

**APRIL 2024**

**April 1, 2024**

The Board of Pontotoc County Commissioners met for a regular meeting in which the time, place, and agenda were duly posted on March 27, 2024 at 301 S. Broadway, Ada, Oklahoma.

Roll call: Gary Starns-District #1 Commissioner, Danny Davis-District #2 Commissioner, Victor Bolen-District #3 Commissioner, and Tammy Brown-County Clerk. Motion by Davis, second by Bolen, to call the meeting to order. All aye.

Introduction of guests: JR Grissom, Chris McGill, Mark Patocle, Jenny Lindsay, Arnold Scott, Lance Francis, Paula Hall, Chad Letellier, Krystina Phillips, Danny Manuel, Paula Christian, James Farris, Renae Furimsky, Keressa Kerr, and Amber Abbott.

Discussion, consideration, and possible action to approve or approve as amended consent items as follows:

*All matters listed under "Consent" are considered by the Board of County Commissioners (BOCC) to be routine and will be enacted by one motion. Any BOCC Member may, however, remove an item from the Consent Agenda by request.*

- a. Board of County Commissioners (BOCC) minutes:
  - i. March 25, 2024 regular meeting
- b. BOCC's March 2024 monthly meeting minutes for publication
- c. March 2024 monthly reports:
  - i. Agri-Plex
  - ii. Health Department
- d. Claim(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes. None
- e. Transfer(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

1102-6-4100-2005	1102-6-4100-4110	\$45,000.00
7611-3-5201-4110	7611-3-5201-2005	\$460.00
7611-3-5201-2005	7611-3-3900-2005	\$43.10
- f. Blanket purchase order(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

Senior Citizen Trust	4662-4663
General	4664-4678
Highway ST	4679-4682
SH Svc Fees	4683-4685
Public Health	4686-4700
- g. Purchase orders for payment: Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

911-ST-NEW 1327-2-8036-1110 002573 000009 ADA, CITY OF REMITTANCE \$ 38,500.00 003501 000010 ADA, CITY OF REMITTANCE \$ 38,500.00 Total: \$ 77,000.00 ARPA 2021 1566-1-1000-4110 000413 000033 MIDWEST PRINTING CO SERVICE \$ 175,000.00 Total: \$ 175,000.00 1566-2-8214-4110 000988 000032 CASCO INDUSTRIES INCORPORATED FIRE EQUIPMENT \$ 10,000.00 Total: \$ 10,000.00 Emergency Mgmt 1212-2-2700-2005 003947 000061 CROWLEYS MARKET INC FUEL \$ 250.01 004588 000062 SPARKLIGHT INTERNET \$ 345.73 Total: \$ 595.74 Fair Board 1214-4-4700-2005 004632 000178 U S ALERT LLC REMITTANCE \$ 35.99 004586 000179 O G & E UTILITIES \$ 2,410.49 Total: \$ 2,446.48 General 0001-1-1000-2005 004552 001271 CANON FINANCIAL SERVICES INC LEASE \$ 235.00 Total: \$ 235.00 PO Warrant No. Vendor Name Purpose Amount General 0001-1-2000-2005 004416 001272 NICKERSON PLUMBING INC PLUMBING \$ 1,003.16 004542 001273 O G & E UTILITIES \$ 247.58 004545 001274 SUMMIT UTILITIES UTILITIES \$ 388.74 004546 001275 SUMMIT UTILITIES UTILITIES \$ 184.51 004547 001276 SUMMIT UTILITIES UTILITIES \$ 66.90 004548 001277 SUMMIT UTILITIES UTILITIES \$ 50.63 004631 001278 U S ALERT LLC REMITTANCE \$ 42.99 004634 001279 U S POSTMASTER POSTAGE \$ 18.40 Total: \$ 2,002.91 0001-2-0400-2005 003001 001280 FOREHAND S GARAGE LLC REPAIR \$ 1,693.00 004543 001281 ZACHARY S TINT SHOP REMITTANCE \$ 100.00 Total: \$ 1,793.00 0001-3-3900-2005 004541 001282 TAYLOR AUTOMOTIVE REPAIR \$ 1,360.37 Total: \$ 1,360.37 Health 1216-3-5000-2005 004638 000203 A T & T MOBILITY UTILITIES \$ 200.20 Total: \$ 200.20 1216-3-5000-4110 004532 000204 UMB BANK CORP TRUST & ESCROW S LEASE \$ 24,328.86 Total: \$ 24,328.86 Highway 1102-6-4100-4110 004534 001234 FENTON FORD VEHICLE \$ 49,900.00 Total: \$ 49,900.00 1102-6-4300-2005 004633 001235 A T & T UTILITIES \$ 185.12 004123 001236 CINTAS CORPORATION LOC 618 UNIFORMS/MATS \$ 887.77 004026 001237 DAVIS FLEET PARTS PARTS \$ 829.14 004025 001240 ODP BUSINESS SOLUTIONS LLC OFFICE SUPPLY \$ 71.90 Page 2/5 PO Warrant No. Vendor Name Purpose Amount Highway 1102-6-4300-2005 004549 001241 WARREN CAT PARTS \$ 677.22 004591 001242 U S CELLULAR UTILITIES \$ 182.25 Total: \$ 2,833.40 1102-6-6530-2005 004516 001238 HOOTEN OIL CO. FUEL \$ 1,792.85 004517 001239 HOOTEN OIL CO. FUEL \$ 2,390.47 Total: \$ 4,183.32 HIGHWAY-ST 1313-6-8041-2005 004553 000426 BATTERY CENTER BATTERIES \$ 484.80

004555 000427 BUMPER TO BUMPER SUPPLY \$ 182.38 004345 000428 BUMPER TO BUMPER PARTS \$ 399.29 004554 000429 CAMPBELL TIRE LLC AUTO REPAIR PARTS \$ 56.00 004629 000430 NAPA OF ADA PARTS \$ 44.36 004587 000431 O REILLY AUTOMOTIVE, INC. AUTO REPAIR PARTS \$ 92.97 004419 000432 PONTOTOC SAND & STONE ROAD MATERIAL \$ 2,291.18 003654 000433 TOTAL SIR LLC SERVICE \$ 36.50 Total: \$ 3,587.48 1313-6-8043-2005 004349 000434 WARREN CAT PARTS \$ 888.46 004551 000435 WARREN CAT PARTS \$ 431.20 Total: \$ 1,319.66 JAIL-ST-NEW 1334-2-8034-2005 003808 000206 DEPENDABLE HEAT & AIR INC HEAT & AIR \$ 1,040.00 004258 000207 SYSCO USA II LLC FOOD \$ 14,118.44 004040 000208 TURN KEY HEALTH CLINICS LLC MEDICAL \$ 1,214.98 Total: \$ 16,373.42 Jail-ST-OLD 1315-2-8034-2005 004544 000213 SUMMIT UTILITIES UTILITIES \$ 1,904.31 Total: \$ 1,904.31 PO Warrant No. Vendor Name Purpose Amount RM&P 1209-1-1000-4110 000412 000056 MIDWEST PRINTING CO SERVICE \$ 790.70 Total: \$ 790.70 Rural Fire-ST 1321-2-8206-4110 002044 000330 BANNER FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 5,100.00 Total: \$ 5,100.00 1321-2-8210-2005 003919 000331 T D S TELECOM UTILITIES \$ 116.96 Total: \$ 116.96 1321-2-8214-4110 000989 000332 CASCO INDUSTRIES INCORPORATED FIRE EQUIPMENT \$ 6,505.00 Total: \$ 6,505.00 1321-2-8215-2005 001449 000334 BANNER FIRE EQUIPMENT, INC PARTS \$ 4,375.00 Total: \$ 4,375.00 1321-2-8215-4110 000421 000333 BANNER FIRE EQUIPMENT, INC FIRE EQUIPMENT \$ 3,150.00 Total: \$ 3,150.00 1321-2-8216-2005 001634 000335 BUMPER TO BUMPER PARTS \$ 203.50 001115 000336 PICKETT COUNTRY STORE FUEL \$ 77.87 Total: \$ 281.37 1321-3-8201-2005 004593 000328 MOLLETT HUNTER INSURANCE INSURANCE \$ 1,663.14 Total: \$ 1,663.14 1321-3-8202-2005 003500 000329 AUTO CHLOR SERVICE \$ 229.95 Total: \$ 229.95 PO Warrant No. Vendor Name Purpose Amount Senior Citizen Trust 7611-3-3900-2005 004630 000288 SPARKLIGHT UTILITY \$ 101.68 Total: \$ 101.68 SH Svc Fee 1226-2-0400-1310 004435 000419 BLAUER TACTICAL SYSTEMS INC REGISTRATION \$ 750.00 Total: \$ 750.00 1226-2-0400-2005 004413 000420 LAW ENFORCEMENT PSYCHOLOGICA SERVICE \$ 125.00 Total: \$ 125.00 1226-2-1100-2005 002283 000417 ABC OCCUPATIONAL SAFETY OFFICE SUPPLY \$ 640.00 004114 000418 ARROW MACHINERY INC SPLY \$ 508.14 003904 000421 CINTAS CORPORATION LOC 618 UNIFORMS/MATS \$ 115.58 004358 000422 DIAMOND PLUMBING LLC PLUMBING \$ 4,162.73 003978 000423 NATIVE CONSTRUCTION & ROOFING I ROOF \$ 10,500.00 004113 000424 SHRED IT SERVICE \$ 722.34 003897 000425 WAL MART SPLY \$ 232.00 Total: \$ 16,880.79 Grand Total: \$ 415,133.74

Motion by Starns, second by Davis, to approve consent agenda items (a-g). All aye.

Discussion, consideration, and possible action to approve or approve as amended the utilization of American Rescue Plan Act of 2021 (ARPA) funds. None.

Discussion, consideration, and possible action to approve or approve as amended Opioid Abatement Grant application:

Krystina Phillips, Assistant District Attorney, stated she sent out by email a copy of the completed Opioid Abatement Grant Application. The application is for \$150,000.00 in total but is to be split for the amount of \$75,000.00 each for Ada Homeless Services by Sarah Frye for housing and utilities and transportation for Drug Court by Calvin Prince.

Motion by Starns, second by Bolen, to approve the Opioid Abatement Grant application. All aye.

Discussion, consideration, and possible action to approve or approve as amended Resolution #24-75, in support of the Opioid Abatement Grant application:

Phillips recommended to table the item. She will get this to them for approval next week.

Motion by Bolen, second by Starns, to table Resolution #24-75, in support of the Opioid Abatement Grant application. All aye.

Discussion, consideration, and possible action to approve or approve as amended to open, accept/deny, and possibly award Bid #11, purchase one or more, 2007 or newer, 10-wheel dump trucks with financing option. Opened and accepted the following bids:

Bruckner Truck Sales	2015 Mack	\$86,835.00
	2-year warranty	\$9698.00
	Total with financing	\$96,533.00

Boxcer Equipment	2006 International	\$52,000.00
	No warranty	
	Vision Bank financing 48 months at 4.95%	

Boxcer Equipment	2007 International	\$45,000.00
	No warranty	
	Vision Bank financing 48 months at 4.95%	

Motion by Starns, second by Davis, to award Bid #11 for District #1 to Boxcer Equipment for the 2007 International for \$45,000.00 without financing. All aye.

Motion by Bolen, second by Starns, to table an award for Bid #11 for Districts #2 and #3 until they can view the 2015 Mack Truck. All aye.

Motion by Starns, second by Bolen, to table to approve to pay an FY 2022-2023 reimbursement of \$6690.00 (for a phone system) to the District Attorney's Office out of FY 2023-2024 funds. The County Clerk is waiting for information from SA&I. All aye.

Motion by Davis, second by Starns, to approve a utility crossing application for a permit:

- a. Leslie Cook – water line – County Road 1543

All aye.

Motion by Bolen, second by Starns, to approve as amended FY 2023-2024 compliance documents:

- a. Stonewall VFD – board members, list of officers, secretary bond, worker’s compensation, property & liability, and budget

It should be FY 2024-2025. All aye.

Motion by Starns, second by Bolen, to table Allen VFD’s Fire Tax Purchase Requests:

- a. Stolz Telecom – Kenwood NX1200 VHF Analog/DMR Portable Radio - 9857.00
- b. Allen Auto – tires - \$8071.00

Item (a) needs to be itemized and corrected account and item (b) has the wrong vendor and amount. All aye.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD’s Fire Tax Purchase Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$653.00 (coverage that exceeds the allocated ARPA funding of \$10,000.00)

No action.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD’s ARPA CFDA 21.027 Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$10,000.00

No action.

Discussion regarding “new business” that was not known about or which could not have been reasonably foreseen prior to the time of posting the agenda in accordance with Title 25 O.S. § 311(A)(9):

Amber Abbott introduced herself as a visitor to the meeting and owns property in Pontotoc County. Abbott claims the Pontotoc County Assessor’s Office in the last few months has denied her access to her property records. She stated she has not been able to receive these records in person, by phone, or by email from Assessor Renae Furimsky or First Deputy Jay Owens. Abbot claims they are failing to comply with the Open Records law due to a personal issue.

Furimsky responded by saying she has told Abbott she may email or phone the office and request the information she needs and she will provide it.

Phillips stated she and D.A. Erik Johnson were notified of this issue and have not seen where Abbott has been disallowed her property records. Also, she stated there is an area for the public when you enter the Assessor’s Office separated by double doors from the employees' area. Phillips said there was a clear course of action that she had received what she needed and can now move forward.

Starns confirmed with Abbott and Furimsky that she understands she can request/submit what she needs and they will provide it.

Paula Christian, Election Board Secretary, announced the filing period for the offices of the Court Clerk, County Clerk, District #2 Commissioner, and County Sheriff is April 3<sup>rd</sup>, 4<sup>th</sup>, & 5<sup>th</sup>.

Bolen stated as a reminder there will be a special BOCC meeting on Friday, April 5<sup>th</sup> at 9:00 AM at the Agri-Plex regarding the Avangrid wind farm project.

Motion by Bolen, second by Starns, to adjourn. All aye.

#### **April 5, 2024**

The Board of Pontotoc County Commissioners met for a special meeting. The time, place, and agenda were duly posted on March 27, 2024 at 301 S. Broadway, Ada, Oklahoma.

Roll call: Gary Starns-District #1 Commissioner, Danny Davis-District #2 Commissioner, Victor Bolen-District #3 Commissioner, Tammy Brown-County Clerk. Motion by Bolen, second by Davis, to call the meeting to order. All aye.

Introduction of guests: Paula Hall, Holly Kahle, Kevin Shepperd, Kathy Jackson, Janise Gimble, David Lucas, Jonathan Wright, Larry Petersen, Don Veal, Ellen Pate, Cindy Gammero, Dalton Madden, Ray Elliott, Tim Mills, Trudy Mills, Linda Edwards, James Edwards, Kelly Cope, Kyle Lown, Tim Curtis, Stacy Moore, Manantz, Ronda Flatt, Kelsey Norton, Morgan Graves, Gina Kelley, Randy Davidson, Jeanie Smith, Steve Smith, Shirley Shell, Calvin White, Carlene Henderson, Keith Morgan, and Keressa Kerr.

Discussion with Representative Ronny Johns, Senator Greg McCortney, and landowners regarding the wind farm/turbine project(s) in Pontotoc County:

Tim Curtis stated he was unaware of the wind project in the county. He works in the mining industry which requires safety, health, and environmental regulations. He stated these wind turbines should also be regulated the same way. He stated there is no authority at this time to make sure these wind turbines are regulated. They cause the destruction of property, endanger species, and affect generations of families. These turbines do not benefit our county. They can also cause contamination to our water from the Aquaphor and cause water wells to go dry. They cause turbine syndrome, which is insomnia, vertigo, pressure in the ears, etc. This all affects the people of Pontotoc County. Who is going to take a stand to stop this?

Trudy Mills a registered nurse for thirty-one years and now a rancher and beekeeper lives close to where the wind project is going. She stated most of the residents/citizens of Pontotoc County do not know/did not know about the wind turbine project. Trudy made references to the Facebook Group called "Save Oklahoma Farms and Ranches" and a YouTube video called "Blown Away" by Tucker Roberson. She also said there are reports from De Nina Pierpont that explain Wind Turbine Syndrome, which causes health problems such as vertigo, nausea, tachycardia, issues with inner ears, sense of motion, balance, and memory. If people with these problems spend days away from their homes where the turbines are many times go away. There is also a pulsating light known as shadow flicker. Ground water wells and the Aquaphor will be contaminated. BPA is damaging to the reproductive system and PFA is a toxic chemical and is associated with these turbines. She mentioned a book called "Big Winds" by Mark Welton and a video commercial by Governor Frank Keating.

Kyle Lown thanked the BOCC for making this special meeting happen. He stated that Avangrid Renewables LLC did not have the common courtesy to have a representative at this meeting. This company was saying they had been to these residents' houses twice per residence. Kyle said there was no contact made with him and other neighbors at all before they removed 600 of his trees and damaged his property. They told him they would make it right and offered \$2,500 for his tree damages to his property and 100 sapling trees. Avangrid has been secretive about the whole thing and there is a lack of communication. They have ruined his property and caused neighbors against neighbors. The kickoff construction by Avangrid is in July. Kyle asks for a moratorium to be put in place and if the County could seek jurisdiction to have authority over this matter. He stated, "Please protect us!"

April Ellis Jane stated Harper, a former Commissioner in Indiana, told their story about a wind energy company starting their project in 2011 with very little rejection on the project. A majority of the people did not realize how they would be affected. These residents no longer have birds come to their feeders, people cannot sleep, there is shadow flickering and they have lost the attraction to their property. April asked to not make the same mistake and experience this negative impact.

Calvin White was contacted by Melissa Veal about going to the meeting so he did. He lives three miles north of Roff and breeds Quarter Horses and doesn't know what kind of impact it will have on their horses. He is also concerned about his grandkids. Some of his neighbors/friends kept the wind project undercover so he did not know about it until Easter Sunday. He does not want this and is offended that neighbors would do this for money.

Will Chaney is in the footprint of this project and just found out about it. He is very concerned about the transparency of this project and how there is no oversight. He doesn't know how lives will be affected. He is not mad at the neighbors who signed in favor of this. He is upset about how this was handled in secrecy and whoever has the authority to oversee this please make it better.

Carlene Henderson found out one week ago about this wind project and questions if there was research done. What is going to happen? How will groundwater be affected? It will be contaminated. How will electric bills be affected? The energy produced will not help residents., it will help the company and other places. She is concerned about how it will affect her grandson. The value of their property will decrease. The grass for cattle will be affected, which will affect how we eat. Only a handful of people know about this. Why isn't this voted on? She doesn't want her family or community to be put in danger.

Roland Ventske doesn't like how neighbors just care about the money and aren't helping others out. How is this going to help the county?

Tim Henry is retired after thirty-seven years for OG&E. He said according to the Avangrid website, there are thirty-three wind turbines in Pontotoc County, that provide power to 40,000 homes, but the power is going to NE states, not Oklahoma.

James Edwards voiced his disgust with this project and the people. He had to get on city water because his well went dry. He received a call from them, but he said no! You can get

information at duckduckgo. This is being pushed by underhanded people and the electricity isn't even going to Pontotoc County.

Kelly Cope moved here from Houston, Texas, and worked in the energy business. This is due to the Inflation Reduction Act that passed for tax credits. This is a government handout for green energy. In Tulsa, OK a wind farm company called Enel Green Power North America did not get permission to obtain mineral rights where they were located and was ordered to deconstruct eighty-four wind turbines at its Osage County wind farm. He claimed our local tribe could take a stand on this. Transmission lines are used to support wind farm development and when building them if the landowners won't agree to the company's terms they will use eminent domain. Eminent domain allows them to take your property and you can't do anything about it. This is not at all for our benefit. This gives tax credits to foreign people.

Linda Edwards moved here forty-five years ago and said there have been twenty-eight turbines installed in Murray County that have ruined the beautiful Arbuckle Mountains. She said they had one meeting before putting the wind farm in Murray County. Only the companies benefit from this.

Don Veal stated representatives were contacted five years ago when they tried to put turbines up in Edmond City limits were extended to stop it. He said elected officials need to help.

David Lucas said in 2000-2001 windmills were put in Weatherford, OK. Now there is nothing but windmills. There are windmills to the south of his house one mile from Fitzgugh. Has anybody submitted the request if an environmental study on these wind turbines has been done? Do they have a mining permit within the county? The wind turbines affect wildlife and air flows. This is a problem for Roff and surrounding areas. What is going to happen in eight to nine years when the blades have to be replaced? Where will they put the used ones? He said the motors are taken to Catoosa to be destroyed. They claim to be environmentally friendly, but they are not! They make it hard for the farmers and other people to refuse the money, but he is against it.

Richard Medcalf said he has seen at Sulphur that the permanent jobs that were promised are not there. There may be about fifty people working temporary jobs. Turbines, electric cars, and solar panels all need batteries. China has seventy-five percent of the minerals for these batteries. This could give China control of our electric power usage.

Stacy Moore stated Avangrid representatives are not here. They came to her property at the end of January. When she spoke with Avangrid project manager he advertised it would create 200 jobs, but instead, it will provide about eight permanent jobs. She also said you can access a Facebook page called "Protect & Preserve Pontotoc County." Governor Stitt says 70% of the power that we create goes out of Oklahoma. She asked, "Have we not learned from the marijuana farms?" They turned into a mess. A lease of forty years plus on turbines without any County or State permits should not be allowed. Wind turbines should be done responsibly. Stacy provided handouts to look at. She asked should this happen to our community. Please protect us all!

Representative Ronnie Johns expressed his thanks for coming to them. They elected him and he will do what he can to fix this. He remembers in 2018 Don Veal called and asked him for help with the wind farms around Mill Creek. Johns did not know about Avangrid coming to this area until he was contacted about attending this BOCC meeting. He stated there is a Senate Bill coming up about the wind turbine lights. He appreciates the community coming together. He will check with other counties that have been through this. Lincoln County has been through this and will contact them. Please let him know about any communication with Avangrid. Email is [ronnie.johns@okhouse.gov](mailto:ronnie.johns@okhouse.gov), phone number is 405.557.7336. He reached out to Avangrid 's liaison and he agrees they have not communicated well at all.

Senator Greg McCortney stated he would represent the community. Starns reached out to him to ask about the wind farm around Roff. Avangrid representatives are at the capitol and admitted they have not handled this well. They are planning on moving forward quickly in July. McCortney explained Pontotoc County has not had to deal with this and we need to have information from the ones that have had experience with this. Rights are being infringed and residents need to go to the judicial system. The blinking lights on wind turbines are being addressed on a bill that passed through the Senate and now at the House. There is technology to stop the blinking lights. He said the worry is this bill is not going to be in effect before they start building the wind project. If the project can't be stopped, hopefully, the blinking lights will at least be stopped. The creation of jobs is not as advertised. The electric power goes out to multiple states from the pool it goes into. Once the power goes into the pool it goes everywhere. Our electric bills will not be decreased and jobs will not be produced. This is a learning curve and nobody knew this was happening before it started happening. You can email McCortney at

[greg.mccortney@oksenate.gov](mailto:greg.mccortney@oksenate.gov) and please indicate where you live because he receives so many emails per day.

Randall Christy provided a letter because he could not be here at the meeting. There is no approval for this wind project. We have to fight on a County and State level. A resident stated people and cattle rely on RWD #8 well water. Are there any Federal or State regulations that have to be provided showing this project will not damage the water resources?

Kyle Lown said it is unfortunate the only recourse is to sue. Ten people have made a class action suit against this company. Starns said he has been on the ACCO Board since 2000 and has seen residents be promised by companies that they will maintain the roads for their projects and they don't. Many county dollars are spent on maintaining roads. The BOCC can't just jump in and stop this. The City has different regulations than the County. Radio towers are regulated by the State. Oklahoma Corporation Commission is supposed to regulate.

How are wind turbines taxed? Commercially? Ronnie Johns said Roff School will reap large benefits if the wind project goes in. In Johnston County, the original company did not provide the funds to Mill Creek School as they should have. Then that company is sold to another company and the school does not receive the benefits they should. What is the actual footprint area of this project? It is from Dolberg Road, Roff to County Road 3420, and includes the northwest corner of Roff.

Cody (last name is unknown, he did not sign in on the sign-in sheet) asked if we even had a leg to stand on. D.A. Erik Johnson stated the original involvement was the road usage agreement. Yes, we have a leg to stand on for this agreement, yes for the Aquaphor, yes to damage of the roads, and yes for the Osage Nation court case. If we talk about bugs or birds, no, probably not. A special counsel needs to be brought in to help with this.

Kyle Lown asked if anyone had reached out to the Chickasaw Nation for their assistance. OG&E and PEC will receive revenue from this. Money is the only good thing about this project. Garvin County has an agreement with this company to come in through their county to install the wind turbines. The agreement says they can't cross any weight limit bridges. Ronnie Johns and Senator Greg McCortney were thanked for attending the meeting so they (residents) could be heard.

Motion by Starns, second by Davis, to adjourn. All aye.

#### **April 8, 2024**

The Board of Pontotoc County Commissioners met for a regular meeting in which the time, place, and agenda were duly posted on April 4, 2024 at 301 S. Broadway, Ada, Oklahoma.

Roll call: Gary Starns-District #1 Commissioner, Danny Davis-District #2 Commissioner, Victor Bolen-District #3 Commissioner, and Tammy Brown-County Clerk. Motion by Starns, second by Bolen, to call the meeting to order. All aye.

Introduction of guests: JR Grissom, Alan Ogles, Keressa Kerr, Jenny Cooper, Chad Letellier, John Christian, Paula Christian, Paula Hall, Renae Furimsky, and Krystina Phillips.

Discussion, consideration, and possible action to approve or approve as amended consent items as follows:

*All matters listed under "Consent" are considered by the Board of County Commissioners (BOCC) to be routine and will be enacted by one motion. Any BOCC Member may, however, remove an item from the Consent Agenda by request.*

- a. Board of County Commissioners (BOCC) minutes:
  - i. April 1, 2024 regular meeting
- b. March 2024 monthly reports:
  - i. Assessor
  - ii. Treasurer
- c. April 2024 appropriations:

HIGHWAY	\$297,200.61
CBRI	\$43,517.95
ASSESSORS REVOLVING	\$66.00
COUNTY CLERK LIEN FEES	\$1,447.59
PRESERVATION FEES	\$5,510.00
EMERGENCY MANAGEMENT	
FLOOD PLAIN MANAGEMENT	
AGRI-PLEX	\$15,662.50
HEALTH DEPT	\$580.28
HAZMAT PLANNING GRANT	
RESALE PROPERTY	\$22,599.00
COUNTY REWARD FUND	
COMMISSARY	\$14,094.32

DRUG COURT SENTENCING	
SHERIFF FORFEITURE	
SHERIFF FEES	\$181,534.18
SHERIFF TRAINING	
MORTGAGE TAX CERT	\$415.00
DONATIONS	
SAFETY USE TAX	\$44,367.96
COUNTY FIRE USE TAX	\$16,423.80
USE TX-ST-P/S	\$14.70
JAIL-OLD M/O	\$9,971.77
USE TX-C/O	\$7.11
USE TX- HWY	\$1,103.56
SAFETY USE TAX HWY	\$115.76
LODGING TAX	\$30,527.33
EMS/AMBULANCE-ST-NEW	\$45,891.39
HIGHWAY-ST-NEW	\$121,730.44
JAIL-ST-OLD	\$127,778.26
FIRE TAX	\$93,450.35
911-ST-NEW	\$38,981.07
JAIL-ST-NEW	\$68,701.80
CDBG	
CARES/COVID AID & RELIEF	
AMERICAN RESCUE PLAN ACT OF 2021	\$6,910.34
COURT CLERK REVOLVING	
LAW LIBRARY	\$1,425.31
COURT CLERK RECORDS MGMT/PRES	\$1,952.75
EXCESS RESALE	
ETR-PROJECT	
PONTOTOC CO EDUC FAC AUTH	
SR CIT TRANS	\$104,036.09
TOTALS	\$1,296,017.22

d. Claim(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

V #101	#1220-1-0600-1110	OESC	\$171.97
V #34	#7205-5-8049-2005	OESC	\$22.50

e. Transfer(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

1321-2-8203-2005 to 1321-2-8203-4110 \$9857.00

f. Agri-Plex's Hotel-Motel Tax Purchase Requests (blankets):

- i. James Supply – supplies - \$600.00
- ii. Locke Supply – supplies - \$1500.00

g. Blanket purchase order(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

Highway ST	4782
Highway	4783-4785, 4806
Economic Development	4786-4788
Sheriff	4789-4799
Senior Citizens	4800-4805
Lodging	4820-4821

h. Purchase orders for payment: Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

ARPA 2021 1566-2-8203-4110 003680 000034 CORO MEDICAL LLC MEDICAL \$ 9,975.00 Total: \$ 9,975.00 Emergency Mgmt 1212-2-2700-2005 004724 000063 CRITICAL COMM REMITTANCE \$ 12.65 Total: \$ 12.65 Fair Board 1214-4-4700-2005 004714 000180 ADA FEEDCENTER SPLY \$ 4,030.00 003583 000181 ADA PAPER COMPANY JANITORIAL \$ 1,076.85 004738 000182 B & S SANITATION TRASH \$ 573.00 000346 000183 RHYNES SURPLUS SPLY \$ 59.88 Total: \$ 5,739.73 General 0001-1-0200-2005 004443 001285 ABSOLUTE DATA SHREDDING SERVICE \$ 92.25 004513 001286 MCGRAW DAVISSON STEWART LLC-A RENT \$ 750.00 Total: \$ 842.25 0001-1-1700-1310 004230 001299 HANSARD, JR, DAVID TRAVEL \$ 402.00 003595 001300 RHODES, FREDDIE E. TRAVEL \$ 284.75 Total: \$ 686.75 0001-1-2000-2005 004701 001284 OESC UNEMP PREM \$ 4,514.34 004720 001291 ADA CITY UTILITIES UTILITIES \$ 661.40 004721 001292 ADA CITY UTILITIES UTILITIES \$ 402.36 004726 001293 DEPENDABLE HEAT & AIR INC REMITTANCE \$ 190.00 PO Warrant No. Vendor Name Purpose Amount General 0001-1-2000-2005 004736 001294 MILLER OFFICE REMITTANCE \$ 66.86 004652 001295 O G & E UTILITIES \$ 3,296.75 Total: \$ 9,131.71 0001-1-2200-2005 004754 001296 CANON FINANCIAL SERVICES INC REMITTANCE \$ 75.00 004755 001297 MILLER OFFICE REMITTANCE \$ 46.58 004753 001298 SPARKLIGHT UTILITY \$ 91.73 Total: \$ 213.31 0001-2-0400-2005 003651 001287 COMDATA CORPORATION FUEL \$ 7,856.62 004647 001288 J P X AMERICA CERTIFICATION \$ 1,250.00 Total: \$ 9,106.62 0001-5-0900-1310 004132 001289 WALKER, BECKY TRAVEL \$ 257.95 004131 001290 KELLEY, JANNA L EDWARDS TRAVEL \$ 42.08 Total: \$ 300.03 Health 1216-3-5000-1110 003673 000205 OK STATE DEPT OF HEALTH REMITTANCE \$ 30,983.54 Total: \$ 30,983.54 1216-3-5000-1310 004393 000206 ALLEN, REBECCA TRAVEL \$ 43.01 004087 000207 GAINEY, KAREN TRAVEL \$ 40.33 004088 000208 LINDSAY, JENNY TRAVEL \$ 126.09 Total: \$ 209.43 1216-3-5000-2005 002422 000209 M & M

OUTDOOR MAINTENANCE INC SERVICE \$ 520.00 003965 000210 PREMIER AIR CONDITIONING  
SERVIC REPAIR \$ 650.00 004412 000211 PITNEY BOWES POSTAGE \$ 103.28 003993 000212  
PREMIER AIR CONDITIONING SERVIC HEAT & AIR \$ 3,000.00 003994 000213 PREMIER AIR  
CONDITIONING SERVIC HEAT & AIR \$ 1,600.00 004642 000214 SANOFI PASTEUR INC \$ 2,034.23  
003459 000215 STANDLEY SYSTEMS REMITTANCE \$ 295.91 PO Warrant No. Vendor Name  
Purpose Amount Health 1216-3-5000-2005 003183 000216 TERRY S PEST CONTROL SERVICE \$  
44.00 004639 000217 W P S INC UTILITIES \$ 607.20 Total: \$ 8,854.62 Highway 1102-6-4100-1310  
004585 001247 STARN, GARY TRAVEL \$ 308.88 Total: \$ 308.88 1102-6-4100-2005 004702  
001243 OESC UNEMP PREM \$ 1,102.17 004741 001246 B & S SANITATION TRASH \$ 65.00 Total: \$  
1,167.17 1102-6-4200-2005 004703 001244 OESC UNEMP PREM \$ 646.53 004739 001248 B & S  
SANITATION TRASH \$ 65.00 004594 001250 BATES ELECTRONICS INC PARTS \$ 34.98 004540  
001251 MOJO GRAPHICS SPLY \$ 72.00 004021 001252 O REILLY AUTOMOTIVE, INC. PARTS \$  
397.98 004718 001253 RURAL WATER DIST #8 UTILITIES \$ 125.24 004535 001254 RUSH TRUCK  
CENTER OF OKC PARTS \$ 1,039.40 Total: \$ 2,381.13 1102-6-4200-4110 004207 001249 HISLE  
BROS. INC. EQUIP \$ 46,317.00 Total: \$ 46,317.00 1102-6-4300-1310 004024 001256 BOLEN,  
VICTOR TRAVEL \$ 684.00 Total: \$ 684.00 1102-6-4300-2005 004704 001245 OESC UNEMP PREM \$  
817.88 004740 001255 B & S SANITATION TRASH \$ 65.00 004120 001257 HALL S AUTO PARTS \$  
2,451.14 004643 001258 KENNY S PROPANE PROPANE \$ 22.00 004719 001259 O G & E UTILITIES \$  
87.42 004234 001260 P & K STONE LLC ROAD MATERIAL \$ 2,821.36 PO Warrant No. Vendor  
Name Purpose Amount Highway Total: \$ 6,264.80 HIGHWAY-ST 1313-6-8041-2005 004654  
000436 BUMPER TO BUMPER PARTS \$ 94.95 004749 000437 C L BOYD REMITTANCE \$ 1,886.32  
004344 000438 CINTAS CORPORATION LOC 618 UNIFORMS/MATS \$ 685.88 004650 000439 DC  
IGNITION AUTO REPAIR PARTS \$ 325.00 004729 000440 DIRECT DISCOUNT TIRE, LLC. TIRES \$  
681.16 004640 000441 GOODWIN AUTOMOTIVE SUPPLIES \$ 269.00 004347 000442 J B LUMBER  
PARTS \$ 62.45 002242 000443 JAMES SUPPLIES & RENTAL CO. SPLY \$ 28.37 001947 000444  
LIUGONG CONSTRUCTION MACHINER PARTS \$ 1,583.01 004641 000445 O REILLY AUTOMOTIVE,  
INC. PARTS \$ 6.99 004648 000446 O REILLY AUTOMOTIVE, INC. AUTO REPAIR PARTS \$ 23.28  
004649 000447 TRUCK PARTS SUPPLY INC AUTO REPAIR PARTS \$ 316.27 004029 000448 WAL  
MART SPLY \$ 128.70 Total: \$ 6,091.38 JAIL-ST-NEW 1334-2-8034-1110 004705 000209 OESC  
UNEMP PREM \$ 813.31 Total: \$ 813.31 1334-2-8034-2005 004038 000210 PRUETTS FOOD FOOD \$  
495.04 004041 000211 TURN KEY HEALTH CLINICS LLC MEDICAL \$ 17,735.93 004257 000212 TURN  
KEY HEALTH CLINICS LLC MEDICAL \$ 4,202.64 Total: \$ 22,433.61 Jail-ST-OLD 1315-2-8034-1110  
004706 000214 OESC UNEMP PREM \$ 973.04 Total: \$ 973.04 1315-2-8034-2005 004722 000215 A  
T & T UTILITIES \$ 49.49 Total: \$ 49.49 P PO Warrant No. Vendor Name Purpose Amount Law  
Library 7205-5-8049-2005 004772 000034 OESC 1ST QTR UNEMP PREM \$ 22.50 Total: \$ 22.50  
Lodging-ST 1302-8-3100-1110 004707 000160 OESC UNEMP PREM \$ 610.05 Total: \$ 610.05 1302-  
8-3100-2005 003625 000161 LOCKE SUPPLY PARTS \$ 149.17 Total: \$ 149.17 ML Fee 1208-1-1000-  
1310 004214 000015 A C C O REGISTRATION \$ 35.00 004533 000016 STARN, KAREN S. TRAVEL \$  
244.92 Total: \$ 279.92 Resale 1220-1-0600-1110 004761 000101 OESC UNEMP PREM \$ 171.97  
Total: \$ 171.97 RM&P 1209-1-1000-1110 004712 000057 OESC 1ST QTR UNEMP PREM \$ 36.00  
Total: \$ 36.00 Rural Fire-ST 1321-2-8204-4110 002943 000340 CASCO INDUSTRIES INCORPORATED  
FIRE EQUIPMENT \$ 7,659.00 Total: \$ 7,659.00 PO Warrant No. Vendor Name Purpose Amount  
Rural Fire-ST 1321-2-8206-2005 004472 000345 P E C UTILITIES \$ 59.51 Total: \$ 59.51 1321-2-  
8207-2005 001083 000341 CROWLEYS MARKET INC FUEL \$ 208.00 003908 000343 FRANCIS PWA  
UTILITIES \$ 25.00 Total: \$ 233.00 1321-2-8209-2005 003468 000342 CROWLEYS MARKET INC FUEL  
\$ 127.34 003911 000344 O REILLY AUTOMOTIVE, INC. PARTS \$ 165.62 000381 000352 SOS FIRE  
EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00 000712 000353 SOS FIRE EQUIPMENT LLC FIRE  
EQUIPMENT \$ 500.00 001092 000354 SOS FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00  
001612 000355 SOS FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00 002134 000356 SOS FIRE  
EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00 002546 000357 SOS FIRE EQUIPMENT LLC FIRE  
EQUIPMENT \$ 500.00 003037 000358 SOS FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00  
003474 000359 SOS FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00 003910 000360 CROWLEYS  
MARKET INC FUEL \$ 146.50 003916 000361 SOS FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00  
004483 000362 SOS FIRE EQUIPMENT LLC FIRE EQUIPMENT \$ 500.00 Total: \$ 5,439.46 1321-2-  
8210-2005 004485 000346 P E C UTILITIES \$ 81.51 Total: \$ 81.51 1321-2-8211-2005 004490  
000347 P E C UTILITIES \$ 87.52 Total: \$ 87.52 1321-2-8212-2005 004495 000337 ADA CITY  
UTILITIES UTILITIES \$ 26.15 004498 000338 B & S SANITATION TRASH \$ 30.00 004494 000348 P E C  
UTILITIES \$ 40.81 002149 000351 PICKETT COUNTRY STORE FUEL \$ 87.00 Total: \$ 183.96 PO  
Warrant No. Vendor Name Purpose Amount Rural Fire-ST 1321-2-8215-2005 004502 000339 B & S  
SANITATION TRASH \$ 30.00 004505 000349 P E C UTILITIES \$ 236.08 Total: \$ 266.08 1321-2-8216-  
2005 004508 000350 P E C UTILITIES \$ 50.19 Total: \$ 50.19 Senior Citizen Trust 7611-3-3900-1110  
004708 000289 OESC 1ST QTR UNEMP PREM \$ 413.71 Total: \$ 413.71 7611-3-3900-2005 003945  
000290 ADA TIRE CENTER INC TIRES \$ 20.00 004446 000291 CHANEY LAWN CARE & LAND SCAPIN  
SERVICE \$ 140.00 003785 000292 CROWLEYS MARKET INC FUEL \$ 296.49 003783 000293 CINTAS  
CORPORATION LOC 618 UNIFORMS/MATS \$ 235.65 004731 000294 O G & E UTILITIES \$ 171.37  
004733 000295 RSI COMMUNICATIONS REMITTANCE \$ 150.00 004732 000296 SUMMIT UTILITIES  
UTILITIES \$ 72.24 003336 000297 SUPER LUBE OIL CHANGE \$ 124.59 Total: \$ 1,210.34 SH Svc Fee  
1226-2-0400-1110 004713 000426 OESC 1ST QTR UNEMP PREM \$ 319.98 Total: \$ 319.98 1226-2-  
0400-1310 003747 000430 COMBINED SYSTEMS INC REGISTRATION \$ 895.00 003765 000431  
COMBINED SYSTEMS INC REGISTRATION \$ 895.00 Total: \$ 1,790.00 1226-2-0400-2005 004032  
000435 NAPA OF ADA PARTS \$ 168.20 Total: \$ 168.20 PO Warrant No. Vendor Name Purpose  
Amount SH Svc Fee 1226-2-1100-2005 004360 000427 ADA PAPER COMPANY JANITORIAL \$  
3,665.24 003779 000428 AK ATHLETIC EQUIPMENT INC SPLY \$ 1,048.54 004253 000429 CTC  
COMMISSARY LLC COMMISSARY \$ 6,090.75 004245 000432 EASY ICE LLC SERVICE \$ 211.15  
004362 000433 FIVE STAR OFFICE SUPPLY 02 OFFICE SUPPLY \$ 1,567.00 004216 000434 JAM  
SALES LLC REPAIR \$ 7,553.00 003903 000436 XCEL OFFICE SOLUTIONS REMITTANCE \$ 736.30  
Total: \$ 20,871.98 Use-ST 1301-6-0810-1110 004709 000262 OESC 1ST QTR UNEMP PREM \$  
114.00 Total: \$ 114.00 1301-6-0820-1110 004710 000263 OESC 1ST QTR UNEMP PREM \$ 54.00



Total: \$ 54.00 1301-6-0830-1110 004711 000264 OESC 1ST QTR UNEMP PREM \$ 64.00 Total: \$ 64.00 Grand Total: \$ 203,875.50

Motion by Davis, second by Starns, to approve consent agenda items (a-h). All aye.  
Discussion, consideration, and possible action to approve or approve as amended the utilization of American Rescue Plan Act of 2021 (ARPA) funds:

Still waiting for the ID numbers. No action.

Discussion with Jenny Cooper regarding an accident that occurred on December 12, 2023, with a county road grader:

Cooper stated on December 12, 2023, she was driving to Ada from her home on CR 1520 when she noticed a road grader on the same road. As she was following behind the grader making her way to turn right at CR 3450, the grader stopped. She thought he had stopped so she could go around him. She began to make her way around him and he started backing up and hit her car as she was honking. She asked the grader operator if he didn't see her and he said he did not. He called and spoke to the foreman for District #2 to tell him what happened. 911 was called and OHP Officer Teel arrived. Teel spoke with the foreman and the grader operator and then came to her car window and explained that construction vehicles always have the right-of-way. Teel gave her the report and she went home. Davis explained how when operating a road grader, the driver is watching the blades while driving and there is also a large blind spot especially if someone is following closely. Cooper stated she just wanted her side of the story to be heard and wanted to know what she should do if this were to happen again. She was informed again that construction vehicles always have the right-of-way.

Discussion regarding the March 14, 2024 storm that caused hailed damage to multiple Pontotoc County buildings' roofs/siding and vehicles:

Starns stated he has been communicating with ACCO about the damage to the buildings and vehicles of the County. He said they have started replacing windshields on the vehicles. ACCO will let us know about the building in a couple of weeks, and when ACCO sends a check to the County then each office will receive their part for damages.

Letellier, Emergency Management Director, asked if we knew any information about the uninsured and deductibles. Starns said not yet.

Starns also explained the only way we would not have to bid on the bid-required items would be if Governor Stitt had declared it an emergency and he did not. This was confirmed with State Auditor Cindy Byrd.

Discussion, consideration, and possible action to approve or approve as amended Resolution #24-75, in support of the Opioid Abatement Grant application:

Krystina Phillips, Assistant District Attorney, and designated representative for the Opioid Abatement Grant stated upon approval and signatures this resolution will be sent as required by the Attorney General's Office. Motion by Bolen, second by Starns, to approve. All aye.

Motion by Starns, second by Davis, to approve Resolution #24-76, Cooperative Agreement with the Chickasaw Nation to provide funds not to exceed \$77,970.00 for a single-layer of chips and asphalt leveling on Route 2421 Lovelady Road (County Road 3610) in District #1. The project will begin at the intersection of Highway 1 and N/S Lovelady Road proceeding south 6.0 miles to Union Valley Old Highway 3. All aye.

Motion by Starns, second by Bolen, to approve Resolution #24-77, Cooperative Agreement with the Chickasaw Nation to provide funds not to exceed \$75,020.00 for a single-layer of chips and asphalt leveling on Route 2473 Homer Road (County Road 3590) in District #1. The project will begin at the intersection of Highway 1 and N/S Homer Road proceeding north 5.7 miles to Francis Road. All aye.

Motion by Starns, second by Davis, to approve Resolution #24-78, Cooperative Agreement with the Chickasaw Nation to provide funds not to exceed \$47,140.00 for a single-layer of chips and asphalt leveling on Route 2499 Fulkerson Road (County Road 3560) in District #1. The project will begin at the intersection of Fulkerson Road and CR 1510 proceeding north 2.5 miles to SE 10th Street in Byng, Oklahoma. All aye.

Motion by Starns, second by Davis, to approve or approve as amended Resolution #24-79, District #1 declaring surplus of equipment:

- a. 2010 LeeBoy asphalt machine – Inventory #62-1-340-04
- b. 2005 John Deere motor grader – Inventory #62-1-307-15
- c. 1984 BOMAG – Inventory #62-1-319-01
- d. 2015 New Holland tractor – Inventory #62-1-304-10
- e. 2015 New Holland tractor – Inventory #62-1-304-11
- f. 2006 New Holland tractor – Inventory #62-1-304-06
- g. 2021 brush hog – Inventory #62-1-441-21
- h. 2021 brush hog – Inventory #62-1-441-22

- i. 2020 Rhino – Inventory #62-1-441-20
- j. 2010 Rhino cutter – Inventory #62-1-441-15
- k. 1997 Bush-Wacker brush hog batwing – Inventory #62-1-441-12
- l. 2004 Pintle Eye trailer – Inventory #62-1-348-27
- m. 2003 Chevrolet 3500 truck – Inventory #62-1-302-17
- n. 2010 Chevrolet 1500 truck – Inventory #62-1-301-16
- o. 2020 Ford truck – Inventory #62-1-301-27
- p. 2007 Kenworth – Inventory #62-1-302-52
- q. 2003 International – Inventory #62-1-302-42
- r. 2002 sand spreader – Inventory #62-1-325-07
- s. 2002 Flink spreader – Inventory #62-1-325-06
- t. 2007 Warren sand spreader – Inventory #62-1-325-08
- u. 2007 Warren sander – Inventory #62-1-325-09
- v. 1974 Swenson spreader – Inventory #62-1-325-02
- w. 2009 Henderson spreader – Inventory #62-1-325-11

All aye.

Motion by Davis, second by Starns, to table to approve Resolution #24-80, District #2 to accept a section of County Road 3529 as a county-maintained road (beginning at the intersection of CR 3529 & CR 1560, going south for 750 feet). All aye.

Discussion, consideration, and possible action to approve or approve as amended Resolution #24-81, OSU Extension Office disposing of equipment:

- a. Dell Computer – Inventory #62-E-238-04

The OSU Extension Office did not submit their paperwork. No action.

Motion by Starns, second by Davis, to table to approve to award Bid #11, purchase one or more, 2007 or newer, 10-wheel dump trucks with financing option:

The truck was not available to look at for Districts #2 and #3.

Motion by Davis, second by Bolen, to deny paying a Fiscal Year 2022-2023 reimbursement of \$6690.00 (for a phone system) to the District Attorney's Office out of FY 2023-2024 funds. All aye.

Discussion, consideration, and possible action to approve or approve as amended to purchase a 2023 Bad Boy zero-turn lawn mower (to be used to mow the Courthouse Complex lawns) for \$2000.00 from Jessie Noland out of County General 0001-1-2000-2999.

Cheapest and best quote. Motion by Starns, second by Davis, to approve. All aye.

Motion by Davis, second by Starns, to approve for District #1 to purchase a 2025 Mack single-axle dump truck for \$128,136.00 from Bruckner's Truck & Equipment off State Contract with financing through Vision Bank of Ada at 4.98 % for sixty (60) months with a monthly payment of \$2,421.19. All aye.

Discussion, consideration, and possible action to approve or approve as amended the county treasurer's deed and transcript of proceedings and deeds on the sale of County property acquired on June 11, 2012, at the Treasurer's June Resale for the following property sold on March 28, 2024, to:

- a. Marci Isaacs - Legal Description: PT. OF N/2 S/2 SE NW-BEG. AT PT. 536.9'W OF NE/C OF S/2 SE NW OF SAID SEC. 16 & ON CENTER LINE OF OLD S. HWY. 48-W 131'-S 135'- E 87'-E 98.5'-NW/LY 133' TO POB SEC. 16-4-6 ADA LIC

Treasurer Paula Hall and Assessor Renae Furimsky requested to table by BOCC so they could review again for the correct legal verification. Motion by Starns, second by Bolen, to table. All aye.

Motion by Starns, second by Bolen, to approve the removal of Shawna Murphy and add Brenda Bolin as the Purchasing Agent in the Pontotoc County Clerk's Office. All aye.

Motion by Starns, second by Bolen, to approve the removal of Brenda Bolin and add Bobby Chamberlain as a Receiving Agent for the Pontotoc County Clerk's Office. All aye.

Motion by Davis, second by Bolen, to approve a utility crossing application for a permit:

- a. Chaney Utility Construction LLC - for Hans & Jenny Igou – water line on Kerr Lab (County Road 3560)

All aye.

Motion by Starns, second by Bolen, to approve Allen VFD's Fire Tax Purchase Requests:

- a. Stolz Telecom – Kenwood NX1200 VHF Analog/DMR Portable Radio - 9857.00
- b. Allen Auto – tires - \$8071.00

All aye.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's Fire Tax Purchase Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$653.00 (coverage that exceeds the allocated ARPA funding of \$10,000.00)

No action.

Motion by Bolen, second by Starns, to approve Stonewall VFD's Fire Tax Purchase Requests:

- a. Steele Paint & Body – Hummer painted - \$5700.00
- b. Casco Industries, Inc. – Hummer lights & sirens - \$7211.00

All aye.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's ARPA CFDA 21.027 Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$10,000.00

No action.

Discussion regarding “new business” that was not known about or which could not have been reasonably foreseen prior to the time of posting the agenda in accordance with Title 25 O.S. § 311(A)(9):

Letellier reported severe weather and rain moving in tonight and tomorrow.

Motion by Bolen, second by Starns, to adjourn. All aye.

### **April 15, 2024**

The Board of Pontotoc County Commissioners met for a regular meeting in which the time, place, and agenda were duly posted on April 11, 2024 at 301 S. Broadway, Ada, Oklahoma.

Roll call: Gary Starns-District #1 Commissioner, Danny Davis-District #2 Commissioner, Victor Bolen-District #3 Commissioner, and Tammy Brown-County Clerk.

Motion by Bolen, second by Starns, to call the meeting to order. All aye.

Introduction of guests: JR Grissom, Keressa Kerr, James Fowler, Tim Mills, Trudy Mills, Renae Furimsky, Stacy Moore, Paula Hall, John Christian, James Farris, Danny Manuel, Wellon Poe, and Krystina Phillips.

Discussion, consideration, and possible action to approve or approve as amended consent items as follows:

*All matters listed under “Consent” are considered by the Board of County Commissioners (BOCC) to be routine and will be enacted by one motion. Any BOCC Member may, however, remove an item from the Consent Agenda by request.*

- a. Board of County Commissioners (BOCC) minutes:
  - i. April 8, 2024 regular meeting
- b. March 2024 monthly reports:
  - i. County Clerk
  - ii. Election Board
- c. Claim(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:
  - V #102 #1220-1-0600-2005 Pontotoc Co. Treasurer \$729.83
- d. Transfer(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes. None.
- e. Agri-Plex's Hotel-Motel Tax Purchase Requests (blankets):
  - i. Super Lube – fuel - \$700.00
  - ii. Cintas – supplies - \$800.00
- f. Blanket purchase order(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

General	4872-4879
Highway	4880-4887
Emergency MGMT	4888-4889
Economic Development	4890
Sheriff SH Svc Fee	4891-4896
Highway ST	4897
Senior Citizen	4898
Rural Fire ST	4899-4937
911 Services	4938
ZLODGE	4945-4946

- g. Purchase orders for payment: Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

AMBULANCE SERVICE DISTRICT 1303-3-8500-2005 004512 000008 MERCY SPECIALIZED BILLING  
SERVIC REMITTANCE \$ 109,087.50 Total: \$ 109,087.50 ARPA 2021 1566-3-1300-4110 002335  
000035 AMPSTUN CORPORATION REMITTANCE \$ 13,500.00 Total: \$ 13,500.00 Emergency Mgmt  
1212-2-2700-2005 004569 000064 CROWLEYS MARKET INC FUEL \$ 176.00 004568 000065  
CROWLEYS MARKET INC FUEL \$ 256.00 Total: \$ 432.00 Fair Board 1214-4-4700-1110 000331  
000184 GAYLER'S CLEANING SERVICE \$ 200.00 Total: \$ 200.00 1214-4-4700-2005 004815 000185  
ADA CITY UTILITIES MONTHLY \$ 429.55 004259 000186 J B LUMBER PARTS \$ 600.27 004759  
000187 KEMPER REFRIGERATION SERVICE \$ 482.50 004813 000188 SPARKLIGHT MONTHLY \$  
255.16 004774 000189 SUMMIT UTILITIES UTILITIES \$ 1,606.54 004835 000190 OK STATE DEPT OF  
HEALTH REMITTANCE \$ 125.00 000319 000191 TERRY S PEST CONTROL SERVICE \$ 60.00 004779  
000192 BAILEY S PLUMBING LLC REPAIR \$ 483.00 Total: \$ 4,042.02 PO Warrant No. Vendor Name  
Purpose Amount General 0001-1-0200-2005 004444 001301 THOMSON REUTERS WEST  
REMITTANCE \$ 495.40 Total: \$ 495.40 0001-1-0600-2005 004811 001306 SPARKLIGHT MONTHLY  
\$ 153.48 Total: \$ 153.48 0001-1-1000-2005 004760 001310 ODP BUSINESS SOLUTIONS LLC OFFICE  
SUPPLY \$ 169.45 Total: \$ 169.45 0001-1-1600-1310 004556 001311 SE DISTRICT ASSESSOR'S  
ASSOC. REGISTRATION \$ 50.00 Total: \$ 50.00 0001-1-1600-2005 004763 001312 SPARKLIGHT  
UTILITIES \$ 101.68 Total: \$ 101.68 0001-1-2000-2005 004767 001313 ADA, CITY OF REMITTANCE \$  
175.00 004816 001314 ADA CITY UTILITIES MONTHLY \$ 72.38 004099 001315 ALLEN ADVOCATE  
PUBLICATION \$ 2,182.90 004746 001316 CANON FINANCIAL SERVICES INC REMITTANCE \$ 120.00  
004100 001317 CINTAS CORPORATION LOC 618 UNIFORMS/MATS \$ 134.00 004666 001318  
CULLIGAN SPLY \$ 250.21 004102 001319 LOCKE SUPPLY PARTS \$ 115.83 004745 001320 P E C  
UTILITIES \$ 31.85 004818 001321 SPARKLIGHT MONTHLY \$ 161.48 004773 001322 SUMMIT  
UTILITIES UTILITIES \$ 137.82 004668 001323 TERRY S PEST CONTROL SERVICE \$ 180.00 000061  
001324 TK ELEVATOR CORP SERVICE \$ 324.45 000062 001325 TK ELEVATOR CORP SERVICE \$  
324.00 003331 001326 TONY CUPPS BUILDERS LLC REPAIR \$ 3,000.00 004105 001327 TREAT S  
SOLUTIONS JANITORIAL \$ 654.99 004748 001328 U S ALERT LLC REMITTANCE \$ 42.99 Total: \$  
7,907.90 0001-1-2000-2999 004819 001329 NOLAND, JESSIE EQUIP \$ 2,000.00 PO Warrant No.  
Vendor Name Purpose Amount General 0001-1-2000-2999 Total: \$ 2,000.00 0001-2-0400-2005  
004854 001302 A T & T MOBILITY UTILITIES \$ 3,799.28 003990 001303 COPS PRODUCTS LLC LAW  
ENFORCEMENT SU \$ 1,186.60 004646 001304 KINDRICK & CO. SPLY \$ 67.75 004828 001305  
SPARKLIGHT UTILITY \$ 153.48 Total: \$ 5,207.11 0001-4-4700-2005 004334 001330 QUILL LLC  
OFFICE SUPPLY \$ 100.98 Total: \$ 100.98 0001-5-0900-1110 004678 001307 O S U COOP  
EXTENSION SERV REMITTANCE \$ 13,333.33 Total: \$ 13,333.33 0001-5-0900-1310 004336 001308  
HUBBARD, ERIN TRAVEL \$ 51.76 Total: \$ 51.76 0001-5-0900-2005 003649 001309 STANDLEY  
SYSTEMS REMITTANCE \$ 479.77 Total: \$ 479.77 Health 1216-3-5000-1310 004091 000220  
COOPER, ROBIN TRAVEL \$ 99.16 Total: \$ 99.16 1216-3-5000-2005 004834 000218 ADA CITY  
UTILITIES UTILITIES \$ 255.76 004817 000219 SPARKLIGHT MONTHLY \$ 134.30 Total: \$ 390.06  
Highway PO Warrant No. Vendor Name Purpose Amount Highway 1102-6-4100-2005 004845  
001261 A T & T MOBILITY INTERNET \$ 40.04 004744 001262 P E C UTILITIES \$ 788.91 004764  
001263 RSI COMMUNICATIONS REMITTANCE \$ 75.00 004747 001264 U S ALERT LLC REMITTANCE  
\$ 35.99 Total: \$ 939.94 1102-6-4100-2040 004836 001265 VISION BANK LEASE \$ 10,590.71 Total:  
\$ 10,590.71 1102-6-4100-4110 004723 001266 BOXCER EQUIPMENT EQUIP \$ 45,000.00 004270  
001267 C L BOYD REPAIR \$ 28,574.57 Total: \$ 73,574.57 1102-6-4200-2005 004645 001268  
BROOKS DIESEL SERVICE LLC PARTS \$ 93.02 004456 001269 CULLIGAN SPLY \$ 49.50 004768  
001271 OK CORPORATION COMMISSION \$ 50.00 004742 001272 P E C UTILITIES \$ 427.96 004765  
001273 RSI COMMUNICATIONS REMITTANCE \$ 75.00 004342 001274 SABER TRANSPORTATION  
SUPPORT DRUG TEST \$ 55.00 004756 001275 SPENCER MACHINE WORKS REPAIR \$ 192.17 004655  
001276 TOTAL SIR LLC SERVICE \$ 36.50 Total: \$ 979.15 1102-6-4200-2040 004838 001277 VISION  
BANK LEASE \$ 17,852.15 Total: \$ 17,852.15 1102-6-4300-2005 004752 001278 ATLINK SERVICES  
LLC INTERNET \$ 99.00 004119 001279 CAMPBELL TIRE LLC TIRES \$ 204.00 004737 001281 MILLER  
OFFICE REMITTANCE \$ 30.00 004843 001282 O G & E UTILITIES \$ 474.54 004771 001283 OK  
CORPORATION COMMISSION REGISTRATION \$ 50.00 004518 001284 PRINTING SOLUTIONS INC  
OFFICE SUPPLY \$ 55.00 004776 001285 ROFF PUBLIC WORKS AUTHORITY UTILITY \$ 29.00 004766  
001286 RSI COMMUNICATIONS REMITTANCE \$ 75.00 004762 001287 STONEWALL PUBLIC WORKS  
AUTH. UTILITIES \$ 53.28 Total: \$ 1,069.82 PO Warrant No. Vendor Name Purpose Amount  
Highway 1102-6-4300-2040 004840 001288 FIRST UNITED BANK LEASE \$ 4,990.00 004841 001289  
OKLAHOMA STATE BANK LEASE \$ 1,493.19 004839 001290 VISION BANK LEASE \$ 3,603.81 Total: \$  
10,087.00 1102-6-6520-2005 004715 001270 HOOTEN OIL CO. FUEL \$ 6,919.59 Total: \$ 6,919.59  
1102-6-6530-2005 004716 001280 HOOTEN OIL CO. FUEL \$ 4,032.76 Total: \$ 4,032.76 HIGHWAY-  
ST 1313-6-8041-2005 004064 000449 BLESSING SAND PIT, JOYCE STOWER ROAD MATERIAL \$  
2,557.66 004727 000450 LOCKE SUPPLY SUPPLY \$ 14.80 004781 000451 HISLE BROS. INC.  
REMITTANCE \$ 207.00 004829 000452 HISLE BROS. INC. PARTS \$ 30.00 004728 000453 HOOTEN  
OIL CO. FUEL \$ 5,766.34 004743 000454 SERVICE OKLAHOMA TAG \$ 300.00 004778 000455 WAL  
MART OFFICE SUPPLY \$ 78.00 Total: \$ 8,953.80 1313-6-8042-2005 004521 000456 ADA  
AGGREGATES LLC ROAD MATERIAL \$ 17,406.58 004651 000457 ADA AGGREGATES LLC ROAD  
MATERIAL \$ 12,996.17 002971 000458 C L BOYD PARTS \$ 183.89 004589 000459 JENNINGS  
STONE INC SERVICE \$ 6,750.00 004282 000460 SOUTHERN TIRE MART LLC TIRES \$ 410.00 Total: \$  
37,746.64 1313-6-8043-2005 004394 000461 4M TRUCKING LLC SERVICE \$ 28,537.62 004770  
000462 O REILLY AUTOMOTIVE, INC. \$ 215.82 004567 000463 P & K STONE LLC ROAD MATERIAL \$  
2,962.80 Total: \$ 31,716.24 PO Warrant No. Vendor Name Purpose Amount Jail-ST-OLD 1315-2-  
8034-2999 004844 000217 PONTOTOC COUNTY PUBLIC FACILITI REMITTANCE \$ 60,742.51 Total: \$  
60,742.51 LEPC 1218-2-2701-2005 004635 000001 POLOS FOOD \$ 750.00 Total: \$ 750.00 Lodging-  
ST 1302-8-3100-2005 004386 000162 SUPER LUBE FUEL \$ 335.78 Total: \$ 335.78 Resale 1220-1-  
0600-2005 004812 000102 PONTOTOC COUNTY TREASURER ERROR CORR \$ 729.83 Total: \$ 729.83  
Rural Fire-ST 1321-2-8209-2005 004479 000363 ADA CITY UTILITIES UTILITIES \$ 28.45 Total: \$

28.45 1321-2-8209-4110 002208 000364 INTEGRITY GENERAL CONTRACTING BUILDING IMPROVEMENT \$ 19,600.00 Total: \$ 19,600.00 1321-2-8209-4130 004837 000365 WELCH STATE BANK LEASE \$ 1,370.35 Total: \$ 1,370.35 PO Warrant No. Vendor Name Purpose Amount Rural Fire-ST 1321-2-8211-2005 004489 000366 OKLAHOMA NATURAL GAS COMPANY UTILITIES \$ 86.03 Total: \$ 86.03 1321-2-8212-2005 004497 000367 A T & T MOBILITY UTILITIES \$ 40.04 Total: \$ 40.04 1321-2-8213-4130 004842 000368 CITIZENS BANK OF ADA LEASE \$ 3,361.30 Total: \$ 3,361.30 1321-2-8215-2005 004503 000369 RURAL WATER DIST # 9 UTILITIES \$ 25.00 Total: \$ 25.00 Senior Citizen Trust 7611-3-3900-2005 004848 000298 ADA CITY UTILITIES UTILITIES \$ 100.88 004319 000299 ADA NEWS PUBLICATION \$ 51.12 004847 000300 B & S SANITATION TRASH \$ 30.00 004338 000302 SUPER LUBE FUEL \$ 920.11 Total: \$ 1,102.11 7611-3-5201-2005 004805 000301 SIGN SOURCE LLC REMITTANCE \$ 225.00 Total: \$ 225.00 SH Svc Fee 1226-2-0400-1310 004750 000448 SPEARS, CHARLES DEWAYNE REIMBURSEMENT \$ 100.00 Total: \$ 100.00 1226-2-0400-2005 004352 000437 ADA TIRE CENTER INC TIRES \$ 794.95 004235 000438 CULLIGAN REMITTANCE \$ 55.00 003339 000442 RHYNES SURPLUS OFFICE SUPPLY \$ 129.99 003891 000445 SUPER LUBE FUEL \$ 392.87 PO Warrant No. Vendor Name Purpose Amount SH Svc Fee 1226-2-0400-2005 Total: \$ 1,372.81 1226-2-1100-2005 004246 000439 CULLIGAN SPLY \$ 924.26 004251 000440 FPS TECHNOLOGIES INC SPLY \$ 3,430.00 004853 000441 JAM SALES LLC REMITTANCE \$ 3,769.00 004243 000443 SABER TRANSPORTATION SUPPORT DRUG TEST \$ 105.00 003898 000444 STAPLES OFFICE SUPPLY \$ 979.59 002668 000446 TERRY S PEST CONTROL SERVICE \$ 150.00 004256 000447 TURN KEY HEALTH CLINICS LLC MEDICAL \$ 350.00 Total: \$ 9,707.85 Use-ST 1301-6-0820-2005 004590 000265 JENNINGS, RANDY ROAD MATERIAL \$ 1,650.00 Total: \$ 1,650.00 Grand Total: \$ 468,650.93

Motion by Davis, second by Starns, to approve consent agenda items (a-g). All aye.

Discussion, consideration, and possible action to approve or approve as amended the utilization of American Rescue Plan Act of 2021 (ARPA) funds. No action.

Motion by Davis, second by Bolen, to approve Resolution #24-80, District #2 to accept a section of County Road 3529 as a county-maintained road (beginning at the intersection of CR 3529 & CR 1560, going south for 750 feet). All aye.

Motion by Starns, second by Davis, to approve Resolution #24-81, OSU Extension Office disposing of equipment (donated):

- a. Dell Computer – Inventory #62-E-238-04

All aye.

Discussion, consideration, and possible action to approve or approve as amended to award Bid #11, purchase one or more, 2007 or newer, 10-wheel dump trucks with financing option:

Bolen stated the 2015 Mack truck that he and Davis wanted to look at is still in Odessa Texas. The BOCC would like to remove it from the agenda until the truck gets here to look at it. No action.

Motion by Starns, second by Bolen, to approve the county treasurer's deed and transcript of proceedings and deeds on sale of County property acquired on June 11, 2012 at the Treasurer's June Resale for the following property sold on March 28, 2024 to:

- a. Marci Isaacs - Legal Description: A part of the N/2 S/2 SE/4 NW/4 of Section 16, Township 4 North, Range 6 East, Pontotoc County, Oklahoma, lying West of Old Highway No. 48, more particularly described as follows, to-wit: Beginning at a point 536.9 feet West of the Northeast corner of the S/2 SE/4 NW/4 of said Section 16 and on the center line of Old State Highway No. 48; thence West for a distance of 131.0 feet; thence South for a distance of 135 feet; thence East a distance of 87 feet; thence East of Northeast for a distance of 98.5 feet to a point on the center line of Old State Highway No. 48; thence in a Northwesterly direction along said center line a distance of 133.0 feet to the point of beginning.

All aye.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's Fire Tax Purchase Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$653.00 (coverage that exceeds the allocated ARPA funding of \$10,000.00)

No action.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's ARPA CFDA 21.027 Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$10,000.00

No action.

Discussion regarding “new business” that was not known about or which could not have been reasonably foreseen prior to the time of posting the agenda in accordance with Title 25 O.S. § 311(A)(9):

Brown explained to the BOCC that Stonewall VFD had ordered a 2023 cab & chassis last fiscal year on State bid, but was never able to get one due to vendor availability. That purchase order was canceled and a new purchase order was encumbered for FY 2023-2024. Brown was contacted by the vendor that they could provide 2024 cab & chassis, but not a 2023, which would increase the price by the current State bid. The BOCC stated if they needed to get a new request to get a purchase order for the current amount and cancel the previous purchase order they were good with it, but would like to confirm with the auditor’s office.

Trudy Mills referred to an incident written about in USA Today involving wind turbines and how they would harm the region in Indiana. She read about how the County Commissioners in the state of Indiana were able to ban this project. She also asked for any update on a moratorium and what the procedure is to bring something like this to the vote of the people. She also asked about the initiative petition procedures. Krystina Phillips, Assistant D.A., stated she could assist with that procedure information. Phillips also stated D.A. Erik Johnson has reached out to attorneys specializing in wind turbine projects. When Johnson returns from being out of the country there will be a conference call about this.

Danny Manuel, 911 Director, announced he submitted a letter to the Ada News in regards to the tabletop training exercise for Pontotoc County if there was an F3 tornado. This exercise took many hours of preparation and planning and was a success. The teamwork was incredible and the BOCC was recognized for being so involved in this exercise.

Tim Mills stated he was not here to attack anybody and asked if anyone had read the road agreement. Phillips told him she had made many adjustments before approval. Mills asked if an insurance bond had been received. There has not been a bond received so he said that is a breach of contract. Also, he brought attention to the fact the agreement stated no equipment allowed on the roads more than 54,000 pounds, but there is a picture of a 55,000-pound track hoe going down the road and that is also a breach of contract. Did it have a preconstruction survey or did they turn in a certificate of general liability, if not that is a breach of contract. The fine print in Section L of the agreement was questioned and Phillips said she would review the agreement again.

Stacy Moore stated they (the wind project company) have to have a public meeting either seventy or ninety days before construction can begin. Also, two maps are going around. One is a lease map and the other one is a project area map. She stated the county did not receive the contract back until April 11<sup>th</sup> and they did not date it when they signed it. There have been nine amendments filed and there are discrepancies in the maps. The BOCC was asked to read through the agreement closely and Bolen stated they presented the agreement to the D.A.’s Office for approval.

Trudy Mills requested the item of the wind project to be put on the BOCC agenda for next week, April 22<sup>nd</sup> and we confirmed. Mills said they are in breach of contract on this agreement for road use.

Motion by Starns, second by Davis, to vote to enter into Executive Session pursuant to 25 O.S., Section 307.B.1.4 to discuss pending litigation and upcoming Settlement Conference, in Natalie Prather, Special Administrator of the Estate of Billy Jo Johnson v. John Christian, Sheriff of Pontotoc County, Case No. CIV-23-187-JAR, with counsel who may be appearing telephonically. All aye.

Discussion, consideration, and possible action regarding possible Executive Session pursuant to 25 O.S., Section 307.B.1.4 to discuss pending litigation and upcoming Settlement Conference, in Natalie Prather, Special Administrator of the Estate of Billy Jo Johnson v. John Christian, Sheriff of Pontotoc County, Case No. CIV-23-187-JAR, with counsel who may be appearing telephonically:

Executive session discussion.

Motion by Davis, second by Bolen, to vote to adjourn the Executive Session and reconvene in Open Session. All aye.

Discussion, consideration, and possible action to vote on actions related to pending litigation and upcoming Settlement Conference, in Natalie Prather, Special Administrator of the Estate of Billy Jo Johnson v. John Christian, Sheriff of Pontotoc County, Case No. CIV-23-187-JAR, with counsel who may be appearing telephonically:

Attorney Wellon Poe asked the BOCC if they wanted to appoint one of the members of the BOCC to represent the County and appear when it is time, or if they could wait until the time gets closer. Davis suggested they wait until June and Starns and Bolen agreed to wait.

Motion by Bolen, second by Davis, to adjourn. All aye.

**April 22, 2024**

The Board of Pontotoc County Commissioners met for a regular meeting in which the time, place, and agenda were duly posted on April 18, 2024 at 301 S. Broadway, Ada, Oklahoma.

Roll call: Gary Starns-District #1 Commissioner, Danny Davis-District #2 Commissioner, Victor Bolen-District #3 Commissioner, and Tammy Brown-County Clerk. Motion by Starns, second by Bolen, to call the meeting to order. All aye.

Introduction of guests: JR Grissom, Renae Furimsky, Michael Wicker, John McKay, Tim Mills, Trudy Mills, Tanner Byrd, Dale Byrd, Danny Manuel, Kyle Lown, Stacy Moore, Jenny Lindsay, Chad Letellier, Paula Hall, James Farris, Shelley Williams, Krystina Phillips, and Keressa Kerr.

Discussion, consideration, and possible action to approve or approve as amended consent items as follows:

*All matters listed under "Consent" are considered by the Board of County Commissioners (BOCC) to be routine and will be enacted by one motion. Any BOCC Member may, however, remove an item from the Consent Agenda by request.*

- a. Board of County Commissioners (BOCC) minutes:
  - i. April 15, 2024 regular meeting
- b. Claim(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

V #103	Acct. #1220-1-0600-2005	Chaney Lawn Care	\$75.00
V #104	Acct. #1220-1-0600-2005	Chaney Lawn Care	\$75.00
V #105	Acct. #1220-1-0600-2005	Chaney Lawn Care	\$75.00
- c. Transfer(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

1321-2-8216-2005 to 1321-2-8216-4110	\$18,410.00
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- d. Blanket purchase order(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

General	5024, 4999-5000
Highway	5001
Health Department	5002-5003
Sheriff	5004-5017
Highway ST	5018-5020
Public Transportation	5021-5023
Fire Tax	5030
- e. Purchase orders for payment: Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:

ARPA 2021 1566-2-8208-4110 003208 000036 CASCO INDUSTRIES INCORPORATED FIRE EQUIPMENT \$ 10,000.00 Total: \$ 10,000.00 Donations 1235-6-4300-2005 004350 000002 VULCAN MATERIALS COMPANY ROAD MATERIAL \$ 19,948.72 Total: \$ 19,948.72 Emergency Mgmt 1212-2-2700-2005 004970 000066 A T & T UTILITIES \$ 75.84 Total: \$ 75.84 Fair Board 1214-4-4700-2005 004963 000193 A T & T UTILITIES \$ 50.56 Total: \$ 50.56 General 0001-1-0600-2005 004972 001331 A T & T UTILITIES \$ 264.79 Total: \$ 264.79 0001-1-1000-1310 004856 001334 KERR, KERESSA ANN TRAVEL \$ 120.73 Total: \$ 120.73 0001-1-1000-2005 004966 001332 A T & T UTILITIES \$ 264.79 004730 001333 J P COOKE CO REMITTANCE \$ 38.30 Page 1/6 PO Warrant No. Vendor Name Purpose Amount General 0001-1-1000-2005 004869 001335 SPARKLIGHT INTERNET \$ 163.43 Total: \$ 466.52 0001-1-1600-2005 004962 001336 A T & T UTILITIES \$ 290.07 004597 001337 ODP BUSINESS SOLUTIONS LLC OFFICE SUPPLY \$ 998.43 Total: \$ 1,288.50 0001-1-1700-2020 004872 001338 TOTAL ASSESSMENT SOLUTIONS CO LEASE \$ 6,250.00 Total: \$ 6,250.00 0001-1-2000-2005 002262 001339 CHANEY LAWN CARE & LAND SCAPIN SERVICE \$ 75.00 002913 001340 EASTERN OKLA YOUTH SERVICES JUV DET \$ 2,260.26 004558 001341 EASTERN OKLA YOUTH SERVICES JUV DET \$ 2,182.32 004964 001343 A T & T UTILITIES \$ 270.79 Total: \$ 4,788.37 0001-1-2200-2005 004969 001344 A T & T UTILITIES \$ 138.39 Total: \$ 138.39 0001-2-0400-2005 004971 001342 A T & T UTILITIES \$ 895.48 Total: \$ 895.48 0001-3-3900-2005 004858 001345 TAYLOR AUTOMOTIVE AUTO REPAIR PARTS \$ 462.48 Total: \$ 462.48 0001-5-0900-2005 004953 001346 A T & T UTILITY \$ 246.49 Total: \$ 246.49 Health 1216-3-5000-1310 004090 000221 FREELAND, SHARI TRAVEL \$ 273.09 PO Warrant No. Vendor Name Purpose Amount Health 1216-3-5000-1310 Total: \$ 273.09 1216-3-5000-2005 004309 000222 JOHNSON CONTROLS REPAIR \$ 1,067.44 004978 000223 O G & E UTILITY \$ 1,337.46 004955 000224 SUMMIT UTILITIES UTILITIES \$ 239.29 003671 000225 TERRY S PEST CONTROL SERVICE \$ 44.00 Total: \$ 2,688.19 Highway 1102-6-4100-1310 004808 001293 POGUE, CHARLES A. TRAVEL \$ 96.00 004809 001294 STARNES, GARY TRAVEL \$ 234.02 Total: \$ 330.02 1102-6-4100-2005 004967 001291 A T & T UTILITIES \$ 107.12 004017 001292 O T A PIKEPASS CTR-GOVT ACCT PIKEPASS \$ 1.30 004944 001295 U S CELLULAR UTILITY \$ 183.68 Total: \$ 292.10 1102-6-4200-2005 004968 001296 A T & T UTILITIES \$ 107.12 004757 001297 ADA AGGREGATES LLC ROAD MATERIAL \$ 13,027.39 004128 001298 CINTAS CORPORATION LOC 618 UNIFORMS/MATS \$ 976.06 004018 001299 O T A PIKEPASS CTR-

GOVT ACCT PIKEPASS \$ 2.90 004806 001300 VALVOLINE INSTANT OIL CHANGE OIL CHANGE \$ 215.84 004952 001301 U S CELLULAR UTILITIES \$ 118.73 004458 001302 RHYNES SURPLUS PARTS \$ 98.98 Total: \$ 14,547.02 1102-6-4300-1310 004418 001305 NORTHWEST INN HOTEL \$ 176.00 Total: \$ 176.00 1102-6-4300-2005 004118 001303 ADA AGGREGATES LLC ROAD MATERIAL \$ 3,020.61 004121 001304 JAMES SUPPLIES & RENTAL CO. SPLY \$ 57.00 004852 001306 O REILLY AUTOMOTIVE, INC. OIL \$ 29.96 PO Warrant No. Vendor Name Purpose Amount Highway 1102-6-4300-2005 004775 001307 O REILLY AUTOMOTIVE, INC. \$ 359.98 004951 001308 P & K EQUIPMENT SPLY \$ 1,446.22 004865 001309 SUMMIT UTILITIES UTILITIES \$ 134.76 004122 001310 TRUCK PARTS SUPPLY INC PARTS \$ 243.03 Total: \$ 5,291.56 HIGHWAY-ST 1313-6-8041-2005 004861 000464 BERT S HYDRAULICS \$ 195.00 004871 000465 CAMPBELL TIRE LLC \$ 26.25 004851 000466 CINTAS CORPORATION LOC 618 UNIFORM CLEANING \$ 168.72 004515 000467 C L BOYD GRADER BLADES \$ 1,152.38 004954 000468 C L BOYD PARTS \$ 442.50 003985 000469 HOOTEN OIL CO. FUEL \$ 4,362.39 004846 000470 HOOTEN OIL CO. FUEL \$ 4,389.36 004769 000471 PONTOTOC SAND & STONE ROAD MATERIAL \$ 2,820.93 004949 000472 SERVICE OKLAHOMA TAG \$ 44.50 004973 000473 TRUCK PARTS SUPPLY INC PARTS \$ 1,812.48 Total: \$ 15,414.51 1313-6-8042-2005 003590 000474 WYCHE QUARRY ROAD MATERIAL \$ 2,790.00 Total: \$ 2,790.00 1313-6-8043-2005 004725 000475 AXLE SURGEON OF OKLAHOMA PARTS \$ 2,450.00 004564 000476 DAVIS FLEET PARTS PARTS \$ 274.02 Total: \$ 2,724.02 JAIL-ST-NEW 1334-2-8034-2005 004039 000213 HOME DEPOT CREDIT SERVICES JANITORIAL \$ 857.55 Total: \$ 857.55 Jail-ST-OLD 1315-2-8034-2005 004941 000218 O G & E UTILITY \$ 3,194.85 PO Warrant No. Vendor Name Purpose Amount Jail-ST-OLD Total: \$ 3,194.85 Lodging-ST 1302-8-3100-2005 004387 000163 JAMES SUPPLIES & RENTAL CO. SPLY \$ 296.81 Total: \$ 296.81 Resale 1220-1-0600-2005 004984 000103 CHANEY LAWN CARE & LAND SCAPIN MOWING \$ 75.00 004985 000104 CHANEY LAWN CARE & LAND SCAPIN MOWING \$ 75.00 004986 000105 CHANEY LAWN CARE & LAND SCAPIN MOWING \$ 75.00 Total: \$ 225.00 Rural Fire-ST 1321-2-8207-2005 004476 000371 SUMMIT UTILITIES UTILITIES \$ 112.79 Total: \$ 112.79 1321-2-8209-2005 004480 000370 O G & E UTILITIES \$ 91.17 Total: \$ 91.17 Senior Citizen Trust 7611-3-3900-2005 003021 000303 O T A PIKEPASS CTR-GOVT ACCT PIKEPASS \$ 3.90 004447 000304 CHANEY LAWN CARE & LAND SCAPIN SERVICE \$ 280.00 Total: \$ 283.90 SH Svc Fee 1226-2-0400-1310 003796 000449 AMERICAN EXPRESS HOTEL \$ 584.61 Total: \$ 584.61 PO Warrant No. Vendor Name Purpose Amount SH Svc Fee 1226-2-0400-2005 002526 000454 SMITY S TOWING & REPAIR SERVICE \$ 818.12 004238 000457 ULTIMATE CAR WASH SERVICE \$ 300.00 004461 000458 XCEL OFFICE SOLUTIONS REMITTANCE \$ 556.04 Total: \$ 1,674.16 1226-2-1100-2005 004470 000450 DIAMOND PLUMBING LLC PLUMBING \$ 3,006.35 003577 000451 GALLS INCORPORATED LAW ENFORCEMENT SU \$ 2,244.05 004437 000452 GALLS INCORPORATED UNIFORMS \$ 1,419.96 004849 000453 GALLS, LLC LAW ENFORCEMENT SU \$ 92.80 004975 000455 SPARKLIGHT INTERNET \$ 354.93 004469 000456 SYSCO USA II LLC FOOD \$ 10,020.32 Total: \$ 17,138.41 Use-ST 1301-6-0820-2005 004429 000266 JENNINGS, RANDY ROAD MATERIAL \$ 11,440.00 004430 000267 JENNINGS STONE INC SERVICE \$ 57,200.00 Total: \$ 68,640.00 1301-6-0830-2005 004432 000268 PONTOTOC SAND & STONE ROAD MATERIAL \$ 9,696.50 004351 000269 VULCAN MATERIALS COMPANY ROAD MATERIAL \$ 4,082.96 Total: \$ 13,779.46 Grand Total: \$ 196,402.09

Motion by Starns, second by Davis, to approve consent agenda items (a-e). All aye.

Discussion, consideration, and possible action to approve or approve as amended the utilization of American Rescue Plan Act of 2021 (ARPA) funds. None.

Discussion, consideration, and possible action regarding the wind turbine project:

Tim Mills asked the BOCC if the resolution for the road use agreement could be nullified due to a breach of contract. Brown stated this item is already on the agenda today as item #8 to terminate the road use agreement. No action.

Discussion, consideration, and possible action with Michael Wicker, PE, City of Ada Engineer, regarding utility crossing applications for permit requirements:

Michael Wicker, City of Ada Engineer, stated the past policy was to put meters on the city's side. They are now changing this procedure to put the meters on the applicant's side. The City would like to do their boring since they have a boring machine. The City wants to include the BOCC in this process so they know and can be updated when a road boring happens. Wicker will keep the maps updated so he can send them to the BOCC. The BOCC instructed Wicker to email this information to the BOCC administrative assistant. Shelley Williams, City of Ada, will bring a policy forward to the BOCC for approval. No action.

Discussion, consideration, and possible action with RWD #6 and the engineer regarding the upcoming project/bid. No action, RWD #6 representative nor the engineer was in attendance to discuss.

Discussion, consideration, and possible action to terminate or suspend Resolution #24-55, road use agreement between Pontotoc County and Pontotoc Wind Development LLC:

Krystina Phillips, Assistant District Attorney, stated that Avangrid has not provided the information for the selected items she flagged in the contract. She stated we are asking Avangrid to come back to the table to fix the contract and its stipulations. It will be up to the BOCC to terminate or suspend this agreement. Phillips also clarified the County is not indemnifying Avangrid. Avangrid indemnifies the County.

Kyle Lown stated that Avangrid is indemnifying the County. Lown stated Avangrid was supposed to hold a public meeting not attend a county meeting. Avangrid was on the BOCC agenda on November 13, 2023, for a public hearing.



Stacy Moore asked who is currently responsible for policing their area. The Sheriff's Department? If so, will they be patrolling that area? Phillips said we could ask the Sheriff's Office. Motion by Starns, second by Bolen, to approve the termination of Resolution #24-55, road use agreement between Pontotoc County and Pontotoc Wind Development LLC. All aye.

Motion by Davis, second by Bolen, to approve Resolution #24-82, Lula VFD declaring surplus:

- a. 1997 SCBA air packs – Inventory #62-LVF-655-09
- b. 1997 SCBA air packs – Inventory #62-LVF-655-10
- c. 1997 SCBA air packs – Inventory #62-LVF-655-11
- d. 1997 SCBA air packs – Inventory #62-LVF-655-12

All aye.

Motion by Bolen, second by Starns, to approve or approve as amended Resolution #24-83, Lula VFD disposing of equipment (junked):

- a. 1997 SCBA air packs – Inventory #62-LVF-655-09
- b. 1997 SCBA air packs – Inventory #62-LVF-655-10
- c. 1997 SCBA air packs – Inventory #62-LVF-655-11
- d. 1997 SCBA air packs – Inventory #62-LVF-655-12

All aye.

Motion by Starns, second by Davis, to approve to let Bid #12, six months bid on various items for road maintenance, construction, and asphalt recycling (July 1 – December 31, 2024).

All aye.

Motion by Bolen, second by Davis, to approve to pay a FY 2022-2023 Mercy Hospital invoice of \$150.00 (for x-rays performed in June 2023) out of the Health Department's FY 2023-2024 funds (purchase order #267). All aye.

Motion by Davis, second by Starns, to approve or approve as amended FY 2024-2025 contract to secure juvenile detention services for juvenile offenders:

- a. Comanche County Juvenile Detention Center - \$40.00 per/child/per/day

All aye.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's Fire Tax Purchase Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$653.00 (coverage that exceeds the allocated ARPA funding of \$10,000.00)

No action.

Motion by Davis, second by Starns, to approve Vanoss VFD's Fire Tax Purchase Request:

- a. Casco Industries – wildland gear, helmet flashlights, and traffic signs - \$7732.00

No action.

Motion by Davis, second by Starns, to approve Oil Center VFD's blanket Fire Tax Purchase Request:

- a. Myders Fire Support – truck repairs - \$10,000.00

All aye.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's ARPA CFDA 21.027 Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$10,000.00

No action.

Discussion regarding “new business” that was not known about or which could not have been reasonably foreseen prior to the time of posting the agenda in accordance with Title 25 O.S. § 311(A)(9):

Chad Letellier, Emergency MGMT Director, stated there could be severe weather on Friday and Saturday of this week.

Motion by Bolen, second by Starns, to adjourn. All aye.

### **April 29, 2024**

The Board of Pontotoc County Commissioners met for a regular meeting in which the time, place, and agenda were duly posted on April 25, 2024 at 301 S. Broadway, Ada, Oklahoma.

Roll call: Gary Starns-District #1 Commissioner, Danny Davis-District #2 Commissioner, Victor Bolen-District #3 Commissioner, and Tammy Brown-County Clerk. Motion by Bolen, second by Davis, to call the meeting to order. All aye.

Introduction of guests: JR Grissom, Krystina Phillips, Gary Kinder, Jimmy Morgan, Calvin White, Chad Letellier, Paula Hall, John Christian, Renae Furimsky, James Farris, Stacy Moore, Kyle Lown, Logan Boyd, and Keressa Kerr.

Discussion, consideration, and possible action to approve or approve as amended consent items as follows:

*All matters listed under "Consent" are considered by the Board of County Commissioners (BOCC) to be routine and will be enacted by one motion. Any BOCC Member may, however, remove an item from the Consent Agenda by request.*

- a. Board of County Commissioners (BOCC) minutes:
  - i. April 5, 2024 special meeting
  - ii. April 22, 2024 regular meeting
- b. March 2024 monthly report:
  - i. Election Board (note for the record: the Election Board's monthly report that was approved on April 15th was their February 2024 report)
- c. April 2024 payroll
- d. Claim(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:
 

V #106	#1220-1-0600-1310	Paula Hall	\$221.87
V #107	#1220-1-0600-1310	James Travis Rhynes	\$239.29
V #108	#1220-1-0600-1310	OSU CTP	\$130.00
V #32	#7408-1-0600-2005	CoreLogic Centralized	\$782.00
V #33	#7408-1-0600-2005	CoreLogic Centralized	\$70.00
- e. Transfer(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes. None.
- f. Blanket purchase order(s): Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:
 

General	5087-5094
ZAP	5095
Call-A-Ride	5096-5098
Highway	5099-5103
Health Department	5104-5118
Sheriff Fees	5119-5135
- g. Purchase orders for payment: Supporting documents are available to review in the County Clerk's Office and will be listed on the corresponding minutes:
 

000067 SPARKLIGHT INTERNET \$ 345.73 Total: \$ 345.73 Fair Board 1214-4-4700-2005 004988  
 000194 ADA FEEDCENTER EQUIP \$ 1,350.00 004260 000195 CINTAS CORPORATION LOC  
 618 UNIFORMS/MATS \$ 453.81 002407 000196 JAMES SUPPLIES & RENTAL CO. SPLY \$  
 319.74 005029 000197 O G & E UTILITIES \$ 2,662.24 002893 000198 O REILLY  
 AUTOMOTIVE, INC. PARTS \$ 23.96 Total: \$ 4,809.75 General 0001-1-1000-1310 004940  
 001357 COUNTY CLERKS & DEPUTIES ASSOC TRAVEL \$ 1,002.18 Total: \$ 1,002.18 0001-1-  
 1000-2005 005031 001349 CANON FINANCIAL SERVICES INC REMITTANCE \$ 235.00 Total: \$  
 235.00 0001-1-1600-2005 004832 001351 QUADIANT LEASING USA INC REMITTANCE \$ 77.24  
 Total: \$ 77.24 0001-1-2000-2005 005026 001350 A T & T UTILITIES \$ 165.86 004990 001352 O  
 G & E UTILITIES \$ 457.74 004991 001353 SUMMIT UTILITIES UTILITIES \$ 92.50 004992  
 001354 SUMMIT UTILITIES UTILITIES \$ 37.31 004993 001355 SUMMIT UTILITIES UTILITIES  
 \$ 279.16 004994 001356 SUMMIT UTILITIES UTILITIES \$ 37.31 Total: \$ 1,069.88 PO Warrant  
 No. Vendor Name Purpose Amount General 0001-2-0400-2005 005057 001347 VERIZON PHONE  
 \$ 1,000.37 Total: \$ 1 FY 23-24 PO Warrant No. Vendor Name Purpose Amount Emergency Mgmt  
 1212-2-2700-2005 005053,000.37 0001-5-0900-2005 005066 001348 SPARKLIGHT INTERNET \$  
 82.24 Total: \$ 82.24 Health 1216-3-5000-2005 005047 000226 A T & T MOBILITY UTILITIES \$  
 200.20 004093 000227 AMAZON CAPITAL SERVICES INC OFFICE SUPPLY \$ 295.49 000267  
 000228 MERCY OF ADA MEDICAL \$ 150.00 005048 000230 W P S INC UTILITIES \$ 606.38  
 Total: \$ 1,252.07 1216-3-5000-4110 004699 000229 UMB BANK CORP TRUST & ESCROW S  
 REMITTANCE \$ 24,328.86 Total: \$ 24,328.86 Highway 1102-6-4100-1310 004960 001312  
 HAMPTON INN TRAVEL \$ 184.00 Total: \$ 184.00 1102-6-4100-4110 004981 001311 GREAT  
 PLAINS EQUIP \$ 2,954.46 Total: \$ 2,954.46 1102-6-4200-2005 004452 001313 TRUCK PARTS  
 SUPPLY INC PARTS \$ 310.42 Total: \$ 310.42 1102-6-4300-2005 004864 001314 ABC  
 OCCUPATIONAL SAFETY FIRE EQUIPMENT \$ 410.00 005032 001315 A T & T UTILITIES \$  
 213.97 004959 001316 DIRECT DISCOUNT TIRE, LLC. TIRES \$ 1,265.15 004989 001317 HALL  
 S AUTO OFFICE SUPPLY \$ 127.00 PO Warrant No. Vendor Name Purpose Amount Highway  
 1102-6-4300-2005 004780 001318 SERVICE OKLAHOMA TAG \$ 91.50 004996 001319 T D S  
 TELECOM INTERNET \$ 154.15 Total: \$ 2,261.77 1102-6-6530-2005 004947 001320 HOOTEN  
 OIL CO. FUEL \$ 2,971.69 Total: \$ 2,971.69 HIGHWAY-ST 1313-6-8041-2005 004974 000478  
 DIRECT DISCOUNT TIRE, LLC. TIRE \$ 135.00 004982 000479 ERGON ASPHALT AND  
 EMULSIONS \$ 3,756.82 004979 000480 HOOTEN OIL CO. FUEL \$ 5,002.87 004681 000481 J B  
 LUMBER PARTS \$ 79.90 004680 000482 O REILLY AUTOMOTIVE, INC. PARTS \$ 387.79  
 004857 000483 PONTOTOC SAND & STONE ROAD MATERIAL \$ 2,830.24 004867 000484  
 PONTOTOC SAND & STONE ROAD MATERIAL \$ 2,874.97 005035 000485 T & W TIRE LLC

REPAIR \$ 75.00 004130 000486 TOTAL SIR LLC SERVICE \$ 36.50 004682 000487 WAL MART PARTS \$ 146.58 Total: \$ 15,325.67 1313-6-8043-2005 004980 000488 CENTRAL LAND SURVEYING SURVEY \$ 1,900.00 004777 000489 DUB ROSS COMPANY \$ 10,499.18 004562 000490 HALL S AUTO \$ 1,981.60 004965 000491 HOIDALE CO INC REPAIR \$ 1,779.00 Total: \$ 16,159.78 JAIL-ST-NEW 1334-2-8034-2005 004795 000214 TURN KEY HEALTH CLINICS LLC REMITTANCE \$ 4,486.48 Total: \$ 4,486.48 Jail-ST-OLD 1315-2-8034-2005 004995 000219 SUMMIT UTILITIES UTILITIES \$ 1,152.53 PO Warrant No. Vendor Name Purpose Amount Jail-ST-OLD Total: \$ 1,152.53 Resale 1220-1-0600-1310 005038 000106 HALL, PAULA K. TRAVEL \$ 221.87 005039 000107 RHYNES, JAMES TRAVIS TRAVEL \$ 239.29 005037 000108 OSU CTP TRAVEL \$ 130.00 Total: \$ 591.16 Rural Fire-ST 1321-2-8203-2005 004822 000372 ALLEN AUTO INC TIRES \$ 8,071.00 Total: \$ 8,071.00 1321-2-8204-4110 004592 000374 CHICKASAW COMMUNICATIONS FIRE EQUIPMENT \$ 2,662.42 Total: \$ 2,662.42 1321-2-8206-2005 003906 000375 TERRY S PEST CONTROL SERVICE \$ 50.00 004473 000376 TERRY S PEST CONTROL SERVICE \$ 50.00 Total: \$ 100.00 1321-2-8208-4110 003382 000377 CASCO INDUSTRIES INCORPORATED FIRE EQUIPMENT \$ 97.00 Total: \$ 97.00 1321-2-8209-2005 004481 000378 SPARKLIGHT INTERNET \$ 166.98 Total: \$ 166.98 1321-2-8210-2005 002135 000379 HALL S AUTO PARTS \$ 74.99 002547 000380 HALL S AUTO PARTS \$ 134.21 003038 000381 HALL S AUTO PARTS \$ 134.21 003475 000382 HALL S AUTO PARTS \$ 134.21 000716 000383 KOUNTRY STORE FUEL \$ 199.66 004906 000384 T D S TELECOM UTILITIES \$ 116.74 Total: \$ 794.02 PO Warrant No. Vendor Name Purpose Amount Rural Fire-ST 1321-2-8210-4110 003070 000385 CASCO INDUSTRIES INCORPORATED FIRE EQUIPMENT \$ 8,078.00 Total: \$ 8,078.00 1321-2-8211-2005 004491 000386 A T & T UTILITIES \$ 71.89 000389 000387 ADA TRAVEL STOP CTS 555 FUEL \$ 297.91 Total: \$ 369.80 1321-2-8212-2005 004920 000388 A T & T UTILITIES \$ 40.80 004501 000389 SPARKLIGHT INTERNET \$ 91.73 Total: \$ 132.53 1321-2-8215-2005 004935 000390 T D S TELECOM UTILITIES \$ 98.25 Total: \$ 98.25 1321-2-8216-2005 003940 000391 PICKETT COUNTRY STORE FUEL \$ 200.00 Total: \$ 200.00 1321-3-8202-2005 003943 000373 AUTO CHLOR SERVICE \$ 229.95 Total: \$ 229.95 Senior Citizen Trust 7611-3-3900-2005 004228 000305 ADA TIRE CENTER INC TIRES \$ 20.00 005021 000306 OK CORPORATION COMMISSION REMITTANCE \$ 25.00 003019 000307 O REILLY AUTOMOTIVE, INC. PARTS \$ 201.32 005071 000308 SPARKLIGHT INTERNET \$ 101.68 005072 000309 SUMMIT UTILITIES UTILITIES \$ 60.46 004584 000310 SUPER LUBE FUEL \$ 730.08 005070 000311 U S CELLULAR UTILITIES \$ 216.40 Total: \$ 1,354.94 SH Svc Fee PO Warrant No. Vendor Name Purpose Amount SH Svc Fee 1226-2-0400-1310 004983 000467 SMITH, CONNIE TRAVEL \$ 127.30 Total: \$ 127.30 1226-2-0400-2005 004464 000466 DEPARTMENT OF PUBLIC SAFETY REMITTANCE \$ 100.00 004894 000468 XCEL OFFICE SOLUTIONS REMITTANCE \$ 710.01 Total: \$ 810.01 1226-2-1100-2005 002670 000460 BROOKS GREASE SERVICE INC MAINT \$ 330.00 004471 000461 CINTAS CORPORATION LOC 618 UNIFORMS/MATS \$ 115.58 004249 000462 I C S SPLY \$ 278.86 004242 000463 TERRY S PEST CONTROL SERVICE \$ 400.00 004255 000464 SHRED IT SERVICE \$ 996.13 004577 000465 TURN KEY HEALTH CLINICS LLC REMITTANCE \$ 1,637.22 Total: \$ 3,757.79 Tax Refunds 7408-1-0600-2005 005136 000032 CORELOGIC CENTRALIZED REFUNDS TAX REF \$ 782.00 005137 000033 CORELOGIC CENTRALIZED REFUNDS TAX REF \$ 70.00 Total: \$ 852.00 Grand Total: \$ 108,503.27

Motion by Davis, second by Starns, to approve consent agenda items (a-g). All aye.

Discussion, consideration, and possible action to approve or approve as amended the utilization of American Rescue Plan Act of 2021 (ARPA) funds. No action.

Discussion, consideration, and possible action with Kyle Lown & Stacy Moore regarding Authority Having Jurisdiction (AHJ) and a planning committee:

Kyle Lown stated at the April 5, 2024, special BOCC meeting they were requesting AHJ and are asking again today. They would like the BOCC to please review the AHJ handout which has information about AHJ that he and Stacy provided and request to be on next week's agenda and vote on accepting it. Also, provided was an unapproved copy of a resolution with Adair County adopting the AHJ. They are also currently working with Murray County to join AHJ. Lown said it gives the County the power to protect itself since the State is not.

Residents plan to form a planning committee with oversight by the BOCC. It would give the County's governing body the ability to protect the County if the BOCC approves.

Jimmy Morgan, a resident, asked who would be on the committee and what would the committee do. Lown responded that the citizens of Pontotoc County may be on the committee if approved, but there are no answers yet on what exactly the committee would do. They would have to come up with a plan and submit it to see if the County wants it or not. Morgan confirmed if they would be asking the BOCC for guidance and Lown agreed. Lown also stated he has been in constant contact with Ronnie Johns.

Starns stated there are pros and cons and asked who would be paying for AHJ to help. Lown said that is also what the planning committee would figure out, but the County should not have any cost. Starns stated they should be working with State legislators/State Capitol and not AHJ because they make the laws and can make changes. A lot of the reason legislators don't do anything about this wind farm issue is because the wind farms give them a lot of money.

Davis asked what other counties have used AHJ.

Calvin White, a resident, said he doesn't want to see or hear the wind turbines.

Krystina Phillips, Assistant District Attorney, stated they are willing to have a tool to protect the County, but the BOCC will need to know all the pros and cons before deciding about AHJ.

Morgan asked if the Chickasaw Nation had been contacted, and Lown said he had been in communication with them. No action.

Discussion, consideration, and possible action with RWD #6 and the engineer regarding the upcoming project/bid:

Gary Kinder, Triple E Engineering Engineer, stated he knows RWD #6 has been allocated \$250,000.00 in ARPA funds, and anything \$25,000 or more has to be bid. The bid specifications are being submitted for materials for three projects. A grant for RWD #6 may be used for labor. Motion by Davis, second by Bolen, to approve to move forward with bid procedures for RWD #6 projects. All aye.

Motion by Starns, second by Bolen, to approve Resolution #24-84, Pickett VFD declaring surplus:

- a. 2014 structure coat - Inventory #62-PVF-652-02
- b. 2014 structure coat – Inventory #62-PVF-652-04
- c. 2014 structure coat – Inventory #62-PVF-652-06
- d. 2014 structure coat – Inventory #62-PVF-652-08
- e. 2014 structure pants – Inventory #62-PFV-653-01
- f. 2014 structure pants – Inventory #62-PFV-653-02
- g. 2014 structure pants – Inventory #62-PFV-653-03
- h. 2014 structure pants – Inventory #62-PFV-653-04

All aye.

Motion by Davis, second by Starns, to approve Resolution #24-85, Pickett VFD disposing of equipment (junked):

- a. 2014 structure coat - Inventory #62-PVF-652-02
- b. 2014 structure coat – Inventory #62-PVF-652-04
- c. 2014 structure coat – Inventory #62-PVF-652-06
- d. 2014 structure coat – Inventory #62-PVF-652-08
- e. 2014 structure pants – Inventory #62-PFV-653-01
- f. 2014 structure pants – Inventory #62-PFV-653-02
- g. 2014 structure pants – Inventory #62-PFV-653-03
- h. 2014 structure pants – Inventory #62-PFV-653-04

All aye.

Motion by Davis, second by Bolen, to approve Resolution #24-86, FY 2024-2025 AirMedCare contract with Pontotoc County for air ambulance services (a benefit for Pontotoc County employees) at an annual rate of \$9900.00. All aye.

Discussion, consideration, and possible action to approve or approve as amended Stonewall VFD's Fire Tax Purchase Request (to be purchased off Oklahoma State Contract:

- a. Casco Industries, Inc. - skid unit – \$74,507.00 (SW241)

The skid unit to be purchased by Stonewall VFD will need to be bid due to not being on State Contract. No action.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's Fire Tax Purchase Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$653.00 (coverage that exceeds the allocated ARPA funding of \$10,000.00)

No action.

Discussion, consideration, and possible action to approve or approve as amended Pickett VFD's ARPA CFDA 21.027 Request:

- a. Hunter Super Tech – wiring, lighting, electric improvement - \$10,000.00

No action.

Discussion regarding “new business” that was not known about or which could not have been reasonably foreseen prior to the time of posting the agenda in accordance with Title 25 O.S. § 311(A)(9):

Chad Letellier, Emergency MGMT Director, stated there were ten tornado warnings in Pontotoc County this past Saturday night and Sunday morning. There were no injuries or fatalities in Pontotoc County. There were some water rescues. They are still collecting damage information.

Sheriff John Christian stated the County's investment in the EOC and Emergency MGMT is money well spent. They did a great job with all of the storm issues. Christian also thanked all of the VFDs, the Ada Fire Department, and the BOCC for handling the trees that were down and the water that ran over bridges, etc.

Motion by Bolen, second by Davis, to adjourn. All aye.

The foregoing are the minutes of the Board of County Commissioners for the month of *April* 2024 of the County Commissioners Journal No. 16.

**BOARD OF COUNTY COMMISSIONERS  
PONTOTOC COUNTY, OKLAHOMA**

\_\_\_\_\_ **Chairman**

***ATTEST:***

\_\_\_\_\_ **Member**

\_\_\_\_\_ **County Clerk**

\_\_\_\_\_ **Member**