

November 18, 2019

The Ottawa County Board of Commissioners held their regular scheduled meeting at 9:00 A.M. on November 18, 2019, with the following members present: Chairman Chad Masterson, Commissioners Russell Earls, Mike Furnas, and County Clerk Robyn Mitchell. Kenny Wright, District Attorney, was also in attendance.

Notice of the meeting was posted at the south door of the Ottawa County Courthouse at 2:43 P.M., November 14, 2019. Commissioners' Meeting Agendas and Minutes can also be found online at ottawa.okcounties.org.

2. The Pledge of Allegiance was recited.

3. Motion by Earls, second by Furnas, to approve minutes of November 12, 2019. By vote: Masterson, aye; Earls, aye; Furnas, aye.

5. There was no citizens' participation or public comments.

6. Motion by Earls, second by Furnas, to approve Resolution Number 2019-20A for Bridge Inspection Responsibility. By vote: Masterson, aye; Earls, aye; Furnas, aye.

7. Motion by Earls, second by Furnas, to approve Resolution 2019-26 for selection of a consulting engineer for project 210 Road and 190 Road overlays, J/P 34477 and 34478. By vote: Masterson, aye; Earls, aye; Furnas, aye.

8. Motion by Earls, second by Furnas, to approve Resolution Number 2019-27 to Grand Gateway Economic Development Authority to authorize the execution and delivery of a Promissory Note and related loan documents to The First National Bank of Vinita. By vote: Masterson, aye; Earls, aye; Furnas, aye.

9. No action taken concerning the jail roof presented by Lallier Construction Inc. Kane Smith, claims administrator, discussed his inspection of the roof. Smith: There was a claim filed in the past and there was some issue? Sheriff: There is storm damage but they couldn't determine if it was new or pre-existing. We did actually file for the storm that did come through this past year. They said there was previous damage. Smith: You can re-coat the roof, you can replace the roof, there are a lot of different options. Earls: How do you get paid? Smith: Through the insurance company. It is no cost to you. There are commercial management fees and line items in the insurance claim and we bill our fees against those. Earls: This can be done retroactive? Smith: Absolutely.

10. Motion by Earls, second by Furnas, to approve comp time payment for the Sheriff's employees. Mitchell: We need to pay over \$16,000 on comp and vacation. We have reserved \$14,286.89. There are no other funds available in the Sheriff's accounts. Earls made a motion to pay the difference between the line item and what is owed out of County general. By vote: Masterson, aye; Earls, aye; Furnas, aye.

11. Motion by Earls, second by Furnas, to approve assigning community service workers from the community corrections program to each district. Sheriff: These folks will be community service status. They don't require a lot of supervision but some. We are looking at a pro-active approach to get people back into the community. It won't cost the County any money but we are getting something in return. Our District Attorney is on the correction board. Anyone that comes over for community service signs a liability form. That is part of the sentencing. Any time we send them out for service and there are issues, we will pull them, we will forward that to Judge Denney and he will make a recommendation of County jail or a different program for them. By vote: Masterson, aye; Earls, aye; Furnas, aye.

12. Update on the Ottawa County Detention Center by Sheriff Jeremy Floyd. Dan Cook, Undersheriff: Johnson Controls believes they can get the panel fixed. Their counterparts have given estimates on the sprinklers and smoke detectors. There were two other bids from two other companies. They just want to replace it now. But there are strong feelings that Johnson Controls can get it fixed without replacing it and only have the \$2,660 purchase order to pay. They trouble shoot tomorrow and

could have it fixed by Wednesday or Thursday. The pressure washing is scheduled for Friday. After the inspection it could be as early as next week to get the prisoners back. Earls: I reached out to Tulsa County and told them that we don't feel like it is fair to charge us \$69 when we supply everything. They indicated that they would look into this and see what they can do. You said you got two more quotes. Cook: The panel with Johnson Controls will be \$31,000. Another company came back with \$32,000 per panel and the other one with \$39,000. The sprinkler heads, one is at \$27,000 and then \$31,000 and \$40,000 are the others. Johnson said there are 39 heads that need to be replaced. They don't all have to be replaced, some just need maintenance, but in a couple of year all of them will need to be. Earls: There is talk of a regional facility but we wouldn't break ground within 3 years. I would not be opposed to trying to get the ones green tagged that need to be serviced. Then periodically working on through ones that can be identified. Sheriff: We are trying to keep our numbers down. But by keeping one pod open that we can work on and then just move around so we can concentrate on the other pods. Earls: We talked about caging the smoke detectors. I would like to be involved in that and see what other facilities are doing. Shannon Walker with Horizon Roofing will be here tomorrow to start the process on working through the worst leaks, conduit and drain lines. He has some TPO membrane he said he would donate on bigger items that need patched. On seams he said it would be between \$6,000 and \$10,000 to fix those.

13. Motion by Earls, second by Furnas, denied reinstating monthly travel stipend for Sheriff Jeremy Floyd in the amount of \$700 a month for the remaining 8 months of the fiscal year 2019-2020. It was not asked for by the Sheriff during budget deadline. By vote: Masterson, aye; Earls, aye; Furnas, aye.

14. Dusty Birdsong with Association of County Commissioners of Oklahoma discussed the fire claim for the Sheriff's department. Earls asked about the possibility of having our insurance claim denied and how would the County dispute that. Birdsong said there is a method in the property coverage agreement that allows that. Neutral parties get involved and it gets analyzed. Qualified people and engineers are consulted. As far as the fire damage, it has been looked at and analyzed where the damage came from. We've also agreed to pay the extra expense up to November 8th on your issues with transferring your inmates back and forth to Tulsa. Robyn Mitchell expressed her appreciation to Dusty. Anytime an answer is needed, he is called and gives an answer. Her phone calls are always returned. Dusty said they cover 73 of the 77 counties in Oklahoma. Every courthouse, every law enforcement car, every jail in the state of Oklahoma except for 4. Anytime they can come in and answer questions, they can help out.

19. Kathy Bowing, County Treasurer, presented a General ledger balance to the commissioners reporting the General balance. There have also been some glitches on getting the tax statements printed but we are working on getting them out as soon as possible.

21. Motion by Earls, second by Furnas, to enter into executive session for the purpose of confidential communications between the Board of County Commissioners of Ottawa County and its attorney approval of the purchase of real property more particularly described as Lots 23 to 32, Block 101 in the City of Miami, Ottawa County, Oklahoma, according to the recorded plat thereof and Lots 11 to 13, Block 100 in the City of Miami, Ottawa County, Oklahoma, according to the recorded plat thereof. The communications in this executive session are confidential. AUTHORITY: Title 25 Oklahoma Statute Section 307(B)(3). By vote: Masterson, aye; Earls, aye; Furnas, aye.

WHEREUPON, the Commissioners' meeting room was cleared except for participants of the Executive Session. Commissioner's Mike Furnas, Russell Earls, Chad Masterson, Robyn Mitchell and Kenny Wright, District Attorney.

WHEREUPON, spectators were allowed to re-enter the regular scheduled meeting.

22. Motion by Earls, second by Furnas, to enter into open session of the meeting with no action taken. By vote: Masterson, aye; Earls, aye; Furnas, aye.

23. Commissioners' activity reports. District #1: We are working on road graders and other equipment. Routine maintenance. I attended the Association of County Commissioners of Oklahoma conference last week in Norman. Congratulations to Russell Earls on becoming the Vice President of the ACCO Board. Earls: thank you, it is an honor to serve my colleagues in Ottawa County. District #2: I also attended the ACCO conference and I think that Russell will make a very good Vice President on the Board. My crew worked on drainage problems in our area. This week we will focus on patching some areas that were hit pretty hard from the flooding and take advantage of the good weather we are having. Also getting some road patching done and routine maintenance. District #3: Routine maintenance, as well. Thank you gentlemen and it is an honor to serve my colleagues in Ottawa County. Steve Paladino will be here Tuesday to help us work through some of our issues with FEMA. I attended the conference, as well. Ed Crone from GRDA is here and I would like to ask him if it would help in any way if we create an Ottawa County Trust Indenture. One of the things we talked about in our classes at conference was creating the trust indenture to pass bonds to help housing incentives, tap grants and tapping into the governors closing fund as well as possibly a multi county trust which we are talking about right now which includes a regional jail, so my question to Ed Crone is that something that this board could establish and sit on it until it is needed. Crone: You could in fact. You had one when I was around, they asked to dissolve it. They actually owned the facility where Discovery Plastics is, I think it might be able to be picked back up without having to create a new one. I could get some guidance on that, it's very beneficial. Earls: we would like for you to look into reviving that. Crone: You have MAEDS and you could staff it with the MAEDS people and give them an additional tool. Earls: if we needed to create a trust here to work in conjunction with MAEDS then that's what we need to do. I would also like to continue to praise our state auditor Cindy Byrd for going to bat for us in the interim study on home rule. State auditor Cindy Byrd testified county government is the most transparent of all the audits she performs including cities, towns, and schools. She stated transparency and accountability are second to none in county government.

25. A jail inspection was held, with the following officials in attendance: Commissioners Chad Masterson, Russell Earls and Mike Furnas. Undersheriff Danny Cook was available for questions.

27. Motion by Earls, second by Furnas, to adjourn. By vote: Masterson, aye; Earls, aye; Furnas, aye.

Chad Masterson, Chairman

Robyn Mitchell, Ottawa County Clerk
Miami News-Record