

Monday, March 30, 2020
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, March 30, 2020, the meeting was posted for public information on March 27, 2020, at 8:50 a.m. on the Courthouse front door, Commissioners Court, and basement handicapped entrance of the Kay County Courthouse in Newkirk, Oklahoma and Mark Branch Gymnasium in Newkirk, Oklahoma.

Chairman John Wilson called the meeting to order. Those present were as follows: Jason Shanks, Member; Brian Hermanson, District Attorney (DA); Susan Keen, Kay County Assessor; Steve Kelley, Kay County Sheriff; Brenda Medlock and Shannon Mallory, OSU Extension Office; Dennis Bonewell, Kay County Emergency Management Director; Tammy Reese, Secretary/Kay County Clerk. (See sign in sheet). Jack Godberson, Member, absent.

Motion was made by Shanks and seconded by Wilson approving to recess the meeting to meet at Newkirk Public Schools Old Gymnasium located across the street from the courthouse at 215 S. (corrected from Agenda that read 2155) Maple, Newkirk, OK. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving to come out of the recess (9:13 a.m.). Motion carried: Wilson, aye; Shanks, aye.

Location and means of future BOCC meetings: DA Hermanson told the open meeting law requires a ten (10) day notice of changes on date, time and place of meetings. He said he wanted this agenda item to give the BOCC a chance to discuss how to hold future meetings. Clerk Reese said she visited with Shannon Mallory in the OSU Extension office and confirmed what would be needed to live stream the meetings in the gymnasium. DA Hermanson said he would be receiving more information from the Attorney General on amendments made regarding open meetings. After much discussion, it was the consensus of the BOCC to hold the meetings in the Newkirk gymnasium without the live streaming.

No action was taken on location and means of future BOCC meetings.

Motion was made by Shanks and seconded by Wilson approving regular meeting minutes of March 23, 2020. Motion carried: Wilson, aye; Shanks, aye.

No action was taken to enter into a special meeting of the Kay County Public Buildings Authority.

No action was taken or needed to re-enter into the regular meeting of the BOCC.

Motion was made by Shanks and seconded by Wilson approving to rebid Tanker Remount and Equipment for Kildare Fire Department. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson approving Oklahoma Juvenile Affairs February 2020 Detention Transportation Claim in the amount of \$2,009.37. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson tabling FY2021 Cooperative Agreement USDA-APHIS Wildlife Services Division and BOCC, and Invoice in the amount of \$2,400.00. DA Hermanson said the body of the agreement was problematic due to the contract date and amount listed as costs in the agreement is different from than the invoice. Shanks and Wilson stated these services have not been utilized and both were willing to not approve, but wanted to see if Commissioner Godberson still was interested in their services. Motion carried: Wilson, aye; Shanks, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects: Commissioner Shanks told for a couple of days his crews were able to blade and haul rock. He said weather permitting, crews will get back on roads to blade and haul rock, if it rains crews will be working the shop. Shanks remarked River Ridge is still working Bridge#55. He also told Peckham Rd. will no longer have a detour because the road would be closed and only assessible to local traffic.

Commissioner Wilson said crews hauled rock from APAC for FEMA Projects, filled in holes in asphalt on 13th Str., worked on trucks in the shop, bladed two (2) days and had the graders out on Saturday and hauled shale to "U" and "Q" Strs.

Wilson said he wanted to take "no action" until he finds out if it has been approved from FEMA on Contract Agreement Emergency and Transportation Revolving, ETR Fund by and between Kay County BOCC and the Oklahoma Cooperative Circuit Engineering Districts Board (OCCEDB) on the following:

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Project Number: ETRCB8-36-3(36)20-requested amount-\$115,000.00, anticipated reimbursement fund FEMA Funds.

Motion was made by Shanks and seconded by Wilson approving the following Public Service/Pipeline Crossing Line Installation: Kay Electric Cooperative, SW4/SW4 S2 T28N R2W ending SW4/SW4 S5 T28N R1W, Bender Rd., Dist#3; Kay Electric Cooperative, NW4/NW4 S17 T25N R1W ending SW4/SW4 S17 R25N R1W, 44th Str., Dist#3; Kay Electric Cooperative, SE4/SE4 S23 T25N R1W ending NE4/NE4 S26 T25N R1W, White Eagle Rd., Dist#3. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Wilson and seconded by Shanks approving the following Resolutions to Deposit Funds: Res#19, 20-115, Highway Dist#1-\$89,106.14, FEMA Pecan Road Project #20466. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson tabling Bid#2019-28 River Road Pavement Repair, Dist#2 (waiting to hear from Kaw Nation). Motion carried: Wilson, aye; Shanks, aye.

The following Resolutions are affirming all business conducted in BOCC meeting held on March 23, 2020. DA Hermanson told the Attorney General changed his opinion, on March 24th, as to what was a proper meeting:

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-118 Kay County 401(a) Plan-Amendment One-2020 regarding certain benefits. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-119 Ad Valorem Reimbursement Fund, for loss of revenue due to exemption of new or expanded manufacturing facilities in 2018 for 2019 tax year. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-120 Contract and Agreement for Juvenile Detention Services between the County of Comanche and the County of Kay, \$40.00 per juvenile/detainee, per day. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-121 Rebid Tanker Remount and Equipment for Kildare Fire Department. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-122 Bridge Application Form Emergency and Transportation Revolving Fund Program on the following bridges: Bridge CN#45 NBI#08568 Str. Loc.#36E0100N319002, requested amount-\$90,000.00, Dist#3; Bridge CN#32 NBI#11874 Str. Loc.#36E0080N318002, requested amount-\$90,000.00, Dist#3 (corrected from agenda that read Dist#2); Bridge Str. Loc.#N3140E0040000, requested amount-\$115,000.00, Dist#3. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-123 Contract Agreement Emergency and Transportation Revolving, ETR Fund by and between Kay County BOCC and the Oklahoma Cooperative Circuit Engineering Districts Board (OCCEDB) on the following: Project Number: ETRCB8-36-3(34)20-requested amount-\$90,000.00, anticipated reimbursement fund-BIA Funds; Project Number: ETRCB8-36-3(35)20-requested amount-\$90,000.00, anticipated reimbursement fund-BIA Funds; Project Number: ETRCB8-36-3(36)20-requested amount-\$115,000.00, anticipated reimbursement fund FEMA Funds. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-124 to go out for sealed bids on removal of existing 24' x 53' bolt-together framed building with all existing fixtures and wiring included (building is located on courthouse property). Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-125 on Resolution No. 19, 20-114, a resolution memorializing board action regarding closing courthouse to the public because of a widespread threat of the COVID-19 pandemic. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-126 to reject Bid#2019-23, River Road Hot In-Place Recycle Pine Avenue to 106th Lane, Dist#2. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-127 Bid#2019-28 River Road Pavement Repair, Dist#2. Motion carried: Wilson, aye; Shanks, aye.

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Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-128 Transfer of Funds: Hwy. Dist#2 Maintenance & Operation-\$4,604.59 to BIA 6 Bridges Project. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-129 Payroll with warrants to be released on March 30, 2020. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-130 Maintenance & Operations. Motion carried: Wilson, aye; Shanks, aye.

Motion was made by Shanks and seconded by Wilson affirming Resolution No. 19, 20-131 Blanket Purchase Orders. Motion carried: 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. DA Hermanson suggested the BOCC create a Resolution to the Newkirk Public Schools thanking them for the use of gymnasium.

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

DA Hermanson left the meeting at 9:43 a.m.

FY 2019/2020 PURCHASE ORDERS:

Assr Rev Fee Labels 3074 Redlands Office Solutions LLC 23.88; Donations Mats 3183 Atwoods Distributing 330.74; Drug Court Attorney Fees 3054 Terrell Law Firm PLLC 250.00; Payroll 3236 Gross Payroll 3663.26; Water 3009 Quality Water Service 32.65; Family Drug Court Attorney Fees 2654 Wilson, Brewer & Munson 500.00; Drug Court Attendance 2974 Terrell Law Firm PLLC 500.00; 2976 Wilson, Brewer & Munson 500.00; Payroll 3238 Gross Payroll 3621.87; Transportation 2617 United Community Action 32.00; 2618 United Community Action 32.00; General Broadcast 3178 Speak Now Film Co. 500.00; Budget 2083 County Budgeting Services LLC 1166.66; Fees 3073 Tisdal & O'Hara PLLC 568.50; Fuel 2800 Fuelman 1061.71; Ink 3198 Redlands Office Solutions LLC 653.00; Payroll 3202 Gross Payroll 14147.97; 3203 Gross Payroll 500.00; 3204 Gross Payroll 14297.24; 3205 Gross Payroll 500.00; 3206 Gross Payroll 28022.97; 3207 Gross Payroll 500.00; 3208 Gross Payroll 16025.87; 3209 Gross Payroll 1026.33; 3210 Gross Payroll 14672.97; 3211 Gross Payroll 600.00; 3212 Gross Payroll 19869.70; 3213 Gross Payroll 8100.00; 3214 Gross Payroll 200.00; 3215 Gross Payroll 35.65; 3216 Gross Payroll 10856.27; 3217 Gross Payroll 2149.50; 3218 Gross Payroll 17449.70; 3219 Gross Payroll 36201.27; 3220 Gross Payroll 40285.44; 3221 Gross Payroll 4045.00; 3222 Gross Payroll 3625.00; 3223 Gross Payroll 2300.00; 3224 Gross Payroll 75417.97; 3225 Gross Payroll 3315.00; 3226 Gross Payroll 2850.00; 3227 Gross Payroll 44518.91; 3228 Gross Payroll 2100.00; Phone 2623 AT&T 1370.87; Supplies 2478 Walmart Community 187.76; Travel 2731 Nicholson, Elizabeth 29.90; Health Alarm 2278 Falco Alarm Co. 213.00; Billing 2938 OK Natural Gas 236.62; Lawn Care 1958 Turf Surfers Inc. 250.00; Phone 2941 AT&T 375.58; Service 2557 AT&T Mobility 103.14; Travel 2277 Laura Pruett 77.28; Utilities 2556 Ponca City Utility Authority 936.88; Highway null 3039 Brandts 143.48; 3079 Circuit Engineering District #8 115.75; Asphalt 3072 Evans & Associates 2116.98; 3180 Logan County Asphalt Co. 1500.24; Billing 2322 OK Natural Gas 72.93; Blades 2383 Dub Ross Co. Inc. 4180.00; Copies 3106 Galaxie Business 86.90; Diesel 3170 Farmers Grain Company 8657.88; Fire Extinguishers 3080 Pioneer Fire And Safety 491.00; Internet 2947 Chisholm Broadband 68.00; 2997 Chisholm Broadband 58.00; Maintenance 3003 Standley Systems Inc 40.70; Paper 3068 Redlands Office Solutions LLC 64.98; Parts 2807 Action Truck Parts 442.99; 3045 Southwest Truck Parts 430.75; 3095 John Deere Financial 919.15; 3184 John Deere Financial 22.55; Payroll 3229 Gross Payroll 53601.50; 3230 Gross Payroll 43115.83; 3231 Gross Payroll 57566.11; Posts 3081 Circuit Engineering District #8 105.00; Repairs 2336 G & B Auto Service Inc 286.00; Rock 2636 APAC-Central Inc 10769.33; 2850 Sober Brothers 2998.68; 3077 Dolese Bros Co 7549.23; Service 2608 Ponca City Utility Authority 551.85; 2948 Dish 17.05; 2964 Lingo Communications 119.45; Signs 3011 Circuit Engineering District #8 67.00; Tires 3036 Blackwell Tire Service 442.88; Training 1342 Pioneer Technology Center 40.00; 1756 OSU-CTP 125.00; Mental Health Court Attendance 2704 Holmes Yates Taylor & Johnson 75.00; Drug Court Attendance 2968 Terrell Law Firm PLLC 150.00; 2969 Holmes Yates Taylor & Johnson 75.00; Payroll 3237 Gross Payroll 4058.54; Supplies 2970 J & P Supply 30.00; PBA Janitorial 2627 Choate, Calie Jo 1400.00 Resale Payroll 3232 Gross Payroll 5602.19; SH Svc Fee Ammunition 3177 Atwoods Distributing 395.78; Gloves 3173 DASH Medical Gloves 71.90; Keys 3172 Juniors Lock & Alarms 10.00; Maintenance 3142 Burkes Auto Body & Restoration 1278.00; Payroll 3233

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Gross Payroll 2843.37; 3234 Gross Payroll 10.98; 3235 Gross Payroll 2850.00; Printing 2977 A Plus Printing LLC 1207.00; Supplies 2115 Petsense 128.98; 2472 Staples 24.00; uniform 3076 Village Screen Print 141.59; Water 2457 Quality Water Service 85.60

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 Shanks and seconded by Wilson to adjourn at 9:54 a.m. Motion carried: Wilson, aye; Shanks, aye.

Approved this 6th day of April, 2020.

JOHN A. WILSON, CHAIRMAN

JASON SHANKS, MEMBER

JACK GODBERSON, MEMBER

ATTEST:

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