

August 26, 2019

The Ottawa County Board of Commissioners held their regular scheduled meeting at 9:00 A.M. on August 26, 2019, with the following members present: Chairman Chad Masterson, Commissioners Mike Furnas, Russell Earls 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 3:40 P.M., August 22, 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 August 19, 2019. By vote: Masterson, aye; Earls, aye; Furnas, aye.

4. Motion by Earls, second by Furnas, to approve the following claims: 3 APAC-CENTRAL \$171,219.02 2 OFFICE OF MANAGEMENT & ENTERP \$70,000.00 3 OFFICE OF MANAGEMENT & ENTERP \$70,000.00 4 OFFICE OF MANAGEMENT & ENTERP \$70,000.00 5 OFFICE OF MANAGEMENT & ENTERP \$50,000.00 6 OFFICE OF MANAGEMENT & ENTERP \$48,215.00 7 OFFICE OF MANAGEMENT & ENTERP \$193,215.00 8 OFFICE OF MANAGEMENT & ENTERP \$50,000.00 9 OFFICE OF MANAGEMENT & ENTERP \$50,000.00 10 OFFICE OF MANAGEMENT & ENTERP \$27,000.00 23 WELCH STATE BANK \$234.41 24 OKLAHOMA TAX COMMISSION \$10.00 25 OPERS \$213.30 26 5 MIAMI TROPHY \$35.00 6 WAL-MART \$197.99 1 MIAMI TROPHY \$154.00 2 WAL-MART \$31.60 345 THOMSON REUTERS-WEST \$272.360 ACE HARDWARE \$206.19 361 CULLIGAN \$11.00 362 YORK ELECTRONIC \$2,455.00 363 ALLEN SIGN \$144.36 364 ALERT 360 \$35.00 365 LOCKE SUPPLY \$1,285.24 366 M&D LUMBER \$114.59 367 MIAMI NEWS-RECORD \$47.35 368 AMERICAN NEWSPAPER \$206.95 369 WAL-MART \$48.86 346 BOB BARKER \$398.13 347 FLEETCOR \$755.04 348 FOUR STATES MAINTENANCE \$777.42 349 GRAVES MENU \$5,507.20 350 LAKELAND FINANCIAL \$209.79 351 QUILL \$299.89 352 MIAMI FIRE \$130.00 353 TURN KEY \$342.26 354 FLEETCOR \$835.78 355 CANON FINANCIAL \$186.59 356 EASY ICE \$129.00 370 CHAD HOLCOMB \$47.15 371 EMBASSY SUITES \$213.86 372 SPARKLIGHT \$189.83 373 OTTAWA CO FAIRBOARD \$25.00 358 HOMETOWN BOTTLED WATER \$15.25 359 TOUCHTONE COMMUNICATIONS \$36.93 357 SPARKLIGHT \$71.34 26 QUILL CORPORATION \$128.48 27 POSITIVE PROMOTIONS \$1,400.00 28 CONTROL SOLUTIONS \$316.00 29 QUILL \$490.88 239 MORELAND TIRE \$125.00 40 AT&T \$85.82 241 AT&T \$294.48 242 CITY OF MIAMI \$139.24 243 HELENA CHEMICAL \$28.16 244 VICTOR L PHILLIPS \$0.00 245 OTTAWA CO RWD #1 \$42.70 246 BERNICE SANITATION \$60.00 247 DISH NETWORK \$53.34 248 LAKELAND OFFICE \$44.80 263 VICTOR L PHILLIPS \$331.99 261 RUSSELL EARLS \$445.14 249 LANGSTON EXTERMINATING \$70.00 250 KELLPRO \$705.20 251 ROGERS COUNTY DISTRICT 1 \$373.50 252 YELLOWHOUSE \$200.44 253 FLEETPRIDE \$76.95 254 ROGERS COUNTY DISTRICT 1 \$207.50 255 AFFORDABLE MOBILE \$735.57 256 FLEETPRIDE \$1,080.19 257 CRAFTONS STATION \$55.00 258 ROGERS COUNTY DISTRICT 1 \$207.50 259 AFFORDABLE MOBILE \$1,040.92 260 LAKELAND OFFICE \$62.44 262 WISPER \$69.94 35 TEETERS ASPHALT \$270.88 36 KEMP STONE \$200.63 37 TEETERS ASPHALT \$263.98 38 LAKELAND PETROLEUM \$2,103.00 39 KEMP STONE \$4,620.61 40 KEMP STONE \$0.00 41 KEMP STONE CO \$4,051.54 42 BEACHNER GRAIN \$723.00 43 KEMP STONE \$4,630.14 26 WELCH STATE BANK \$1,357.23 27 OKLAHOMA TAX COMMISSION \$175.00 28 EGID INSURANCE \$1,318.52 29 AMERICAN FIDELITY \$70.68 30 OPERS RETMT \$1,203.45 27 NE OK ELECTRIC \$118.82 26 BARNEYS \$72.76 8 SPRINGFIELD GROCER \$1,744.75 9 SPRINGFIELD GROCER \$392.47 8 TIGER COMMISSARY \$1,014.87 9 TIGER COMMISSARY \$1,100.07 29 MIAMI TROPHY \$17.96 30 LUBE N GO \$248.65 31 OK SHERIFFS ASSOC \$1,200.00 32 VISA, TTCU \$1,859.07 33 KARNES \$135.00 34 TOUCHTONE \$106.65 35 CLEARWATER ENTERPRISE \$454.25 36 SPARKLIGHT \$247.23 37 OK NATURAL GAS \$11.66 2478 U S MILITARY \$1,237.45 336 OK STATE DEPT OF HEALTH \$9,001.00 337 POSITIVE PROMOTIONS \$1,485.00. By Vote: Masterson, Aye; Earls, Aye; Furnas, Aye.

5. There was no participation under citizens participation or public comments.
6. Motion by Masterson, second by Furnas, on Bid 2019-2020.09 on Hydraulic Excavator received from Fabick Cat and The Victor L. Phillips Company tabled from August 19, 2019. Victor L. Phillips Company was chosen because of more options and features. By vote: Masterson, aye; Earls, aye; Furnas, aye.
7. No action for a sporting complex located on the County farm until a lease is drawn up. Masterson: Who is going to maintain the facility? Zeb Neece: What our proposal is to have an anchor tenant or have someone in there that would have their own business and that person could be the facilitator. The Board that has been created will oversee to make sure the fields and maintenance are taken care of. But our goal is to have someone on site all of the time. Masterson: And they will mark the fields? Neece: Yes. We are not looking for the County or City to maintain. Earls: Would it be more beneficial for the County to maintain ownership for grants purposes? Neece: I believe so. I think our goal would be to have a one hundred twenty- five year lease where we have the rights to build and develop. I do think there are advantages for it to be County owned. I may be wrong about that but that's something that will be discussed. Furnas: Counsel, are there any liabilities that come along with this? Wright: There's always a liability. We will have to look closer at the business plan. There are certain activities that would be included as long as it's County owned property. That's something we will just have to look at in more detail when the time is right.
8. Motion by Earls, second by Furnas, to approve State Line Road project change order #2 for adverse weather and trash pit delays. This is a project in District #2 along with the Bureau of Indian Affairs. There have been a lot of setbacks because of the weather. By vote: Masterson, aye; Earls, aye; Furnas, aye.
9. Motion by Earls, second by Furnas, to approve State Line Road project change order #4 for entrance drives on Missouri and Oklahoma cemeteries. This is a project in District #2 along with the Bureau of Indian Affairs. They had to lower the drives going into the cemetery on the Missouri side. By vote: Masterson, aye; Earls, aye; Furnas, aye.
10. Motion by Earls, second by Furnas, to approve County Deed acquired at resale between Ottawa County Treasurer to Dale Joseph Goodeyon and Pamela Goodeyon for the amount of \$400.00. Legal description as follows: Lot 13, Block 80, Afton Original Plat, City of Afton, Ottawa County, Oklahoma, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.
11. Motion by Earls, second by Furnas, to approve County Deed acquired at resale between Ottawa County Treasurer to Dale Joseph Goodeyon and Pamela Goodeyon for the amount of \$100.00. Legal description as follows: Lot 3, Block 49, Afton Original Plat, City of Afton, Ottawa County, Oklahoma, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.
12. Motion by Furnas, second by Masterson, to approve Memorandum of Understanding between the Mayes County and the Board of County Commissioners of Ottawa County. By vote: Masterson, aye; Earls, aye; Furnas, aye.
13. Discussion with Blane Wood from OPEH&W regarding healthcare choices for the County.
14. No action taken for Jeremy Floyd to seek outside council per Oklahoma Statute Title 19 §19-527 and/or Oklahoma Statute 19 §19-528. Sheriff: This is for legal concerns that I have and it is going to be up to the Board to approve it. Earls: Are you able to elaborate? Sheriff: Not at this time. Earls: Counselor, without any information, should we have an executive session on this? Wright: We did not have an agenda for it so we can't do that. I am aware of the purpose for requesting counsel and I do think it is appropriate, but it's a little difficult for the Commission to make a decision without knowing what it is for. Any ideas Jeremy? Sheriff: Just guidance and legal advice that I'm probably going to take outside the County. Earls: I would rather have some information from either you or the Sheriff, even if it

is in private, or schedule it next week in Executive Session before I make a decision. Wright: Sheriff, why don't we try to get together and visit on it and see how you want to go forward with it. Mitchell: They can't make a decision unless they are in a meeting, so do you want me to put this on next week's agenda, Sheriff? Sheriff: Yes.

15. Motion by Earls, second by Furnas, to approve right of entry for removal of dilapidated building. Legal description as follows: East 50' Lot 1 and East 60' Lot 2 and East 60' of North 10' Lot 3, Block 87 Original Plat I (715 West Central) in the City of Miami, Ottawa County, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.

16. Motion by Earls, second by Furnas, to approve right of entry for removal of dilapidated building. Legal description as follows: Lots 17-18, Block 155 in the City of Miami, Ottawa County, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.

17. Motion by Earls, second by Furnas, to approve right of entry for removal of dilapidated building. Legal description as follows: The North 50' of the South 150' of Lot 4, Block 10 in the McWilliams Addition to the City of Miami, Ottawa County, Oklahoma, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.

18. Motion by Earls, second by Furnas, to approve right of entry for removal of dilapidated building. Legal description as follows: Lot 12, Block 133, Original Plat I in the City of Miami, Ottawa County, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.

19. Motion by Earls, second by Furnas, to approve Quit Claim Deed from Board of County Commissioners for Ottawa County to the City of Miami. Legal description as follows: A tract of land in Lots 13-14, Block 120, Original Plat I, Ottawa County, Oklahoma, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.

20. Motion by Earls, second by Furnas, to approve Quit Claim Deed from Board of County Commissioners for Ottawa County to City of Miami. Legal description as follows: A tract of land in Lots 15-16, Block 120, Original Plat I, Ottawa County, Oklahoma, according to the recorded plat thereof. By vote: Masterson, aye; Earls, aye; Furnas, aye.

23. Motion by Earls, second by Furnas, to approve the following transfer(s) of appropriation: \$1500.00 from account number 1226-2-0400-2005 to 1226-2-0400-1130; \$1000.00 from account number 1102-6-4100-2005 to 1102-6-4100-1110. By vote: Masterson, aye; Earls, aye; Furnas, aye.

26. No action was taken on District #1's request for an easement on Mickey Mantle and Doug Furnas Boulevard. This was to relieve flooding on that side of town by clearing and putting in a drain. Insurance needs to be checked before any work should be done because it is possible that part of it is on State easement.

27. Commissioners' activity reports: District #1: Still catching up on the mowing. Also, we are doing more research on the spraying program. Working on 60 Road, between Commerce and Stepp's Ford bridge replacing cross drains. Routine maintenance. District #2: We have been mowing and trying to keep the limbs from coming across the roads. Routine maintenance. District #3: We are trying to chip seal the streets in Fairland next week with the help of Mayes County.

30. Motion by Earls, second by Furnas, to approve the following blanket purchase order:

0001-1-2000-2005

001188 ACE HARDWARE	\$250.00
001189 ACE HARDWARE	\$250.00
001190 LOCKE SUPPLY	\$500.00
001191 COMDATA	\$300.00

Total for 0001-1-2000-2005 \$1,300.00

0001-2-2700-2005

001192 COMDATA \$300.00

Total for 0001-2-2700-2005 \$300.00

1102-6-4100-2005

001161 ACE HARDWARE \$500.00
001162 FABICK TRACTOR CO \$1,000.00
001163 FLEETPRIDE INC \$2,000.00
001164 IRON WORKS STEEL \$1,000.00
001165 JOHNS TRACTOR WOR \$1,000.00
001166 JOPLIN FREIGHTLINER \$1,000.00
001167 HERITAGE TRACTOR \$2,000.00
001168 LOCKE SUPPLY \$1,000.00
001169 MIAMI INDUSTRIAL SU \$500.00
001170 O REILLY AUTOMOTIVE \$2,000.00
001171 CHASSIDY SMITH DBA \$500.00
001172 TOMO DRUG TESTING \$500.00
001173 TRACTOR SUPPLY CO \$1,000.00
001174 TREASE WELDING SUP \$1,000.00
001175 YELLOWHOUSE MACHI \$2,000.00
001176 WAL-MART PAYMENTS \$500.00
001179 BO S TIRE & WELDING \$1,000.00
001180 BERNICE SANITATION L \$50.00
001181 LANGSTON EXTERMIN \$100.00
001182 QUAPAW NATION UTILI \$54.00

Total for 1102-6-4100-2005 \$18,704.00

1216-7-7001-2005

001184 HOMETOWN BOTTLED \$200.00
001185 INTEGRIS MIAMI HOSPI \$300.00
001186 WAL-MART PAYMENTS \$400.00

Total for 1216-7-7001-2005 \$900.00

1313-6-4100-2005

001177 MIDWEST MINERAL \$10,000.00
001178 TEETERS ASPHALT \$10,000.00

Total for 1313-6-4100-2005 \$20,000.00

1321-2-8205-2005

001187 LAKELAND PETROLEU \$500.00

Total for 1321-2-8205-2005 \$500.00

1321-2-8206-2005

001193 BARNEYS LAST STOP \$500.00

Total for 1321-2-8206-2005 \$500.00

By vote: Masterson, aye; Earls, aye; Furnas, aye.

31. Motion by Earls, second by Furnas, to recess for Ottawa County Educational Facilities meeting.

By vote: Masterson, aye; Earls, aye; Furnas, aye.

33. Motion by Earls, second by Furnas, to reconvene. By vote: Masterson, aye; Earls, aye; Furnas, aye.

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

Robyn Mitchell, Ottawa County Clerk
Miami News-Record

Chad Masterson, Chairman