

March 20, 2023

The regular meeting of the Board of Texas County Commissioners was called to order by Ted Keeling, Chairman. Dolan Sledge, Levi Bickford, members and Wendy Johnson, County Clerk were present. Aimee Midkiff, Treasurer, Clay Franz, Hardesty Fire Chief, and Tonde Christian, Emergency Manager were also present.

The agenda was filed on March 17, 2023, at 10:00 a.m. in compliance with the Open Meeting Act.

Keeling verified we were in compliance with the Open Meeting Act with all board members present.

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

GENERAL: 232254, 1481, **\$200.00**, Bar H Pest Control, pest control; 233777, 1482, **\$55.00**, Bar H Pest Control, pest control; 233670, 1483, **\$75.00**, Seth Bartels, phone stipend; 232505, 1484, **\$216.00**, James Boring, legal services; 233795, 1485, **\$75.00**, City of Guymon, charity; 233683, 1486, **\$75.00**, Jason Colpetzer, phone stipend; 233671, 1487, **\$75.00**, Benji Fuentes, phone stipend; 233673, 1488, **\$75.00**, Stanley Harper, phone stipend; 232350, 1489, **\$1301.50**, The Hooker Advance, advertising; 233774, 1490, **\$173.55**, L & J Auto Parts Inc, supplies; 232499, 1491, **\$25.96**, L & J Auto Parts Inc, supplies & services; 233674, 1492, **\$75.00**, Charles Mark, phone stipend; 232810, 1493, **\$153.00**, Master Cleaners & Laundry/Holland Oreck, services; 233720, 1494, **\$1703.06**, Mathis Oil Co Inc, fuel; 233822, 1495, **\$43095.43**, Memorial Hospital of Texas County, indigent care; 233668, 1496, **\$75.00**, Monty Osborne, phone stipend; 232266, 1497, **\$1371.67**, Otis Elevator, Company, maintenance; 233560, 1498, **\$40.00**, Panhandle Printing LLC, employee id; 233770, 1499, **\$119.01**, Quadient Leasing USA Inc, postage; 233652, 1500, **\$225.00**, Rocmnd Area Youth Services Inc, juvenile housing; 233749, 1501, **\$7.73**, Scissortail Communications LLC, long distance; 233769, 1502, **\$281.00**, SPC Office Products, heavy duty 3 hole punch; 233782, 1503, **\$135.00**, Texas County Election Board, record of expense; 233669, 1504, **\$75.00**, Berta Vela, phone stipend; 233672, 1505, **\$75.00**, Andrea Walters, phone stipend.

DISTRICT #1: 233742, 1569, **\$541.58**, A & I Parts Center, parts; 233754, 1570, **\$33.85**, Anthony Baker, meals reimbursements; 233765, 1571, **\$7.49**, Catlett Automotive DBA Napa, supplies; 232654, 1572, **\$75.00**, Darrell Edwards, phone stipend; 233792, 1573, **\$75.76**, Darrell Edwards, travel reimbursement; 233756, 1574, **\$32.87**, Dillon Edwards, meals reimbursements; 233686, 1575, **\$18774.06**, Fronk Oil Company Inc, diesel; 233764, 1576, **\$1046.88**, Fronk Oil Company Inc, supplies; 233755, 1577, **\$168.06**, Rodney Hamm, travel reimbursement; 232993, 1578, **\$416.00**, Hilton Garden Inn, rooms & incidentals; 233793, 1579, **\$286.95**, Hooker Hardware & Auto LLC, quikrete; 232773, 1580, **\$882.75**, NKC Tire, parts; 233775, 1581, **\$305.85**, NKC Tire, tires; 233771, 1582, **\$119.01**, Quadient Leasing USA Inc, postage.

DISTRICT #2: 233420, 1583, **\$37,361.53**, Innovative Fueling Solutions; fuel system; 231509, 1584, **\$112.40**, Linde Gas & Equipment Inc, welding supplies; 233772, 1585, **\$119.01**, Quadient Leasing USA Inc, postage.

DISTRICT #3: 233675, 1586, **\$139.37**, Amazon Capital Services Inc, hand vacuum; 233815, 1587, **\$2824.10**, Anchor D Bank, truck tractor; 233773, 1588, **\$119.01**, Quadient Leasing USA Inc, postage; 233747, 1589, **\$13.44**, Scissortail Communications LLC, long distance; 233776, 1590, **\$4104.72**, Texhoma Supply, supplies; 233622, 1591, **\$1391.81**, Texhoma Supply LLC, parts; 233781, 1592, **\$167.21**, West Texas Gas Inc, gas bill.

HEALTH MILL LEVY: 233738, 191, **\$305.04**, Stephanie Harland, travel reimbursement; 233794, 192, **\$126.74**, Quadient Leasing USA Inc, postage.

SHERIFF SERVICE FEE: 233804, 196, **\$730.40**, AT & T Mobility, iPad services; 233690, 197, **\$97.66**, City of Guymon, utilities; 233807, 198, **\$78.74**, PTCI, courthouse security; 233368, 199, **\$383.43**, PTCI, equipment lease; 233662, 200, **\$8331.42**, Texas County 911 Trust Authority, dispatch services.

HOSPITAL SALES TAX: 233093, 20, **\$52257.36**, Anchor D Bank, pmt; 232894, 21, **\$11105.37**, Memorial Hospital of Texas County, partial pmt.

60% JAIL SALES TAX: 233705, 627, **\$1090.15**, Affiliated Foods, groceries; 233693, 628, **\$4495.00**, Airpro Heating & Cooling, a pod installation; 233691, 629, **\$228.96**, Airpro Heating & Cooling, commercial labor; 233692, 630, **\$286.00**, Airpro Heating & Cooling, ceiling register; 233664, 631, **\$1060.80**, Bob Barker Company Inc, supplies; 233679, 632, **\$75.00**, Marco Crawford, phone stipend; 233680, 633, **\$75.00**, Andrea Fuentes, phone stipend; 233796, 634, **\$75.00**, Alex George, phone stipend; 233689, 635, **\$559.59**, Mayfield Paper Company, supplies; 233805, 636, **\$42.77**, Scissortail Communications LLC, long distance; 233802, 637, **\$1151.20**, SPC Office Products, supplies; 233703, 638, **\$1191.80**, Sysco Oklahoma, groceries; 233071, 639, **\$130.08**, Turn Key Health Clinic LLC, services; 233704, 640, **\$1129.05**, US Foodservice Inc, groceries; 233806, 641, **\$41.36**, Vyve Broadband, service.

Aye: Keeling, Bickford, Sledge. Nay: none.

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

GENERAL: 233833, James Boring, \$1000.00; 233835, Mathis Oil Co Inc, \$400.00; 233836, Tractor Supply Credit Plan, \$250.00; 233840, The Compliance Resource Group Inc, \$450.00; 233841, Rocmnd Area Youth Services Inc, \$1,500.00.

DISTRICT #1: 233850, Aramark Uniform, \$300.00; 233851, NKC Tire, \$1000.00.

DISTRICT #2 CIRB- MV: 233834, Nutrien Ag Solutions Inc, \$3500.00.

SHERIFF COMMISSARY: 233845, Tiger Commissary Services, \$1000.00; 233846, Tiger Commissary Services, \$1000.00; 233847, Tiger Commissary Services, \$1000.00; 233848, Tiger Commissary Services, \$750.00; 233849, Tiger Commissary Services, \$750.00.

60% JAIL SALES TAX: 233837, Turnkey Heath Clinic LLC, \$100.00; 233838, Turnkey Health Clinic LLC, \$100.00; 233839, Mastercard, \$1000.00; 233842, Sysco Oklahoma, \$1250.00; 233843, Affiliated Foods, \$1250.00; 233844, US Foodservice Inc, \$1250.00.

Aye: Keeling, Bickford, Sledge. Nay: none

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

Christian reported that it was going to be windy this week. The installment of the weather radar has been moved to April and LEPC will be this Thursday March 23rd at 12:00 p.m.

Cooper Banning, Tyrone Fire, Robert Carter, MHTC Member Board Member, Sandra Montes, and Michele Reust, MHTC joined the meeting.

Franz wanted to show the commissioners the HEMTT's he has found so far. He is going to make a choice and get a purchase order in place soon.

Bill Ermann, CEO, Tano Tovilla and Ray Davis with MHTC joined the meeting.

There was no Transfer of Appropriations to be approved.

Motion by Sledge, second by Bickford to approve the Transfer of Funds Error Correction due to Utility Permits not being on the Appropriations in the amount of \$50.00. Aye: Bickford, Sledge, Keeling. Nay: none.

Motion by Sledge, second by Bickford to approve renewing the land lease with PTCI on July 1st, 2023, formal lease and check in the amount of \$4,800.00 will follow. Aye: Bickford, Sledge, Keeling. Nay: none.

Motion by Sledge, second by Bickford to approve the appointment of Alex Gregoire as Road Deputy for the Sheriff. Aye: Bickford, Sledge, Keeling. Nay: none.

Motion by Sledge, second by Bickford to approve transferring the old Ford Fire Truck Inventory #290302.03 to Hough Fire. Aye: Bickford, Sledge, Keeling. Nay: none.

Motion by Sledge, second by Bickford to approve the settlement of certain claims in pending litigation filed in the United States District Court of Oklahoma, including potential resolutions of certain claims against Walmart, Walgreens, CVS, Teva and Allergan, related to lawsuits against these pharmaceutical supply chain participants of opioid prescription drugs and taking appropriate action including possible authorization to settle claims. Aye: Bickford, Keeling, Sledge. Nay: none.

Motion by Sledge, second by Bickford to participate in the Walmart settlement agreement dated November 14, 2022, the TEVA and Allergan settlement agreement dated December 9, 2022 as recommended by legal counsel for Texas County, including approval of the Resolution, and authorize the chair of the Board of Texas County Commissioners to execute the Subdivision Participation Forms for Texas County's participation in the TEVA- Allergan-Walgreens- Walmart settlement agreements. Aye: Bickford, Sledge, Keeling. Nay: none.

Motion by Sledge, second by Bickford to approve **Resolution #142-22-23**.

RESOLUTION OF TEXAS COUNTY, OKLAHOMA

RESOLUTION #142-22-23

March 20, 2023

**A RESOLUTION TO APPROVE PARTICIPATION IN TEVA-ALLERGAN-CVS-
WALGREENS-WALMART-SETTLEMENT AGREEMENTS**

WHEREAS, pharmaceutical opioids have harmed Texas County, Oklahoma and its citizens. This harm was created and exacerbated by the misconduct and illegal activities of pharmaceutical supply chain participants, including Teva-Allergan – CVS – Walgreens- Walmart (collectively “Defendants”).

WHEREAS, Texas County, Oklahoma filed a suit to address and seek recovery for the harms caused to it and its citizens.

WHEREAS, Defendants have offered to settle the claims of the State of Oklahoma and certain Oklahoma subdivisions in the Teva-Allergan – CVS- Walgreens- Walmart Settlement Agreements dated November 14, November 22, and December 9, 2022.

THEREFORE, it was duly moved and seconded that the following resolution be adopted.

THEREFORE, BE IT RESOLVED, that Texas County, Oklahoma hereby elects to participate, and hereby approves its participation in, the Teva-Allergan-CVS-Walgreens- Walmart Settlement Agreements, the Memorandum of Understanding Regarding Certain Opioid Litigation Proceeds with the State of Oklahoma (“Sharing Agreement”), and authorizes the Board of County Commissioners to execute the Subdivision Participation Forms in the Teva-Allergan-CVS-Walgreens-Walmart Settlement Agreements (including executing such Participation Forms electronically), and agrees to the terms set forth in the Participation Form.

THEREFORE, BE IT RESOLVED that Texas County, Oklahoma, further authorizes its Board of County Commissioners and legal counsel to take all actions required by the Teva-Allergan-CVS-Walgreens-Walmart Settlement Agreements for benefit of Texas County, Oklahoma, including executing any documents required to finalize the participation of Texas County, Oklahoma in the Teva-Allergan-CVS-Walgreens-Walmart Settlement Agreements.

The Board of County Commissioners of Texas County, Oklahoma adopted the above Resolution on the 20th day of March, 2023.

BOARD OF COUNTY COMMISSIONERS

OF TEXAS COUNTY, OKLAHOMA:

ss/Ted Keeling

Ted Keeling, Commissioner – District 1

ss/Dolan Sledge

Dolan Sledge, Commissioner – District 2

ss/Levi Bickford

Levi Bickford, Commissioner – District 3

SEAL

Dated this 20th day of March, 2023.

ATTEST:

ss/Wendy Johnson

Wendy Johnson, Texas County Clerk

Aye: Bickford, Keeling, Sledge. Nay: none.

Motion by Bickford, second by Sledge to approve **Resolution #143-22-23.**

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:

2009 CHEVY 1500 PICKUP	#600301.47	Amount received \$6,440.00
2005 GMC PICKUP	#612301.37	Amount received \$9,200.00
2005 GMC PICKUP	#612301.36	Amount received \$9,200.00
---- SCRAPER JOHN DEERE	#620316.01	Amount received \$12,000.00
---- TRAILER MOB TANKER	#620348.09	Amount received \$460.00

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

SOLD X

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 20th day of March, 2023.

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

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

Aye: Keeling, Sledge, Bickford. Nay: none

Grant Wadley, Guymon Fire Chief was absent but wants to keep the Burn Ban in place.

Motion by Bickford, second by Sledge to approve the following Utility Permits **Resolution #140-22-23** with West Texas Gas Utility LLC, for a Gas Line in the SE/4 of the SE/4 of Section 11-T2N-R14ECM to the SW/4 of the SW/4 of Section 12-T2N-R14ECM and **Resolution #141-22-23** with PTCI for a Telephone Line in the NW/4 of the NW/4 of Section 16-T2N-R16ECM to the NE/4 of the NE/4 of Section 17-T2N-R16ECM. All requirements of the permit must be met, and it shall be bored. Aye: Bickford, Sledge, Keeling. Nay: none.

Bill Ermann, CEO of MHTC presented the following:

Orthopedic surgeon, Dr Mosley returning on site March 27th. Ray Davis, James Metcalf, and Shirelle Ihrman will be leading the Patient Care Service team now. The hospital experienced server system failure following power surge the week of February 12, 2023 creating 7-days system downtime in all patient care areas. Server system is currently running but must be replaced due to age and condition of system. Quote and system review are pending.

The next board of Trustees Meeting is Monday March 27, 2023, at 5:00 pm in CR 2.

Michele Reust presented the financials as follows. For 90 days we have \$2,538,786 in Operating Revenue \$3,310,737 in Expenditures, (\$771,951) in Projected Cash Inflow/(Outflow) for the period, (\$690,140) in Cash in arrears as current date, that will give us (\$1,462,091) in Operating Cash. We would like to request \$109,749.50 from the Commissioners to catch up on overdue bills.

Tovilla reported that they are waiting on equipment for the Hooker Clinic and the OR is coming along but they have found that a wall does not go all the way to the ceiling and they will need to ask for a change order to fix that in the amount of \$11,500.00. That will be sent over for the next meeting.

Motion by Sledge, second by Bickford to approve the \$109,749.50 to assist with the overdue bills at the hospital. Aye: Bickford, Keeling, Sledge. Nay: none.


Buddy Leach, District Attorney was absent.

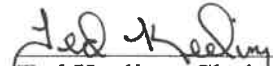
There was no need for Executive Session.

There was no Charity Request to be approved.

Adjourned.

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 March 20, 2023.


Wendy Johnson, County Clerk


Ted Keeling, Chairman


Dolan Sledge, Member


Levi Bickford, Member