

Monday, March 15, 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, March 15, 2021, the meeting was posted for public information on March 12, 2021, at 8:50 a.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); Steve Kelley, Kay County Sheriff; Susan Keen, Kay County Assessor; Dennis Bonewell, Emergency Management Directors; Jaelin Kent, Kaw Nation; Brenda Medlock, Extension Educator FCS/4-H, CED; Shannon Mallory, Extension Educator AG/4-H; Liz Nicholson, Extension Educator 4-H; Donna Parker, Oklahoma Court Services; Michelle Mollet, Kay County Health Department; Jeff Baker, Bruckner's Truck & Equipment; Janie Webb, Blackwell; Claude Williams, Taxpayers for Transparency; Tammy Reese, Secretary/Kay County Clerk.

Chairman Shanks led the flag salute.

Motion was made by Godberson and seconded by Wilson approving regular meeting minutes of March 8, 2021. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

Motion was made by Godberson and seconded by Wilson approving adopting a Proclamation for Child Abuse Prevention Month for April. DA Hermanson said this was presented by Maggie Hutchinson, Dearing House Child Advocacy Center, in an effort to prevent child abuse and neglect by promoting awareness of healthy child development, positive parenting practices and the types of support families need within their communities. Chairman Shanks read the proclamation. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

Report given by Donna Parker, Oklahoma Court Services, presenting the number of community service hour's defendants are working and the projects they are involved in for February 2021: Ms. Parker reported the new community service clients-9, regular community service clients turned in for the month-53, sanction community service hours completed-287, total hours completed-967 and community service offender completions-10. Completed Events for the month where the clients cleaned, picked up trash, helped in the kitchen and assisted in various types of actives for the following: My Favorite Things, New Hope Christian Fellowship, City of Blackwell, Northern Oklahoma Humane Society, Lake Ponca, Blackwell Fire Department and Rose Stone Inn. Upcoming events: Blackwell Museum, Tonkawa Food Pantry, Tonkawa Cemetery and New Life Trails.

OSU Extension regarding their programming activities for the month of February 2021: Brenda Medlock began by thanking the BOCC for allowing them time to speak. She said February was an extremely busy month with the livestock show; she said it took everyone in their office working hard with many volunteers.

Liz Nicholson told this was the 95th annual Kay County Junior Livestock Show. She said the livestock show was actually pushed back a week due to the severe weather conditions. Nicholson said the 4-H'ers remained safe and no one contracted COVID. She told one of the judges was from Texas and said he did an excellent job with the kids in coaching and helping them during the showmanship class. Nicholson said Colton Tripp's service project is going well; she mentioned he will make a presentation to the entire Farm Bureau on Thursday. She stated Tripp has worked hard and is maintaining contact with the organizations he has given comfort bags.

Shannon Mallory stated the livestock show was a huge success. He talked about the carcass contest, showing and judging, commercial beef, and students learning about the meat judging. He said it has been a lot of fun and very rewarding for both the 4-H'ers and the OSU staff.

No action was taken; however, much discussion was made regarding marijuana farms and the public health effects. A concerned citizen expressed health concerns, zoning, and locations near schools. The citizen worries about airborne pollutants, waste of the hazardous substance, and the health affects caused from the plant growers. Other concerns mentioned was the amount of electricity used in these

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operations. Sheriff Kelley and DA Hermanson stated they are frustrated about the overall situation and stated this problem is mostly regulated by the state leaving local law enforcers out of the picture. DA Hermanson said law enforcers are limited because of legislation; he suggested speaking with the legislators regarding this topic.

Signing Certificate of Compliance applications in a BOCC meeting: Chairman Shanks said he wanted to have people seeking applications to come to the BOCC meeting and have the application signed at that time. DA Hermanson suggested having all commissioners sign the application regardless of the district. Shanks said this will be back on the agenda for next week with additional language to discuss fees. No action was taken.

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

Motion was made by Shanks and seconded by Godberson approving adding the ACCO February 2020 Revisions on the Drug and Alcohol Testing Policy to the Kay County Employee Personnel Policy Handbook. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

Sheriff Kelley suggested each office/officer add a "safety sensitive" policy to their individual office. Godberson asked if he could ask employees if they have a medical marijuana card. Discussion was made regarding who is "safety sensitive" and that truck drivers were not allowed to carry these cards.

Motion was made by Shanks and seconded by Godberson approving Kay County Assessors request of \$15,000 from the General Government Maintenance & Operation account be transferred to the Visual Inspection Professional Services account for legal fees. DA Hermanson said there are several counties involved in this wind farm lawsuit and the legal service fees are being split between the counties involved. Assessor Keen said she would be requesting schools pay their part, like the county does, of the legal fees and when money is received from the school it would be returned to the General Government account. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

Road and Bridge Projects/Circuit Engineering District (CED) No. 8 Road and Bridge Projects: Commissioner Godberson told crews bladed and hauled materials to roads district wide, boom mowed and mowed on area roads, cut trees on Kildare east of Enterprise Rd., patched holes on "S" Str., cleaned out culverts district wide, put in two culverts on Prospect and cleaned out a ditch on "T" Str.

Commissioner Shanks told the City of Newkirk would be shutting off the water tomorrow at 10 a.m. and said he is not sure on the length of time the water would be turned off. He said his road crews are working in the shop.

Commissioner Wilson told his crews dug shale at the pit, hauled shale to roads and FEMA spots, graded roads, took out trees and cleaned around culverts, worked on signs, and started Bridge #33 on Earth Rd., 44th and 29th Str.

COVID Relief Funds: Chairman Shanks said he put this item on the agenda so he could discuss with the other two commissioners about the funds. Shanks said he is in dire need of repairs to his shop. He told the shop has exhaust fumes, water in the electrical sockets and many other major issues; he said he would like to use the money received to build a 70 x 80 building. Shanks said he has visited with the auditors regarding these funds and believes the money can be spent in this manner. Dennis Bonewell agreed saying there are no restrictions on these funds and stated this is a reimbursement grant.

Motion was made by Shanks and seconded by Godberson approving Construction Contract by and between Kay County and Circle C Paving, LLC for a BIA Project on River Road (Bid#2021-11), Dist#2. Shanks believes the project could come up short on funds at approximately \$29,000, if so, the remaining funds would be paid out of Hwy. Dist#2. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

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Motion was made by Godbersson and seconded by Shanks approving to go out for bid for a Road Groomer, Dist#2. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Godbersson approving to purchase a pickup Ford F250 Super Crew off the State Contract, Dist#2 in the amount of \$33,156.00 out of Hwy. Dist#2 Capital Outlay account. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Wilson approving to purchase two (2) Mack Semi-trucks and all financial documents, Dist#2. Shanks told he is getting these trucks through Bruckner's Truck & Equipment off State Contract #SW35T. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Wilson tabling to purchase a 420 Backhoe off the Sourcewell Contract and Sales Agreement and all financial documents, Dist#2, for review by DA Hermanson. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Godbersson approving the purchase of a 2021 John Deere R15 Flex Wing Rotary Cutter, State Contract, Dist#1, State Contract #196 in the amount of \$21,577.92. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Godbersson approving the following Public Service/Pipeline Crossing Line Installation: Barber Oil, LLC, SW4/SW4 S8 T27N R2E ending Nw4/NW4 S17 T27N R2E, Adobe Rd., Dist#2; Blackwell Rural Water Corp. SE4/SW4 S8 T27N R1W ending SE4/SW4 S8 T27N R1W, parallel to Adobe Rd. (E0130), D#3. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Godbersson and seconded by Wilson approving the following Kay County Monthly Reports for February 2021: Court Clerk; Election Board. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Godbersson and seconded by Shanks approving the following Resolutions for Disposing of Equipment: Res#20, 21-104, Dist#1, Four (4) chestnut office chairs, junked; Res#20, 21-107, Dist#2, Flex Wing Rotary Cutter, trade. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Wilson and seconded by Godbersson approving the following Resolutions to deposit funds: Res#20, 21-101 Highway Dist#2-\$1,000.00, Public Service/Pipeline Crossing Line Installation; Res#20, 21-102 Highway Dist#1-\$209.50, sale of culvert and crusher run; Res#20, 21-103 Highway Dist#1-\$270.00, sale of used culvert and crusher run; Res#20, 21-105 Child Abuse Prevention-\$125.82, juror donations; Res#20, 21-106 Highway Dist#2-\$500.00, Public Service/Pipeline Crossing Line Installation. Motion carried: Shanks, aye; Wilson, aye; Godbersson, 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 Shanks and seconded by Godbersson tabling Bid#2021-12 Roof Repair for Dist#2 Warehouse (opened in BOCC meeting 3-1-21). Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Godbersson approving and awarding the lowest bid on Bid#2021-13 Telephone Data Wiring Annex & OSU Extension Buildings (opened in BOCC meeting 3-8-21) to American Telephone, Inc. -\$52,430.00. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

Motion was made by Shanks and seconded by Godbersson approving and awarding the lowest bid on Bid#2021-14 Generator (opened in BOCC meeting 3-8-21) for the Kay County Health Department to Imajenus Inc. -\$73,300.00, upon receiving the notarized copy of the Business Relations document. Motion carried: Shanks, aye; Wilson, aye; Godbersson, aye.

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Motion was made by Godberson and seconded by Wilson approving Payroll with warrants to be released on March 30, 2021. Maintenance & Operation Claims and Blanket Purchase Orders. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

Discussion was made regarding the Elk City auction.

FY 2020/2021 PURCHASE ORDERS:

Drug Court Gloves 2000 Lowes Companies Inc. 367.18; Labor 2619 Fahs, Valorie 360.00; Testing 2612 Omega Laboratories Inc 44.00; 2620 Avertest LLC 1478.00; General Antenna 2568 American Telephone Inc 150.00; Billing 1983 OK Natural Gas 306.07; Contractual Services 2878 Oklahoma State University 16333.33; Detention 1415 Western Plains Youth & Family 272.00; Electrical Work 924 Younger-Holmes Electrical Contractors 433.08; Expenses 2359 Card Service Center 45.20; Flags 2994 Betsy Ross Flag Girls Inc. 572.68; Forms 2310 Midwest Printing 96.39; Fuel 1675 Earnheart Oil Inc 216.90; Ink 2309 OMECORP, LLC 584.00; Internet 2279 Verizon Wireless 40.01; Phone 2643 AT&T 1379.23; Repairs 1672 Wards Air Conditioning 1612.15; Stamps 2954 Redlands Office Solutions LLC 79.46; Storage 1189 Newkirk Mini-Storage 480.00; 2653 Newkirk Mini-Storage 166.00; Supplies 2314 Redlands Office Solutions LLC 439.83; 2365 Farha Wholesale Co. 402.38; 2767 Cintas Corporation 570.82; 2901 Cintas Corporation 166.16; Telephone 1985 Touchtone Communications 12.29; Training 1827 Pioneer Technology Center 80.00; 2823 Pioneer Technology Center 80.00; Water 2402 Quality Water Service 63.50; 2899 Quality Water Service 51.75; Health Lease 2962 Pitney Bowes Global Financial Service LLC 144.93; Pest Control 2963 Parker Pest Control 178.00; Repairs 2768 Adams Plumbing 197.91; Supplies 2526 Farha Wholesale Co. 219.95; Utilities 2600 Ponca City Utility Authority 1257.19; 2730 City of Blackwell 379.53; Highway null 2996 Cross Oil 487.50; Billing 2270 Kay Electric Cooperative 385.00; Dumpster 2609 Davis Sanitation 65.00; Fabrication 2934 C Johnstone LLC 90.00; Inspections 2982 Pioneer Fire And Safety 325.00; Internet 2912 Chisholm Broadband 58.00; Labor 3013 Wilson, Rhod 250.00; Lease 2970 SNB NA 12660.04; 2989 OK Dept. of Transportation 2575.00; 2990 SNB NA 4113.38; 2991 SNB NA 857.19; 2992 Welch State Bank 2136.55; LEASE PURCHASE 2764 OK Dept. of Transportation 6490.60; Mileage 2979 Shanks, Jason R. 106.40; 2997 Godberson, Jack 104.83; Mirrors 2969 P & K Equipment 77.58; Parts 1342 Bumper To Bumper 86.63; 1881 John Deere Financial 396.53; 2092 The Hydraulic Center 63.64; 2105 Southwest Truck Parts 290.95; 2430 Hats Auto Supply 175.95; 2500 Blackwell Auto Supply 570.38; 2665 Yellowhouse Machinery Co 104.44; 2978 Hats Auto Supply 229.52; Reimbursement 2975 Reneau, Ivan W. 40.00; Repairs 2535 Kelle Oil Company 171.46; Shale 1531 Mike Redding 985.00; Supplies 2383 Brandts 125.05; 2534 Lampton Welding 299.80; 2736 Brandts 170.14; 2820 Cintas Corporation 163.23; Training 3012 Pioneer Technology Center 40.00; Window 3005 Mike Kiser 363.00; windshield 2986 Mike Kiser 250.00; Jail Debt-ST Collections 3001 Kay County JFA #124183 345617.48; Mental Health Testing 2628 Avertest LLC 623.00; ML Fee Shredding 309 Top Secret Document Destruction Svcs 42.00; PBA Collections 3000 Kay County PBA Gross Revenue, Acct#7303000186 154827.28; SH Svc Fee Cartridges 2949 Axon Enterprises, INC 901.25; Maintenance 1068 Harrell Automotive & Recovery 165.00; Supplies 2366 Redlands Office Solutions LLC 97.08; Transports 2529 O'Brien, John Trevor 99.00

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 Shanks to adjourn at 11:40 a.m. Motion carried: Shanks, aye; Wilson, aye; Godberson, aye.

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Approved this 22nd day of March, 2021.

JASON SHANKS, CHAIRMAN

JACK GODBERSON, MEMBER

JOHN A. WILSON, MEMBER

ATTEST:

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