

November 1, 2021

The regular meeting of the Board of Texas County Commissioners was called to order by Ted Keeling, Vice Chairman. Dolan Sledge member and Wendy Johnson, County Clerk were present. Grant Wadley, Guymon Fire Chief and Rosa Balderrama, Health Department were also present. Jack Strain was absent.

The agenda was filed on October 29, 2021, at 10:00 a.m. in compliance with the Open Meeting Act.

Keeling verified we were in compliance with the Open Meeting Act with two Board members present.

Motion by Sledge, second by Keeling to approve the following claims and purchase orders for payment.

GENERAL: 220074, 663, **\$40.00**, Bar H Pest Control, services; 221421, 662, **\$56.00**, Aramark, supplies; 221819, 664, **\$61.58**, City of Guymon, utilities; 221826, 665, **\$69.74**, Collete Coffey, meal reimbursement; 221213, 666, **\$75.00**, Jason Colpetzer, phone stipend; 220371, 667, **\$808.00**, Embassy Suites Norman, lodging; 221879, 668, **\$2251.94**, Fronk Oil Company Inc, fuel; 221217, 669, **\$75.00**, Benji Fuentes, phone stipend; 220367, 670, **\$67.85**, Guymon Daily Herald, publications; 221725, 671, **\$58.56**, Britt Hicks, travel; 220115, 672, **\$170.00**, Helms Garden Shop, supplies; 221423, 673, **\$759.20**, The Hooker Advance, publication; 221649, 674, **\$15.80**, The Hooker Advance, publication; 221881, 675, **\$120.89**, Jennifer Johnson, meal reimbursement; 220350, 676, **\$45.98**, Linxup LLC, services; 221215, 677, **\$75.00**, Charles Mark, phone stipend; 221429, 678, **\$604.85**, Mastercard, supplies; 221503, 679, **\$19.14**, Mastercard, meals; 221424, 680, **\$229.71**, Mayfield Paper Company, supplies; 220085, 681, **\$675.00**, Mungia's Heating & Air Cond Inc, services; 221220, 682, **\$75.00**, Monty Osborne, phone stipend; 221726, 683, **\$202.83**, PTCI Inc, phone/internet; 221219, 684, **\$75.00**, Gustavo Ramirez, phone stipend; 221212, 685, **\$75.00**, Sarah Schultz, phone stipend; 221214, 686, **\$75.00**, Berta Sircy, phone stipend; 221419, 687, **\$55.20**, Southern Office Supply Inc, supplies; 221336, 688, **\$29.99**, SPC Office Products, plaque; 221746, 689, **\$105.57**, SPC Office Products, supplies; 220101, 690, **\$3275.00**, Storm & Hauser PC, services; 221878, 691, **\$609.34**, Tri County Electric Coop Inc, utilities; 221869, 692, **\$1656.51**, Tri County Electric Coop Inc, utilities; 221877, 693, **\$201.96**, Tri County Electric Coop Inc, utilities; 221221, 694, **\$75.00**, Andrea Walters, phone stipend; 221194, 695, **\$136.00**, Western Plains Youth & Family Serv. Inc, juvenile housing; 221071, 696, **\$21.14**, Wirtz Lumber & Supply Inc, supplies.

DISTRICT #1: 221091, 715, **\$188.70**, Airgas Mid South Inc, supplies; 221432, 716, **\$802.24**, Aramark, uniforms; 221703, 717, **\$241.56**, Aramark, uniforms; 221148, 718, **\$96.00**, Embassy Suites Norman, lodging; 221507, 719, **\$3094.00**, FX Technologies, parts; 221435, 720, **\$393.43**, Hooker Hardware & Auto LLC, supplies; 221824, 721, **\$297.96**, Teddy P Keeling, travel reimbursement; 221591, 722, **\$1568.53**, Kirby Smith Machinery Inc, repairs; 221814, 723, **\$141.50**, Mayfield Paper Company, supplies; 221679, 724, **\$133.82**, Myriad Machine Company,

supplies; 221439, 725, **\$90.90**, Prairiefire Coffee Roasters, supplies; 221441, 726, **\$44.00**, Southern Office Supply Inc, supplies; 221172, 727, **\$42.88**, Brittany Voorheis, travel reimbursement; 220044, 728, **\$165.00**, Willborn Brothers Company LLC, services; 221665, 8, **\$2008.85**, Ergon Asphalt & Emulsions Inc, asphalt.

DISTRICT #2: 221742, 729, **\$50.00**, B&B Sales Co, supplies; 221257, 730, **\$96.00**, Embassy Suites Norman, lodging; 221731, 731, **\$1491.76**, Guymon Tire & Auto, tires; 221821, 732, **\$319.20**, Lucretia Spry, travel reimbursement; 221459, 733, **\$495.13**, MSC Industrial Supply Inc, supplies; 221518, 734, **\$1077.95**, Tri County Electric Coop Inc, utilities; 220853, 735, **\$1989.00**, Virgil Brune Estate, caliche; 220972, 9, **\$3344.00**, McConnell & Association Corp, supplies.

DISTRICT #3: 221733, 736, **\$51.49**, Catlett Automotive, parts; 221734, 737, **\$13,279.00**, Direct Discount Tire of Stillwater LLC, tires; 221629, 738, **\$113.08**, GW Van Keppel Company, parts; 221813, 739, **\$97.00**, Oklahoma Tax Commission, tags; 221735, 740, **\$204.59**, O'Reilly Auto Parts, supplies; 221487, 741, **\$123.50**, Renaissance Waterford Hotel, lodging; 221728, 742, **\$617.71**, Sewell Machine & Welding, labor & materials; 221536, 743, **\$5197.38**, Warren Cat, supplies; 221732, 744, **\$88.73**, West Texas Gas Inc, utilities.

COUNTY CLERK LIEN FEE: 221601, 29, **\$930.25**, Flashbay Inc, parts; 221195, 30, **\$699.00**, SPC Office Products, office furniture.

HEALTH MILL LEVY: 221866, 68, **\$311.89**, City of Guymon, utilities; 220947, 69, **\$197.43**, Mayfield Paper Company, supplies; 221698, 70, **\$123.63**, SPC Office Products, supplies; 220052, 71, **\$875.00**, Storm & Hauser PC, services; 221876, 72, **\$1400.20**, Tri County Electric Coop Inc, utilities.

SHERIFF FORFEITURE: 221862, 10, **\$74.66**, Tri County Electric Coop Inc, utilities.

40% SALES TAX: 221861, 5, **\$68,818.00**, Weis Fire & Safety Equipment Co Inc, vehicle.

60% SALES TAX: 221714, 271, **\$150.00**, Bob Barker Company Inc, supplies; 220822, 272, **\$87.60**, Capital One, supplies; 221818, 273, **\$848.67**, City of Guymon, utilities; 221216, 274, **\$75.00**, Andrea Fuentes, phone stipend; 220825, 275, **\$485.53**, Mastercard, travel; 221688, 276, **\$473.04**, Mayfield Paper Company, supplies; 221634, 277, **\$918.46**, Sysco Oklahoma, groceries; 221218, 278, **\$75.00**, James Tanquary, phone stipend; 221863, 279, **\$3893.28**, Tri County Electric Coop Inc, utilities.

DISTRICT 1 RESERVE: 212787, 2191, **\$19.85**, Guymon Daily Herald, publication.

DISTRICT 2 RESERVE: 212788, 2190, **\$19.86**, Guymon Daily Herald, publication.

DISTRICT 3 RESERVE: 212789, 2189, **\$19.86**, Guymon Daily Herald, publication.

Aye: Keeling, Sledge. Nay: none.

Motion by Sledge, second by Keeling to approve blanket purchase orders for usage.

GENERAL: 221901, Capital One, \$500.00; 221902, Water Barrel, \$100.00; 221903, Master Cleaners & Laundry/Holland Oreck, \$200.00; 221904, Mastercard, \$500.00; 221928, Seward County Waste Hauling Mgt, \$700.00.

DISTRICT #1: 221905, The Compliance Resource Group Inc, \$600.00; 221906, Yellowhouse Machinery Co, \$1000.00.

DISTRICT #2: 221907, Circuit Engineering Dist. #8, \$1000.00; 221908, A&I Parts Center, \$500.00; 221909, Advanced Water Solutions, \$35.00; 221910, B&B Sales Co, \$300.00; 221911, Bearing & Allied Supply Co Inc, \$1000.00; 221912, Catlett Automotive, \$500.00; 221913, Fast Lane Tires LLC, \$2000.00; 221914, Guymon Tire & Auto, \$1000.00; 221915, L&J Auto Parts Inc, \$2000.00; 221916, Linde Gas & Equipment Inc, \$500.00; 221917, MSC Industrial Supply, \$500.00; 221918, S&S Services LLC, \$500.00; 221919, SPC Office Products, \$200.00; 221920, Unifirst Corporation, \$1200.00; 221921, Western Equipment LLC, \$1000.00; 221922, Warren Cat, \$2000.00; 221923, Wirtz Lumber & Supply Inc, \$300.00.

SHERIFF SERVICE FEE: 221924, Goodwell Car Wash, \$100.00.

60% SALES TAX: 221925, Wirtz Lumber & Supply Inc, \$500.00; 221926, Parkview Pharmacy Inc, \$500.00.

Aye: Keeling, Sledge. Nay: none.

Motion by Sledge, second by Keeling to approve the minutes of the previous meeting as written. Aye: Sledge, Keeling. Nay: none.

Bill Ermann, CEO of Memorial Hospital of Texas County joined the meeting. He reported Covid 7-day average for a new cases as of October 21, 2021: Texas County – 8, Oklahoma – 717 and US – 72,961. Pending privileges for second hospitalist Dr. Chacon. The third hospitalist has accepted written offer, working on full contract.

Levi Bickford, Emergency Manager was absent.

There were no Transfer of Appropriations to be approved.

Wadley reported that there was no burn ban needed. The drought numbers are increasing but we are looking at some moisture soon.

Motion by Sledge, second by Keeling to approve the claim to the state for reimbursement of salary for the Election Board in the amount of \$2,958.19. Aye: Keeling, Sledge. Nay: none

Motion by Sledge, second by Keeling to approve Engagement Letter agreement to retain the legal services of James M Boring Attorney at Law.

Pursuant to our discussion I am submitting this "Engagement Letter" for your consideration and approval with respect to Texas County engaging my legal services. This Engagement Letter is issued subject to and in furtherance of the terms, conditions and purposes set forth in the Interlocal Agreement for legal services between Texas County and the office of the District Attorney as approved and executed on October 18, 2021, with the provisions of said agreement being incorporated herein by reference.

I agree to provide the following services to Texas County in compliance with the Interlocal Agreement with the District Attorney as follows:

1. Advising county officers regarding matters arising within their offices. This would include a wide variety of possible subjects including, but not limited to:
  - a. Review of meeting agendas,
  - b. Review of contracts,
  - c. Review and/or assistance with proposed commissioner resolutions,
  - d. Employee issues, and
  - e. Other day to day questions having potential legal consequences.
2. Assisting boards of county and public trust entities including:
  - a. Hospital Boards,
  - b. Fair Boards, and
  - c. Other county boards.
3. Facilitate and/or provide for the exchange of information with and by communications between county officers, public trust, and other involved entities including municipalities and schools, and attorneys engaged to represent and/or potential and/or pending court cases.
4. Attendance at board meetings when and reasonably needed when requested to do so. This would not include all meetings of all boards, but would be, when possible, where there are expected or planned legal issues to be addressed.
5. Assistance with sales tax or other public information and education needs.
6. Additional services as may be requested by the county commissioners or DA.

If approved by the County Commissioners, this agreement will serve to substantially fulfill the DA's obligation and statutory duty to advise and represent the county. In this regard, if engaged by the county, the DA's office would be provided copies of final drafts of documents reviewed and would receive regular updates with respect to issues and matters having been or being addressed by me. The DA's office would be advised and consulted on critical or major issues being addressed.

The county would receive monthly billings for services rendered and expenses incurred. The hourly billing rate would be at \$100 per hour with a monthly cap at \$2,000.00 unless additional services are approved in advance by the commissioners.

The agreement is subject to termination by either party at any time with the giving of ten (10) day notice. Upon termination, all county records not previously provided or copied to the DA's office would be provided to the DA's office.

This Engagement Letter is being submitted with duplicate originals. If you find the terms and conditions set forth herein are acceptable, please execute both originals. Retain one original for your records and please return the other to me.

Sincerely,  
James M. Boring, Attorney at Law

**APPROVAL**

Upon motion duly made, seconded, and approved on this 1<sup>st</sup> day of November 2021, the above and foregoing Engagement Letter agreement to retain the legal services of James M. Boring, Attorney at Law, is hereby executed by me the undersigned Chairman of the Board of County Commissioners of Texas County, Oklahoma.

s/Ted Keeling  
Ted Keeling, Vice-Chairman

Attest: SEAL

s/Wendy Johnson  
Wendy Johnson  
County Clerk

Aye: Keeling, Sledge. Nay: none

Buddy Leach, District Attorney joined the meeting.

Motion by Sledge, second by Keeling to approve **Resolution #74-21-22**

**DESIGNATING OFFICIAL BOARD MEMBER TO CIRCUIT  
ENGINEERING DISTRICT 8  
JANUARY 1-DECEMBER 31, 2022**

**WHEREAS**, the Board of County Commissioners of Texas County has authorized the county to participate in a Circuit Engineering District with other counties who are within their Association of County Commissioners of Oklahoma District pursuant to Oklahoma Statute 69 § 687.1 and 74 § 1001 et seq; and

**WHEREAS**, the Board of County Commissioners of Texas County has entered into an agreement with other counties in their ACCO District to become a member of a Circuit Engineering District and by a formal vote wish to designate an official board member to serve on the Circuit Engineering District's Board of Directors.

**NOW THEREFORE, BE IT FURTHER RESOLVED THAT**, the Board of County Commissioners of Texas County hereby agrees to designate Ted Keeling as official board member, designate Dolan Sledge as first alternate and designate Jack Strain as second alternate of Circuit Engineering District 8 Board of Directors.

**ADOPTED** by the County Commissioners of Texas County, Oklahoma, this 1<sup>st</sup> day of November, 2021.

**ATTEST:**

s/Wendy Johnson  
County Clerk

Chairman

SEAL

s/Ted Keeling  
Member – Commissioner

s/Dolan Sledge  
Member – Commissioner

Aye: Keeling, Sledge. Nay: none

Motion by Sledge, second by Keeling to approve **Resolution #75-21-22**

**APPROVING INTERLOCAL COOPERATIVE AGREEMENT  
FOR CIRCUIT ENGINEERING DISTRICT  
JANUARY 1-DECEMBER 31, 2022**

**WHEREAS**, The Interlocal Cooperative Act of Oklahoma Statutes 74§ 1001 et seq. enables county government to cooperate with each other to make the most efficient use of their powers and resources on a basis of mutual advantages; and

**WHEREAS**, The Board of County Commissioners of Texas County authorizes the county to participate in a Circuit Engineering District with other counties who are within their Association of County Commissioners of Oklahoma.

**WHEREAS**, The Board of County Commissioners of Texas County desires to enter into an agreement with other counties within ACCO District Eight to help in carrying out the functions delegated by law including, but not limited to, the operation of road maintenance, construction, inspection, purchases and management.

**WHEREAS**, the need exists for The Board of County Commissioners of Texas County renew this resolution yearly to confirm commitment and participation in the program.

**NOW THEREFORE, BE IT RESOLVED THAT**, The Board of County Commissioners of Texas County hereby agrees to become a party to the agreement establishing the ACCO District Eight Circuit Engineering and to abide by the rules established by the District.

**ADOPTED** by the County Commissioners of Texas County, Oklahoma this 1<sup>st</sup> day of November, 2021.

**ATTEST:**

s/Wendy Johnson  
County Clerk

Chairman

SEAL

s/Ted Keeling  
Member – Commissioners/Dolan Sledge  
Member – Commissioner

Aye: Keeling, Sledge. Nay: none

Motion by Sledge, second by Keeling to approve **Resolution #76-21-22**

## RESOLUTION FOR DISPOSING OF EQUIPMENT

WHEREAS, in compliance with 19 O.S. §§ 339, & 421 thru 421.2, the Board of County Commissioners of Texas County, Oklahoma, are required and have power to make all orders respecting the property of the county, and to do and perform such other duties and acts as may be required by law and

WHEREAS, the Board of County Commissioners of Texas County, Oklahoma has under its management and control an item of equipment described as follows:

Inv#613301.48	Ford 4X4 Pickup
Inv#613301.47	Ford 4X4 Pickup
Inv#613301.46	Ford 4X4 Pickup
Inv#613301.42	Silverado Pickup
Inv#613301.53	Ford Crew Cab 4X4

AND, upon proper and careful consideration, find that the above equipment is obsolete and not economical to continue to use for county purposes.

THEREFORE, after due consideration and deeming it to be for the best interest of County, the Board of County Commissioners hereby orders the above described property

X Other: Auction October 30, 2021.

And that the title to the same be transferred by the Chairman of the Board of County Commissioners upon receipt of the above amount by the County Treasurer.

Passed and approved in open meeting this 1<sup>st</sup> day of November, 2021.

ATTEST: s/Wendy Johnson, County Clerk Texas County Oklahoma

SEAL            Chairman,  
Member, s/Dolan Sledge  
Member, s/Ted Keeling

Aye: Keeling, Sledge. Nay: none

Motion by Sledge, second by Keeling to approve **Resolution #77-21-22**

## RESOLUTION FOR DISPOSING OF EQUIPMENT

WHEREAS, in compliance with 19 O.S. §§ 339, & 421 thru 421.2, the Board of County Commissioners of Texas County, Oklahoma, are required and have power to make all orders respecting the property of the county, and to do and perform such other duties and acts as may be required by law and

WHEREAS, the Board of County Commissioners of Texas County, Oklahoma has under its management and control an item of equipment described as follows:

Inv#613218.12	HP Workstation
Inv#613218.13	HP 8100 Workstation
Inv#613218.14	Apple MacBook Laptop
Inv#613218.15	HP Compaq 6200 Micro Tower
Inv#613112.02	Manitowoc Ice Machine
Inv#613224.04	Penril Modem
Inv#613224.05	Penril Modem
Inv#613443.02	Coats Tire Machine

AND, upon proper and careful consideration, find that the above equipment is obsolete and not economical to continue to use for county purposes.

THEREFORE, after due consideration and deeming it to be for the best interest of County, the Board of County Commissioners hereby orders the above described property

X Junked

And that the title to the same be transferred by the Chairman of the Board of County Commissioners upon receipt of the above amount by the County Treasurer.

Passed and approved in open meeting this 1<sup>st</sup> day of November, 2021.

ATTEST: s/Wendy Johnson, County Clerk Texas County Oklahoma

SEAL            Chairman,  
Member, s/Dolan Sledge  
Member, s/Ted Keeling

Aye: Keeling, Sledge. Nay: none

Motion by Sledge, second by Keeling to approve the removal of Cathy Byers and replace with Cristal Madrid as Receiving Officer for Hospital Charity. Aye: Keeling, Sledge. Nay: none

Motion by Sledge, second by Keeling to approve the letter to determine Mark Douglas Mattocks a resident of Texhoma, Oklahoma, Texas County Oklahoma who passed away on October 25, 2021 in Texas County to be indigent. Aye: Keeling, Sledge. Nay: none

There was no action taken on request for funding for Memorial Hospital of Texas County Authority.



Leach discussed the Juvenile Detention Lawsuit. He didn't think it would be worth going forward with it because it is just costing money and it's not worth it.

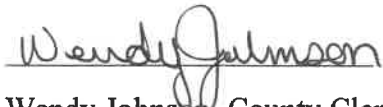
Motion by Sledge, second by Keeling to approve the following Utility Permits: **Resolution #78-21-22** for a Utility Permit with DCP Operating Company LP for a Gas Line in the SE/4 of the SE/4 of Section 12-T2N-R15ECM to the NE/4 of the NE/4 of Section 13-T2N-R15ECM, and **Resolution #79-21-22** for a Utility Permit with PTCI for a Telephone Line in the NE/4 of the NE/4 of Section 25-T4N-R18ECM to the NW/4 of the NE/4 of Section 30-T4N-R17ECM. All requirements of the permit must be met, and it shall be bored.

There were no Charity Requests to be approved.

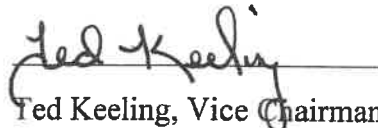
There was no need for Executive Session.

Adjourn

I, Wendy Johnson, the duly elected and qualified County Clerk in and for Texas County, Oklahoma, do certify the above is a true and complete statement of the proceedings of the Board of County Commissioners held in this office on November 1, 2021.



Wendy Johnson, County Clerk



Ted Keeling, Vice Chairman



Dolan Sledge, Member