

Monday, June 5, 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 Monday, June 5, 2023, the meeting was posted for public information on June 1, 2023, at 4:15 p.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: Brian Hermanson, Kay County District Attorney (DA); Billie Chrz, Kay County First Assistant District Attorney (ADA); Rob Davis, Kay County Assistant District Attorney (ADA); Vayden, Kay County DA Dog; Steve Kelley, Kay County Sheriff; Christy Kennedy, Kay County Treasurer; Rhonda Stephens, Kay County Treasurer-Elect; Marilee Thornton, Kay County Court Clerk; Brenda Medlock and Shannon Mallory, OSU Extension; Bailey Lee, Oklahoma Juvenile Affairs; Skyler Mathews and Paul Stocksberry, Kaw Nation; Donna Parker, Oklahoma Court Service; 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 May 30, 2023. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Discussion on letting Vayden, the Kay County D.A. Dog be allowed to be in the Kay County Courthouse and other county buildings: DA Hermanson told those in attendance that Tulah was the DA Dog for a number of years and she is now retired; he said ADA Rob Davis is hosting the new DA Dog Vayden and recently spent two weeks in Dallas for training. ADA Davis said Vayden is a two-year-old half-black lab and half-golden retriever that has had nine months of professional training; he said Vayden is considered a facility dog but is trained in the same manner as a service dog. Vayden can open doors, turn lights on/off, etc., Davis said he is trained not to be noticed. ADA Davis said the two-week training was mainly to train him. He stated the dog will be great to have with the children and eventually will set in court with the children. DA Hermanson said Tulah was such a comfort to children in a courtroom when the person who victimized them was looking at them. He said Tulah would even put her head on the child's lap; he added this was a very calming tool, especially for the children. Treasurer Kennedy said this is such an awesome program, especially for the children. DA Hermanson said he sent an email to all officers explaining about the dog and noted he had positive feedback from all. DA Hermanson said he needed approval from the BOCC before allowing Vayden in the Kay County Courthouse and other county buildings.

Motion was made by Jones and seconded by Shanks approving letting Vayden, the Kay County D.A. Dog, be allowed to be in the Kay County Courthouse and other county buildings. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Report given by Donna Parker, Oklahoma Court Services, presenting the number of community service hours defendants are working and the projects they are involved in: Parker reported the total monthly completed hours for May 2023 as follows: New community service clients-20, regular community service clients-63, sanction community service hours-192, total hours completed-1,300, and community service offender completions-9. She said completed events were held at the Blackwell Cemetery where clients mowed and did weed eating, Blackwell Youth Center clients assisted with activities, Lake Ponca they assisted with picking up trash, Camp McFadden assisted with mowing and weed-eating, and Tonkawa Cemetery clients assisted with mowing. Upcoming Events: Rise Up Church, My Favorite Things, Quality Deer Management, and Humane Society clients will assist with different tasks.

Request from the Court Clerk to use unencumbered funds from the Court Clerk's general government account: Court Clerk Thornton explained she was \$10,243 short on what the State pays to the court fund for four employees. She said she is down one employee and has not replaced that employee or hired because of the space issue in the temporary location, therefore she has unencumbered funds from the Court Clerk's general government account. She said that she and Judge Turner requested additional funds from the State and the State gave them funding but not enough to cover what was needed. Shanks asked if the county could pay for state employees' salaries; ADA Chrz said the situation would be

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comparable to that of the Election Board Secretary. DA Hermanson said the employees are considered county employees. Shanks asked if this was a one-time request; Thornton said it was.

Motion was made by Shanks and seconded by Kreger approving the one-time request from the Court Clerk to use \$10,243 of unencumbered funds from the Court Clerk's general government account to pay for four employees' salaries for the remainder of Fiscal Year 2022-2023. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Kreger approving Contract and Agreement for Juvenile Detention Services by and between County of Comanche and County of Kay, \$40.00 per juvenile per day. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

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

Motion was made by Kreger and seconded by Jones approving reimbursement from the State for the Election Board Secretary's Salary for the month of May 2023. DA Hermanson approved as to form. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Kreger and seconded by Jones approving Appointment of Duty, appointing Darrell Shields as Foreman for District No. 3, effective June 1, 2023. 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 fixed a culvert on LA Cann south of Hubbard, hauled rock to stock and roads district-wide, mowed and boom mowed, and bladed roads district-wide.

Commissioner Shanks said crews are hauling rock to everyone who has called requesting rock. He said it has gone from dry to muddy and crews have had to change their game plan and are grading and hauling rock.

Commissioner Kreger said crews dug shale at the pit, hauled rock and shale to the roads, graded roads, and hauled asphalt millings to the yard.

Motion was made by Kreger and seconded by Jones approving the Transfer of Document, transferring a power washer from Dist. #3 to Dist. #2. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Interlocal Cooperative Agreement with Contiguous Counties: DA Hermanson said the county has been doing this same agreement for around 13 years, and he has been sending it back to them for the proper language and statute reference each year. DA Hermanson said he will once again send back requesting the proper language; he asked the BOCC to table this item.

Motion was made by Shanks and seconded by Jones tabling an Interlocal Cooperative Agreement with Contiguous Counties, whereas the BOCC of Grant County and the BOCC of Kay County authorize their county to participate in a CED with other counties who are within their Association of County Commissioners of Oklahoma. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

Motion was made by Shanks and seconded by Jones approving recommendation of CED#8 to ODOT as Kay County's selection of construction management for Hwy. Dist#1 on Kay County Project JP#34565, Project Description CN 223. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

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

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Motion was made by Shanks and seconded by Kreger approving the following Transfer of Appropriations: Treasurer Personal Services-\$447.52, Part-time-\$1,337.00, Capital Outlay-\$5.00, Total-\$1,789.52 to Treasurer Maintenance & Operation-\$1,303.02 and Travel-\$486.50. 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.**

DA Brian Hermanson left the meeting to attend court.

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

**FY 2022/2023 PURCHASE ORDER:**

Assr Rev Fee Oil Change 4030 Locke Auto Parts 96.07; Drug Court Contract Labor 4005 Butler, Kristopher 108.55; Contractual Services 3819 Herren, Brian 151.50; Labor 3808 Bouton, Lonna Anne 346.28; General Advertising 3670 Elite Advertising 1286.47; Copier Maintenance Agree. 3984 Standley Systems Inc 102.20; Fuel 2165 Earnheart Oil Inc 136.53; FUEL 3623 Fuelman 1717.33; Internet 3823 Verizon Wireless 80.02; Lease 3365 Quadient Leasing USA Inc 1155.00; Mileage 4078 Alexandersen, Dawn Mabelle 59.87; Pest Control 3071 Ultimate Pest Management LLC 96.00; 3380 Ultimate Pest Management LLC 96.00; Petting zoo 302 Kay County Free Fair Board 2500.00; Reimbursement 303 Kay County Free Fair Board 3662.50; 304 Kay County Free Fair Board 5232.04; 305 Kay County Free Fair Board 780.00; 306 Kay County Free Fair Board 12248.00; 2974 Kay County Free Fair Board 7002.00; 2977 Kay County Free Fair Board 200.00; supplies 3239 Walmart Capital One 69.96; Test kits 3328 Sirchie 269.15; Travel 3771 Medlock, Brenda 481.68; Uniforms 3907 Card Service Center 1836.54; Utilities 3549 City of Newkirk 4019.69; Vehicle Maintenance 3881 Burkes Auto Body & Restoration 3942.13; Health Copier 3302 R.K. Black Inc 82.76; 3665 R.K. Black Inc 4011.17; Payroll 3300 Oklahoma State Dept of Health 43086.92; Phone 3828 AT&T 116.57; Repairs 3171 Advantage Roofing LLC 2906.40; Service 3831 Summit Utilities Oklahoma Inc 88.19; 3840 Sparklight 237.45; Shredding 3841 The Meadows Center For Opportunity 236.28; Travel 3282 Frazier, Angela 146.72; Utilities 3301 Ponca City Utility Authority 1392.70; Highway null 3669 Kreger, Jeff S. 322.26; 3964 Kelle Repair & Tire Center 554.20; 4098 Circuit Engineering District #8 2000.00; DEF 4073 Earnheart Crescent LLC 480.70; Internet 4097 KanOkla Networks 60.00; Parts 3786 John Deere Credit 1437.59; 4033 P & K Equipment 911.62; Power Washer 4022 Hotsy of Oklahoma Inc. 2119.55; Rock 4074 Burbank Materials LLP 2025.95; Service 3429 OK Natural Gas 35.51; 3760 Dish Network 112.10; Utilities 3430 Ponca City Utility Authority 498.94; Window tinting 3853 Fisher Window Tinting 420.00; Mental Health Contract Labor 4018 Bouton, Lonna Anne 83.38; Court Staffing 3818 Terrell Law Firm PLLC 400.00; Labor 3809 Butler, Kristopher 460.20; Resale Supplies 4034 Redlands Office Solutions LLC 41.67; SH Svc Fee Notary Bonds 4104 Secretary of State 10.00; Shipping 2920 Staples 396.95; supplies 2899 Lowes Companies Inc. 94.42; Training 3447 National Tactical Officers Association 765.00; Vehicle Maintenance 3248 Kelle Repair & Tire Center 210.63

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.

Six-month bids for commonly used items were opened as follows: Bid#2023-20, Asphalt-T&C Asphalt Materials, Vance Brothers, Inc., Evans & Associates Construction Co., Inc., Logan County Asphalt Co.; Bid#2023-21, Bridge Materials-The Railroad Yard, Inc.; Bid#2023-22, Grader Blades-Warren Cat, Dub Ross Co., Inc.; Bid#2023-23, Concrete-No bids received; Bid#2023-24, Road Rock- Evans & Associates Construction Co., Inc., Dolese Brothers Co., Apac-Central, Inc., Sober Brothers, Inc., Stewart Stone, Inc., Whitaker Aggregates; Bid#2023-25, Culvert Pipe-Core & Main LP-no bid, DP Supply Co., Dub Ross Co., Inc., The Railroad Yard, Sunbelt Equipment & Supply, Inc.; Bid#2023-26, Office Supplies-Farha Wholesale, Redlands Office Solutions; Bid#2023-27, Janitorial Supplies-Farha Wholesale, Redlands Office Solutions, Pyramid School Products

Motion was made by Jones and seconded by Shanks tabling six-month bids for commonly used items to be tabulated. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

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There being no other business, motion was made by Jones and seconded by Kreger to adjourn at 10:21 a.m. Motion carried: Kreger, aye; Jones, aye; Shanks, aye.

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Approved this 12<sup>th</sup> day of June 2023.

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SHANE JONES, DIST#1, MEMBER

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JASON SHANKS, DIST#2, MEMBER

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JEFF KREGER, DIST#3, 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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