, Lease<sup>28</sup>, SNB NA, 4113.38, Lease<sup>29</sup>, SNB NA, 3455.16, Lease<sup>30</sup>, SNB NA, 1599.53, Lease<sup>31</sup>, Welch State Bank, 2136.55, Lease; Jail Debt-ST 1, Kay County JFA #124183, 412948.36, Collections; SH Svc Fee 2, O'Brien, John Trevor, 228.00, Transports; Use-ST 1, Kay County PBA Gross Revenue, Acct#7303000186, 18151.73, Collections

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.

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.

There being no other business, motion was made by Shanks and seconded by Godberson to adjourn at 10:42 a.m. Motion carried: Godberson, aye; Wilson, aye; Shanks, aye.

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Approved this 26th day of July, 2021.

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JASON SHANKS, CHAIRMAN

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JACK GODBERSON, MEMBER

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JOHN A. WILSON, MEMBER

ATTEST:

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

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