

October 26, 2020

The Board of Mayes County Commissioners met in a regularly scheduled meeting with all members present: Ryan Ball, Chairman, Matt Swift and Meredith Frailey members, Brittany True-Howard, Mayes County Clerk. The initial notice of the meeting was received in writing December 13, 2019, and the agenda for this meeting was posted on the lower floor of the Court House at 4:30 p.m., October 15, 2020. Ryan Ball called the meeting to order in compliance with the Open Meeting Law and the following business was done:

Commissioner Ball led the Pledge of Allegiance.

Commissioner Frailey led the Invocation.

Motion was made by Commissioner Swift, seconded by Commissioner Ball, to approve the minutes of October 19, 2020. Ball, Yes; Swift, Yes; Frailey, Yes.

**PUBLIC COMMENTS: NONE**

**COUNTY ANNOUNCEMENTS:** Tom Sawyer wanted to remind everyone that on October 29<sup>th</sup> & 30<sup>th</sup>, 2020 the Courthouse will be closed to the public with the exception of the Judges. This is due to safety measures for early voting. He also wanted to give an update on the elevator. The parts were ordered but the technician could not complete the repair because a necessary wiring harness was not delivered to them with the other parts. They will repair as soon as they receive it.

**OLD BUSINESS:** Motion was made by Commissioner Ball, seconded by Commissioner Swift, to strike agenda item 7a. Ball, Yes; Swift, Yes; Frailey, Yes.

**NEW BUSINESS: NONE**

The Board acknowledged the receipt of a lawsuit against MESTA received from attorney Koller Trial Law on behalf of Marshall "Jake" Kolb asking for \$125,000.00 for emotional distress, fear of the future, and embarrassment. The claim has been sent to the District Attorney and ACCO.

Commissioner Ball, acknowledged receipt of a claim from attorney Tom Bingham on behalf of employee Rick Posey. Claiming his left and right hands were injured while moving semi truck tires which resulted in carpal tunnel. Claim has been sent to ACCO and the District Attorney.

Motion was made by Commissioner Ball, seconded by Commissioner Frailey, to table agenda item 11. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Frailey, to approve a resolution to deposit \$15,000.00 received from ODOT for reimbursement on Taylor Ranch Bridge Project and \$6,300.00 received from ODOT for reimbursement on Taylor Ranch Bridge Project to be deposited to CBRI, District 2. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Frailey, to approve the following transfers: from 23-9, \$254.98 to 16-1A, Assessor to correct error; \$1,500.00 from 09-2, OSU M&O to 09-3, CO for the purchase of a computer. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Swift, to approve a quote from Mid-Continental Restoration for external work on the 911 Center with a cost of \$7,066.00. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Frailey, seconded by Commissioner Ball, to approve a Utility Relocation Agreement with and between Maye County and ONG for Project CRIB 2409 J/P 30687(04) for Bridges 933-100 in District 3. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Swift, to approve the partial vacation and amendment of Plat of the Grottos recorded in Book 1421 page 343-356. The amendment and only change would rename the subdivision Vista Lago. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Frailey, to approve a Resolution to approve the Mid-America Industrial Park to seek to become a magnet site under the alternative site framework in foreign-trade zone No. 53. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Swift, to approve the revocation of OMMA Certificate form for Glory Meadow LLC due to the location of such being outside of the jurisdiction of the Mayes County BOCC. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion was made by Commissioner Ball, seconded by Commissioner Ball, to approve the following OMMA Certificates: Femme Farms; R Rockin L Farm; Green Royal Acres, LLC; Veterans Eng. Group(OBA WarHorse Extractions); Veterans Eng. Group, Inc.(OBA Freedom Growers). Ball, Yes; Swift, Yes; Frailey, Yes.

**ACCESS AGREEMENT: NONE**

**UTILITY PERMITS: NONE**

Motion made by Commissioner Swift, seconded by Commissioner Ball, to approve the Claims as submitted. Ball, Yes; Swift, Yes; Frailey, Yes.

The following claims were allowed or disallowed as the case may be:

2020-2021 911-W/H: 138,EGID, 2400.00; 139,OPERS, 1944.43; 141,RCB, 2434.91.

911: 143,CONSOLIDATED COMMUN, 700.00, UTIL; 144,OK COMMUNICATION, 261.21, UTIL.

CBRI: 38,DUNHAMS ASPHALT, 1261.80, ASPHALT; 39,COASTAL ENERGY, 22952.98, OIL.

CRT-W/H: 45,EGID, 3002.54; 47,OPERS, 2435.85; 49,RCB, 2469.49.

GEN-W/H: 1111,EGID, 65452.94; 1114,OPERS, 51126.96; 1118,RCB, 61481.35.  
 GEN: 1121,FLEETCOR, 2757.39, FUEL; 1122,OSU COOP, 6666.66, PAYROLL; 1123,CEDAR FARM, 1408.00, EQPT, 1124,XEROX, 117.43, FEE; 1125,SUNDANCE, 89.59, SUPS; 1126,YOUNG, JD, 1877.52, CONTRACT; 1127,MURPHY SANITARY, 144.05, SERV; 1128,CINTAS, 108.36, SUPS; 1129,UNIFIRST, 114.95, SERV; 1130-1303.82; 1131-750.40,EXPRESS, SERV; 1132,TURN KEY, 5967.62, SERV; 1133,TURN KEY, 17816.26, MED; 1134,MURPHY SANITARY, 155.27, SUPS; 1135,SUNDANCE, 754.31, SUPS; 1136,VYVE, 76.81, UTIL; 1137,MUB, 1220.17, UTIL; 1138,XEROX, 145.49, COPIER; 1139,NEO ELECT, 36.98, UTIL; 1140,AT&T, 238.96, UTIL; 1141,EPPERSON, MICHAEL, 24.15, TRV; 1142,KING, TIMOTHY, 8.05, TRV; 1143,JACKSON, MARGARET, 26.45, TRV; 1144,BLANKENSHIP, MARY, 11.50, TRV; 1145,MCCOY, RONDA, 17.25, TRV; 1146,ENVIRO-MIST, 450.00, RENTAL; 1147,AT&T, 2164.88, UTIL; 1148,NEO ELECT, 78.18, UTIL; 1149,TULSA ASPHALT, 1423.11, ASPHALT; 1150,PRYOR STONE, 1731.79, ROCK; 1151,COASTAL ENERGY, 23267.59, OIL; 1152-980.00; 1153-588.00,STANDARD MARERIALS, CONCRETE; 1154,TAKE TEN TIRES, 697.14, TIRES.  
 MD: 82,RITE-TEMP, SERV&FEE, 270.00, 83,HELMERS, 75.76, SUPS; 84,AMAZON, 178.90, SUPS; 85,SENSORYEDGE, 469.95, SUPS; 86,RICOH, 212.49, SUPS; 87,GIBBS PLUMBING, 105.35, SERV; 88,HUBBARD, SARAH, 22.43, TRV; 89,SOS/NOTARY, 20.00, RENEWAL; 90,CNA SURETY DIRECT BILL, 30.00, BOND; 91,SOS/NOTARY, 10.00, NOTARY; 92,SOS/NOTARY, 20.00, RENEWAL; 93,CNA SURETY DIRECT BILL, 30.00, BOND; 94,SOS/NOTARY, 10.00, NOTARY; 95,MUB, 833.69, UTIL.  
 HWY: 613,P&K EQPT, 2148.67, SUPS; 614,WARREN CAT, 539.05, PTS; 615,CPC, 392.78, SIGNS; 616,BATTERY OUTFITTERS, 200.54, BATTERIES; 617,PRAXAIR, 18.59, RENTAL; 618,PETROLEUM MARKETING, 1051.00, SERV&PTS; 619-3296.53, 620-979.25,HOOTEN OIL, OIL; 621,CATERPILLAR, 5000.00, LEASE; 622,AT&T, 158.49, UTIL; 623,RADIO SHACK, 15.99, ACCESS.  
 CJSTR-W/H: 83,EGID, 670.78; 85,OPERS, 7475.49; 87,RCB, 8984.23.  
 CCLF: 9,HIX, RANDI, 2917.22; 10,KERR, BONNIE, 2606.45; 11,NEUGIN-MITCHELL, DANA, 2741.26, 12,RUMSEY, CHRISTINA, 3603.55; 13,UNDERWOOD, JENNIFER, 2750.12; 14,WARD, MELINDA, 2704.92; 15,AMERICAN FAMILY, 103.87; 16,EGID, 40.14; 17,LIBERTY NATIONAL, 5.65; 18,NATIONWIDE, 100.00; 19,OPERS; 4563.66, 20,OTC, 895.00; 21,RCB BANK, 5202.96; 22,SELMAN&CO, 28.00; 23,WASHINGTON NATIONAL, 56.70.  
 RES-W/H: 68,EGID, 1373.40; 69,OPERS, 2221.83; 71,RCB, 2598.10.  
 FF: 179,EMERGENCY APPARATUS, 986.66, TESTING; 180,VERIZON, 40.01, UTIL; 181,PSOKLAHOMA, 310.27, UTIL; 182,NEO ELECT, 210.00, UTIL; 183,NEO, 508.00, UTIL.  
 STR-W/H: 77,OPERS; 2635.41; 79,RCB, 2801.93.  
 STR: 80,TURN KEY HEALTH, 5967.62, SERV; 81,ICS, 1469.27, SUPS; 82,LAKELAND, 121.70, COPIES; 83,MUB, 5941.49, UTIL.  
 SSFCA-W/H: 173,EGID, 683.64; 174,OPERS, 1832.53; 177,RCB, 3074.78.  
 SSFCA: 179-859.88; 180-3607.96,SOUTHERN UNIFORM, UNIFORMS; 181,EMBASSY SUITES, 384.00, TRAINING 182,BROWNELLS, 174.65, SUPS.

**Motion made by Commissioner Ball, seconded by Commissioner Swift, to approve the blanket purchase orders. Ball, Yes; Swift, Yes; Frailey, Yes.**

**Motion made by Commissioner Ball, seconded by Commissioner Frailey, to approve an Interlocal Cooperation Agreement between the Board of County Commissioners of Mayes County, Oklahoma, and the Mayes County Rural Water District No. 5. Ball, Yes; Swift, Yes; Frailey, Yes.**

**Motion made by Commissioner Ball, seconded by Commissioner Frailey, to exit regular session and enter into a public hearing concerning water line improvement/repair/replacement project for Rural Water District #5. Cary Jester, representing Grand Gateway Economic Development Association (GGEDA) explained that Public Hearing is being held in order for the Public to hear about the CDBG program and to offer input. He further stated that CDBG projects are broken into five types:**

**EDIF - Provides funding for public infrastructure that would directly benefit a company that is planning expansion or for a new company creating jobs of which at least 51% will be offered or filled by low-to-moderate income households. Those companies that benefit from the public infrastructure will need to invest at least an amount equal to the public investment. EDIF funds are available for up to \$1 million based on private investment and job creation.**

**Capital Improvement Planning (CIP) are funds of approximately \$35,000.00 available to the Regional Planning District for one or two communities for long-ranged planning and public infrastructure mapping.**

**Community Revitalization - Competitive with all other communities throughout the State applying; maximum \$150,000.00. Typically projects include streets, community and senior centers, sidewalks, etc.**

**CDBG/REAP - One per Planning District per year allocation chosen by Planning District with a maximum of \$140,000.00 with a match of REAP funds for equal amount. May be used for basically any eligible project.**

**Water/Wastewater projects - Competitive with all other communities throughout the State applying; maximum \$450,000.00. Typically projects include water or wastewater engineering/construction projects.**

**Mr. Jester asked the company representatives - Wes Petersen, Controllor and Mason Hudson, Company Engineer - to introduce themselves and give a brief history/explanations of the company and its products. Mr. Petersen stated that Trécé Inc. has been at their Mayes County location for since 2000 and develops, manufactures and markets insect pheromone and kairomone based products designed to respond to customer needs, protect food production and preserve the environment.**

Mr. Jester than explained the proposed company - Trécé, Inc. need for this project. The company is requesting that Mayes County RWD #5 install approximately 2.5 miles of 8" water line for adequate water service at their location - which is approximately a half mile west of the Will Rogers Turnpike and Hwy 28 on the south side of Hwy 28. The proposed project would provide water service, including fire protection in order for the company to invest approximately \$1 million in a new building and additional equipment that would create approximately 12 full time jobs with at least 51% offered or filled by those of low-to-moderate income. These jobs will include additional benefits such as health insurance, vacation, etc. The EDIF grant request for the construction of the 2.5 miles of 8" water line will be for approximately \$395,000.00 along with \$50,000.00 from the RWD #5 for a total project costs of around \$445,000. With no questions asked by the audience, the Public Hearing was closed at 10:00 am.

Motion made by Commissioner Ball, seconded by Commissioner Frailey, to exit the public hearing and enter regular session. Ball, Yes; Swift, Yes; Frailey, Yes.

Motion made by Commissioner Ball, seconded by Commissioner Swift, to approve the following:

Discuss and proposed action on the sponsoring and authorizing the Chairman or his designee to sign and submit all documents necessary for a 2020 Community Development Block Grant (CDBG) Economic Development Infrastructure Financing (EDIF) Application on behalf of Mayes County Rural Water District #5. These documents include but not limited to Application Resolution, Citizen Participation Plan, Anti-Displacement Plan, Fair Housing Resolution, Assurance of Matching Funds letter, Insurance Assurance letter, In-kind Labor form, Section 102 Disclosure form, W-9 Taxpayer Certification form, Inter-local Cooperative Agreement between Mayes County RWD#5 and Mayes County and any other required document

- a. Discuss and proposed action on the sponsoring and authorizing the submission of a 2020 CDBG EDIF Application on behalf of Mayes County Rural Water District #5 to the Oklahoma Department of Commerce
  - b. Discuss and proposed action concerning the adoption of a 2020 CDBG EDIF Application Resolution on behalf of Mayes County Rural Water District #5
  - c. Discuss and proposed action concerning the adoption of a 2020 CDBG EDIF Citizen Participation Plan on behalf of Mayes County Rural Water District #5 CDBG application
  - d. Discuss and proposed action concerning the adoption of a 2020 CDBG EDIF Anti-Displacement and Relocation Plan on behalf of Mayes County Rural Water District #5 CDBG application
  - e. Discuss and proposed action concerning the adoption of a 2020 CDBG EDIF Fair Housing Resolution on behalf of Mayes County Rural Water District #5 CDBG application
  - f. Discuss and proposed action concerning the adoption of a 2020 CDBG EDIF Assurance of Matching Funds letter on behalf of Mayes County Rural Water District #5 CDBG application
  - g. Discuss and proposed action concerning the authorization of the Chairman to sign the 2020 CDBG EDIF Section 102 Disclosure form on behalf of Mayes County Rural Water District #5 CDBG EDIF application
  - h. Discuss and proposed action concerning the authorization of the Chairman to sign 2020 CDBG EDIF W-9 Taxpayer Certification form on behalf of Mayes County Rural Water District #5 CDBG application
  - i. Discuss and proposed action concerning the approval of a GGEDA Administration Contract on behalf of Mayes County Rural Water District #5 CDBG application
  - j. Discuss and proposed action concerning the approval of an Inter-local Cooperation Agreement between Mayes County Board of Commissioners and Mayes County Rural Water District #5
  - k. Discuss and proposed action concerning the approval of all other grant related documents on behalf of Mayes County Rural Water District #5 CDBG application.
- Ball, Yes; Swift, Yes; Frailey, Yes.

**Motion made by Commissioner Ball, seconded by Commissioner Frailey, to Adjourn. Ball, Yes; Swift, Yes; Frailey, Yes.**

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**Approved this November 2, 2020**

**(SEAL)**

**BOARD OF MAYES COUNTY COMMISSIONERS**

**S/RYAN BALL \_\_\_\_\_  
CHAIRMAN**

**ATTEST:**

**S/MATT SWIFT \_\_\_\_\_  
MEMBER**

**S/BRITTANY TRUE-HOWARD  
COUNTY CLERK**

**S/MEREDITH FRAILEY \_\_\_\_\_  
MEMBER**

**Mayes County does not discriminate on the basis of handicapped status in its admission to, or access to, or treatment in or employment in its programs or activities.**