

June 24, 2019

The Ottawa County Board of Commissioners held their regular scheduled meeting at 9:00 A.M. on June 24, 2019, with the following members present: Chairman Chad Masterson, Commissioners Mike Furnas, Russell Earls and County Clerk Robyn Mitchell. District Attorney, Kenny Wright, was also in attendance.

Notice of the meeting was posted at the south door of the Ottawa County Courthouse at 4:34 P.M., June 20, 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 from June 17, 2019. By vote: Masterson, aye; Earls, aye; Furnas, aye.

4. Motion by Earls, second by Furnas, to approve the following claims: 18 FLEETCOR TECHNOLOGIES \$728.34 15 GUY ENGINEERING \$221.31 AFLAC \$178.67 114 AMERICAN FIDELITY \$410.94 115 AMERICAN FIDELITY FLEX \$50.00 116 CAIC \$39.40 117 EGID \$4,602.30 118 OKLAHOMA TAX COMMISSION \$301.00 119 OPERS \$3,209.03 120 TEXAS LIFE \$41.75 121 WELCH STATE BANK \$3,601.77 20 GOODYEAR \$464.00 2361 THOMSON REUTER-WEST \$272.14 2372 HK ELECTRIC \$98.96 2373 HOMETOWN BOTTLED WATER \$6.25 2374 OK SECRETARY OF STATE \$20.00 2375 PITNEY BOWES \$105.00 2376 WAL-MART \$172.80 2377 HOMETOWN BOTTLED WATER \$6.25 2378 OSU \$125.00 2392 SHANE REDDEN \$165.92 2394 BECKY SMITH \$282.75 2395 GABRIEL HUFFMAN \$179.01 2379 ACTION GRAPHICS PRINTING \$568.00 2380 QUILL CORPORATION \$759.48 2381 PITNEY BOWES \$169.98 2383 CULLIGAN \$10.00 2384 HK ELECTRIC \$187.50 2385 M&D LUMBER \$22.88 2386 AT&T CAPITAL \$1,251.84 2387 WAL-MART \$174.23 2388 CABLE ONE \$71.82 2389 PITNEY BOWES \$1,000.00 2362 QUILL \$299.76 2363 MEDASSURE \$300.00 2365 FLOWERS BAKING \$1,287.41 2364 PITNEY BOWES \$256.41 2390 OTA PIKEPASS \$50.00 2391 ADMIRAL EXPRESS \$178.99 2367 OSU COOP \$1,815.75 2368 COURTNEY MAY \$480.20 2369 WAL-MART PAYMENTS \$781.89 2370 HOMETOWN BOTTLED WATER \$9.00 2371 LAKELAND FINANCIAL SERVICES \$220.42 2366 HOMETOWN BOTTLED WATER \$6.25 305 OK STATE DEPT OF HEALTH \$17,196.51 306 OK STATE DEPT OF HEALTH \$16,536.30 307 SARAH HUBBARD \$119.00 308 RAZOR CONSTRUCTION \$684.00 309 MIAMI FIRE PROTECTION SAFETY EQUIPMENT \$130.00 310 MAGELLAN DIAGNOSTICS \$3,522.58 311 WAL-MART \$99.35 312 SUPPLYWORKS, INTERLINE BRANDS \$54.00 313 SANOFI PASTEUR \$244.14 314 TOUCHTONE COMMUNICATIONS \$11.11 315 OTTAWA \$100.00 316 XEROX CORPORATION \$344.55 317 GREEN COUNTRY SHREDDING \$35.00 1684 OTA PIKEPASS \$13.10 1669 TRACTOR SUPPLY \$14.44 1670 CHASSIDY SMITH \$40.00 1671 OK DEPT OF AGRICULTURE & FORESTRY \$50.00 1672 YELLOWHOUSE MACHINERY \$475.06 1673 ACE HARDWARE \$131.85 1674 FLEETPRIDE \$649.15 1675 B&L WATERWORKS \$86.78 1676 TREASE WELDING \$349.99 1677 BO'S TIRE \$320.00 1679 ACE HARDWARE \$101.96 1680 FABICK TRACTOR \$417.50 1681 O'REILLY AUTOMOTIVE \$180.16 1682 P&K EQUIPMENT \$331.10 1683 BERNICE SANITATION \$40.00 1685 EMPIRE DISTRICT \$422.93 1686 AT&T \$80.77 1687 AT&T \$285.75 1678 MATHESON TRI-GAS \$2,721.84 1688 CHAD MASTERSON \$45.89 1689 WAL-MART PAYMENTS \$488.72 1690 MISACO SIGN & SCREEN PRINTING \$563.60 1691 LAKELAND OFFICE \$65.61 1692 LANGSTON EXTERMINATING \$70.00 1693 FABICK TRACTOR \$1,431.64 1694 CRAFTONS STATION \$12.00 1695 WISPER \$69.94 326 MIDWEST MINERAL \$2,784.84 327 TEETERS ASPHALT \$1,196.00 328 MIDWEST MINERAL \$9,611.59 329 NEO CONCRETE \$1,244.00 330 MIDWEST REFINED FUEL \$606.31 331 LONGAN CONSTRUCTION \$1,372.11 332 MIDWEST MINERAL \$2,999.51 333 KEMP STONE \$93.94 334 KEMP STONE \$5,380.52 335 KEMP STONE \$4,805.84 336 KEMP STONE \$3,453.83 27 JOLENE HOOPER \$100.00 204 207 AFLAC \$17.94 208 AMERICAN FIDELITY \$108.04 209 EGID \$2,566.56 210 OKLAHOMA TAX COMMISSION \$200.00 211 OPERS \$1,518.21 212 WELCH STATE BANK \$1,485.66 176 NORTHERN SAFETY \$8,509.00 177 CITY OF MIAMI \$5,742.00 178 CITY OF MIAMI \$1,058.16 179 CITY OF MIAMI \$764.70 180 NORTHERN SAFETY COMPANY \$5,742.00 181 CITY OF MIAMI \$381.95 182 NE OK ELECTRIC CO-OP \$66.58 135 BROOKS

GREASE SERVICE \$300.00 364 SERVICE SOLUTIONS \$1,856.19 365 DIAMOND PHARMACY \$661.24 366 TOUCHTONE COMMUNICATIONS \$106.04. By vote: Masterson, aye; Earls, aye; Furnas, aye.

5. Rebecca Jim, a concerned citizen, would like to invite everyone to the Tar Creek Conference on September 17 and 18. Last years conference, the speaker Trevor Henry from Department of Environmental Quality talked about the status of the BF Goodrich plant. He said all of the asbestos on the site was contained and was totally safe and the community is protected. One of the volunteers from walked around and came back to my office with a baggie that looked like asbestos. I immediately called DEQ to ask them to analyze it. Instead, they came up to investigate what they assumed was locked up and safe but was not. The powerhouse had been broken into and they were going in and shredding the asbestos off of the pipes and stealing the pipes. They locked up the building and when they went back the next morning it was broken into again. They put up air monitors, they didn't find any asbestos in the air. When they investigated the site more, they found that the person that had done the remediation had left bags of it on site that had not been marked. They turned it over to the Environmental Protection Agency, Mike McAteer, who had been a project manager for the Tar Creek Superfund site, was chosen to be the investigator. He found the powerhouse had once again been broken into. He found breeches in the fence, found all of those loose tiles on the property and sent them off. When he got the results, the piles were full of asbestos. He turned it over immediately in April and was awarded 2.8 million dollars to clean it up. They've been working on the site for 2 weeks now and hauling it off in contained trucks. Regent 6 administrator is coming to see me on Friday morning and I would like to ask if you might consider doing a resolution asking for a complete investigation of the site and complete clean-up. The site does contain several mine shafts and several wells. I'm very concerned they have not investigated just from the interviews I've had with former workers in the last year. I'm concerned those mine shafts might have been used for dumping. We would love to have the whole site cleaned up for the sake of the County, residents nearby and the 900 school children in the area and I really would ask you to consider. Earls asked her if she had visited with the City and she replied that she had. She was hoping to get theirs too. Furnas said he appreciated everything she had done. He has been involved in it for fifteen years or more. You keep the pace forward and our Superfund site has been protected and better. It is in District 1 we are all interested in doing what we can.

6. Motion by Earls, second by Furnas, to approve bid from the Ottawa County Treasurer, on County property from Jack Fitzgerald in the amount of Four Hundred Dollars. Legal description as follows: Lot 4 Block 1 Durant Addition to the City of Miami, Ottawa County, Oklahoma, According to the recorded Plat Thereof. Chad Holcomb, Emergency Management Director, will look at the property to see if it is in the flood plain. By vote: Masterson, aye; Earls, aye; Furnas, aye.

7. No action taken on possible approval of Resolution 2019-08 authorizing the renewal of Lease-Purchase Agreements for Fiscal Year 2019-2020 due to payment status on some of the leases. Earls asked Sheriff Floyd if any of the wrecked cars can be dropped off of the lease. The Sheriff said two have been wrecked and one we are trying to get fixed from funding we received from another one that got hit so that will leave us one to repair. Robyn Mitchell said that a new resolution would have to be made if there are any changes on the lease agreements before the new fiscal year. Earls said he spoke with Sherry at Welch State Bank and she said we could make monthly payments instead of annual if that would help the situation.

8. Motion by Earls, second by Furnas, to approve Resolution 2019-09 to renew the Lease-Purchase Agreement with the Oklahoma Department of Transportation for certain road construction machinery and equipment. By vote: Masterson, aye; Earls, aye; Furnas, aye.

9. Motion by Earls, second by Furnas, to approve Resolution 2019-10 to request assistance of the Oklahoma Floodplain Managers Association's Disaster Response Team. The Floodplain Administration contacted Holcomb to inform him that any house or business in the floodplain is to have another damage assessment on top of all of the other ones done. If they chose to rebuild or whatever they

decide, they will need to notify them to get a permit and make sure all of the floodplain regulations are followed. The cut off is June 10. Not sure if they are going to have another declaration or just continue with this one on any additional damage from the weekend. By vote: Masterson, aye; Earls, aye; Furnas, aye.

10. Motion by Earls, second by Furnas, to approve Resolution 2019-11 to execute Interlocal Agreement establishing Association of County Commissioners Association Self-Insured Group certifying Ottawa County to be a participating member beginning July 1, 2019 through June 30, 2020. By vote: Masterson, aye; Earls, aye; Furnas, aye.

11. Motion by Earls, second by Furnas, to approve one-time payment option in the amount of \$156,090.00 for the 2019/2020 Association of County Commissioners Association property and liability premium. By vote: Masterson, aye; Earls, aye; Furnas, aye.

12. Motion by Earls, second by Furnas, to approve the following Designation of Requisitioning and Receiving Officers for Fiscal Year 2019-2020: OSU Extension and County Free Fair: Kathy Enyart requisitioning, Jamie Foster, Mary Martin receiving. Sheriff: Jeremy Floyd, Dan Cook, Holli Goforth, Tamara Patterson requisitioning; Bridget Kirby, Sandra Nadeau receiving. Paradise Point: Chris Arnold, Phil Tidball, Robyn Mitchell requisitioning; Kyle Arnall, Natasha Mays receiving. Treasurer: Kathy Bowling, Tabitha Reeves requisitioning; Karen Anderson, Kourtney Poteet, Sarah Stephens receiving. Drug Court: Kenny Wright, Brice Lair requisitioning; Jason Ishmael, Debbie May receiving. District Attorney: Kenny Wright, Bryce Lair requisitioning. Diane Duborow, Debbie May receiving. Wyandotte Fire: Jodi Francisco, Leon Crow, Robyn Mitchell requisitioning; Joe Francisco, Chris Turner, Natasha Mays receiving. Picher Fire: Jeff Reeves, Leon Crow, Robyn Mitchell requisitioning; Tim Reeves, Jodi Francisco receiving. Peoria Fire: Henry Hayes, Austin Reeves, Robyn Mitchell requisitioning; Tammy Hayes, Danny Kibel receiving. Commerce Fire: Michael Sweeten, Robyn Mitchell, receiving; Jarod McDonald, Natasha Mays, receiving. Miami Fire: Robert Wright, Robyn Mitchell, Linsey Miller, requisitioning; Kyle Highsmith, Amy Bass, receiving. Commissioners' accounts: Chad Masterson, Russell Earls, Mike Furnas requisitioning, David Cline, Natasha Mays receiving. Emergency Management: Chad Masterson, Chad Holcomb requisitioning; David Cline, Natasha Mays receiving. Assessor: Becky Smith, Gabe Huffman requisitioning, Jacob Barton, Patricia Rose receiving. Election Board: Verna Ferris requisitioning. Patricia Snyder, Paige Bearden receiving. Highway District 1: Mike Furnas, Lee Lyle requisitioning; Krista Foster, Joshua Turner receiving. Court Clerk: Cassie Key, Amanda Severs requisitioning, Fawn Henry, Pam Blalock receiving. District 3: Russell Earls, Scott Hilton requisitioning; Dana Riley, Jay Kennedy receiving. County Clerk: Robyn Mitchell, Natasha Mays requisitioning, Rhonda Snow, Linda Kerby receiving. Government Building Trust Authority: Chad Masterson, Mike Furnas, Russell Earls requisitioning; David Cline, Natasha Mays receiving. Health Department: Sarah Hubbard, Marsha Moore requisitioning; Ana Sofia Malloy, Veronica Long receiving. By vote: Furnas, aye; Earls, aye; Masterson, aye.

13. No action taken on possible action of outstanding invoices, and unpaid personnel within the Sheriff's department. The County Clerk and Sheriff need to look over the invoices and balance amounts.

14. Motion by Earls, second by Masterson to enter into Executive Session for the purpose of confidential communications between the Board of County Commissioners of Ottawa County and its attorney concerning the lawsuit Capel v. Ottawa County. The communications in this executive session are confidential. Authority: Title 25 Oklahoma Statute Section 307(B)(4). By vote: Masterson, aye; Earls, aye; Furnas, aye.

WHEREUPON, the Commissioners' meeting room was cleared except for participants of the Executive Session, those being Commissioner's Mike Furnas, Russell Earls, Chad Masterson, Sheriff Floyd, County Clerk Robyn Mitchell, Linda Kerby, Attorney Ambre Gooch and District Attorney Kenny Wright. WHEREUPON, spectators were allowed to re-enter the regular scheduled meeting.

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

18. Motion by Earls, second by Furnas, to approve the following transfer(s) of appropriation: \$5659.28 from account 0001-1-1700-1110 to 0001-1-1700-2500; \$521.82 from account 0001-1-1700-1310 to 0001-1-1700-2500; \$2800.00 from account 0001-2-2700-1110 to 0001-2-2700-4110. By vote: Masterson, aye; Furnas, aye; Earls, aye.

22. Commissioners' activity reports. District #1: We are continuing to react to the most recent rains. Several spots have held but still blowing out. We are looking forward to seeing if there is a declaration soon because every time one of these events happens it puts a burden on the County. District #2: We are making repairs from the latest rain. Some roads are impassable but we are getting on those today. District #3: Repairing flood damage and working on summer projects.

26. 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