

Tuesday, June 20, 2023
Newkirk, Oklahoma

The Board of County Commissioners (BOCC) of Kay County, Oklahoma, met in regular session at 9:00 o'clock a.m. on Tuesday, June 20, 2023, the meeting was posted for public information on June 16, 2023, at 8:50 a.m. at the Commissioners Room, west entrance of the Kay County Administration Building in Newkirk, Oklahoma, and on the Kay County Website.

Chairman Shane Jones called the meeting to order: Commissioners: Jason Shanks, Member, present; Jeff Kreger, Member, present. Others present were as follows: Shawna Taylor, Kay County Assistant District Attorney (ADA); Rhonda Stephens, Kay County Treasurer-Elect; Janell Leaming, Kay County Assessor; Don Jones, Kay County Detention Center Director; Dennis Bonewell, Emergency Management Director; Dan Hesson, Citizen; Kip Bird, American Telephone; Everett Brazil, Newkirk Herald Journal; Claude Williams, Taxpayers for Transparency; Tammy Reese, Secretary/Kay County Clerk.

Chairman Shane Jones led the flag salute.

Motion was made by Shanks and seconded by Kreger approving the regular meeting minutes of June 12, 2023. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Fusion Connect to GoTo Connect through American Telephone: Kip Bird stated Kay County has voice-over IP meaning the county currently uses fusion with unlimited long distance and have been on this for 6-9 years at a cost of around \$290 a month, if the county goes to GoToConnect it would lower the cost to \$225 a month. Kip Bird explained how both services work. He said if the county decides to go with GoToConnect there would be a one-time upfront switch-over cost of \$361. Bird said one of the commissioners would need to E-sign the agreement if the county chooses GoToConnect.

Motion was made by Shanks and seconded by Jones approving changing from Fusion Connect to GoTo Connect through American Telephone at approximately \$225 a month fee with a one-time upfront switch-over cost of approximately \$361, and authorizing Commissioner Jason Shanks to E-sign the agreement. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving a Software Lease and Maintenance Agreement by and between Kay County Treasurer and TM Consulting, Inc. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving the KellPro Software and Service Agreement by and between KellPro, Inc. and Kay County Clerk. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Jones approving the Oklahoma State Department of Health Business Associate Agreement by and between the Oklahoma State Department of Health and R. K. Black to provide maintenance to the copy machines for the Kay County Health Department. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving the Ambulance Service Agreements by and between Kay County and the following: City of Blackwell, City of Newkirk, City of Ponca City, and City of Tonkawa. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving Resolution No. 22, 23-135, a resolution of the BOCC for Kay County, Oklahoma regarding the administration of an additional one-third or one percent (1/3 of 1%) county sales tax upon the gross proceeds or gross receipts derived from all sales taxable under the Oklahoma Sales Tax Code, which provides that 100% of all revenues derived therefrom would be apportioned equally among participating volunteer fire and emergency medical service providers located and operating within the corporate boundaries of Kay County, Oklahoma, with correction in the agreement naming the County Clerk as the purchasing agent instead of Kay County Dist#2. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

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Motion was made by Kreger and seconded by Shanks approving Resolution No. 22, 23-134, directing the Treasurer to forward all Rural Fire and Ambulance Service District Sales Tax Collections to the Rural Fire ST Fund 1321 and the Ambulance Service District ST Fund 1303, and Use Tax Funds pertaining to said entities shall be disbursed for the Rural Fire and Ambulance Services Districts to Fund 1301 and shall be disbursed to said funds by the County Clerk. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Jones approving a Professional Legal Services Contract by and between the BOCC and Tisdal & O'Hara, PLLC, to represent Kay County with regards to certain Wind Farm ad valorem tax issues. Commissioner Shanks asked if Kay County is still partnering with Grant County for these services; Assessor Leaming answered yes. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving Agreements between the BOCC and the following to have remote terminal capabilities with the Assessor's office: Gene Wilkerson. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

No action was taken on a Contract with Western Plains Youth & Family Services, in Kay County for services at Northwest Oklahoma Regional Juvenile Detention Center, \$68.00 per child per day, per the request of Sheriff Steve Kelley.

The unused amount of ARPA funding that was given to the Kay County Detention Center (KCDC): Director Jones said from the ARPA funding that was first given to the KCDC for a tracker scanning device and a water softener; he said both items came in much less than what was anticipated and he would like to use the unused amount to purchase a tractor/loader, brush hog, and a new tilt service.

Motion was made by Shanks and seconded by Kreger approving to use the unused amount of ARPA funding that was given to the Kay County Detention Center to purchase a new tractor/loader, brush hog, and a new tilt skillet for food service. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects: Commissioner Jones said crews cleaned out a ditch and removed trees on Cowboy Hill Rd., repaired and replaced road signs on county roads, and put in a culvert on Ferguson east of LaCann and east of Hwy. 77, drove roads and drained the water off the roadways in the district, sprayed around signs and bridges, graded, mowed, and hauled material to roads and stockyard.

Commissioner Shanks said River Rd. and Bear Creek Fire Department helped to put out a fire on a bridge. He said Saturday there was a wreck on Peckham Rd., and stated the bridge will need to be replaced. Shanks said crews will also be blading, and hauling rock and dirt.

Commissioner Kreger said crews dug shale at the pit, hauled rock and shale to the roads, graded roads, and hauled rock from Burbank and will finish hauling from Sober. He said crews are taking final pictures for a large FEMA PW#1013 project. He told a FEMA representative came and took pictures for a small project closeout for Disaster #4438. Kreger stated this should close out all the small projects for Kay County Dist#3. He mentioned that Coleman Riverbank Project is being worked on by Paradigm contractors and noted that will be the last large FEMA Project from 2019.

Motion was made by Jones and seconded by Kreger approving the following Public Service/Pipeline Crossing Line Installations: Kay Electric Cooperative, SE4/SE4 S22 T26N R1E ending NW4/NW4 S12 T26N R1E, "T" Street, Dist#1. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Kreger and seconded by Jones approving the following Resolution for Disposing of Equipment: Res#22, 23-136, Hwy. Dist#2, shop fan, junked. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

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Motion was made by Shanks and seconded by Kreger approving the County Treasurer's Summary of Collections May 2023 Monthly Report. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Jones approving the following Kay County Monthly Reports for May 2023: Assessor, County Clerk, Election Board. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving the following Resolutions to deposit funds: Res#22, 23-132, Hwy. Dist#3-\$35,010.00, sale of 2012 HMC-SP-80 Vibratory Pile Driver; Res#22, 23-133, Child Abuse Prevention-\$1,231.02, juror donations; Res#22, 23-137, Hwy. Dist#2-\$1,143.33, sale of scrap metals; Res#22, 23-138, Hwy. Dist#3-\$1,437.40, sale of scrap metals. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving the following Transfer of Appropriations: Excise Board Personal Service-\$169.59 to Travel; Emergency Management Maintenance & Operations-\$1,600.00 to Personal Service; CBRI-\$250,000.00/FEMA Projects-\$89,875.00 Total of \$339,875.00, Hwy. Dist#3 to Coleman Rd. River Embankment Project – (This agenda item was first put on the agenda and approved on 5-8-23; the same item was inadvertently placed back on the agenda on 5-15-23 and approved a second time. The BOCC included in their motion today to undo their vote on 5-15-23 on this item); FEMA Dist#3-\$90.00 to Coleman Rd. River Embankment Project. Motion carried: Kreger, aye; Jones, 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 Shawna Taylor left the meeting to attend court.

Motion was made by Jones and seconded by Kreger approving Payroll with warrants to be released on June 29, 2023, Maintenance & Operation Claims, and Blanket Purchase Orders. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

FY 2022/2023 PURCHASE ORDER:

ARPA 2021 Hauling 3875 Sober Brothers 11182.05; Rock 3876 Burbank Materials LLP 11121.80; Bond-ST Collections 4242 Kay County PBA Gross Revenue, Acct#7303000186 147354.64; Drug Court Blanket for groceries 4004 HAC Inc 92.48; Court Attendance 3815 Terrell Law Firm PLLC 500.00; Office rent 3976 Chu-ona Plaza 234.00; Phone 3975 Zulty's Inc 100.00; Plaques 4003 A+Printing 135.00; Testing 3814 Averhealth 2679.25; Water 3816 Quality Water Service 51.50; Family Drug Court null 3969 Zulty's Inc 100.00; Cake 4180 Cassady, Melani 50.00; Court Staffing 3810 Terrell Law Firm PLLC 250.00; 3811 Jowers, Rae 250.00; Office rent 3967 Chu-ona Plaza 234.00; Plaque 4010 A+Printing 25.00; Reimbursement 4179 Roquemore, Carmon Chastine 150.00; Testing 3812 Averhealth 287.00; General Chairs 4031 Amazon Capital Services 129.99; Contractual Services 3920 Oklahoma State University 9666.66; Cremation 4228 Trout Funeral Home 500.00; FUEL 3883 Fuelman 1997.79; 3884 Fuelman 498.17; Gear 4176 Zero 9 Solutions 39.95; Juvenile Detention 3238 OK Juvenile Justice SVCS 3560.00; 3887 CommunityWorks 5340.00; Notary Bonds 4189 Secretary of State 10.00; Office Supplies 4169 Redlands Office Solutions LLC 930.90; Renewal 4230 Secretary of State 20.00; supplies 4175 Sirchie 120.55; Supplies 4166 Amazon Capital Services 246.28; 4187 Redlands Office Solutions LLC 1604.82; Health Lawn Care 2126 E & E Mowing & Lawncare LLC 750.00; Phone 4124 AT&T 238.74; Postage 2838 Pitney Bowes Global Financial Services LLC 144.93; Service 3835 Chavez, Leonel 1800.00; Translation 3834 Language Line Services 971.30; Utilities 3832 City of Blackwell 328.27; Highway Billing 3788 Kay Electric Cooperative 309.00; Dumpster 3785 Davis Sanitation 65.00; Lease 3758 Caterpillar Financial Services Corp 2727.00; 4209 OK Dept. of Transportation 7759.55; 4210 SNB NA 3455.16; 4211 SNB NA 1599.53; Parts 4032 Warren Cat 422.04; Pipe 4072 Century Products 1351.06; Pump 4023 Capital One Trade Credit 295.98; 4155 Capital One Trade Credit 239.98; Repairs 3885 Brandts 298.59; 4083 Buckners Truck Sales 246.13; Rock 4184 Sober Brothers 58.50; Service 4092 Hotsy of Oklahoma Inc. 3832.05; Signs 4213 Circuit Engineering District #8 900.00; 4226 Circuit Engineering District #8 930.00; Surveying

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4227 Circuit Engineering District #8 6250.00; Tarps 4158 GREAT WESTERN TRAILERS 342.82; Telephone 3784 Nextiva Inc 93.30; Tires 4112 Southern Tire Mart 1348.88; Training 4027 Pioneer Technology Center 40.00; Uniforms 3693 Cintas Corporation Loc 1611.20; Water 3783 City of Newkirk 30.00; 3895 Quality Water Service 60.95; windshield 4190 Mike Kiser 300.00; Jail Debt-ST Collections 4244 Kay County JFA #124183 392405.96; Mental Health Blanket for groceries 4017 HAC Inc 69.97; Office rent 3973 Chu-ona Plaza 234.00; Phone 3971 Zulty's Inc 100.00; Supplies 4016 Staples 138.08; Resale Fees 3775 CSG Forte Payments, INC. 75.00; SH Svc Fee Ammunition 3913 On Target Ammunition LLC 2489.69; Notary Bonds 4103 Secretary of State 0.00; Software 3260 Dept. of Public Safety 420.00; 3629 Dept. of Public Safety 420.00; Use-ST Collections 4243 Kay County PBA Gross Revenue, Acct#7303000186 19186.18

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 the same during regular office hours.

There being no other business, motion was made by Jones and seconded by Shanks to adjourn at 10:05 a.m. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Approved this 26th day of June 2023.

SHANE JONES, DIST#1, MEMBER

JASON SHANKS, DIST#2, MEMBER

JEFF KREGER, DIST#3, MEMBER

ATTEST:

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