

NOVEMBER 12, 2020

The Board of County Commissioners met at 9:00 a.m., November 12, 2020 in a regular meeting. The advance public notice of the meeting was posted at 9:56 a.m. , November 9, 2020 in prominent view in the office of the County Clerk, the office of the County Commissioners, the first floor bulletin board in the Garfield County Courthouse, and the outside Bulletin Board, Enid, Oklahoma. Present: James Simunek, Chairman; Reese Wedel, Vice-Chairman; Marc Bolz, Member and Lorraine Legere, Garfield County Clerk, Secretary. Absent: None. Also present were Jimmy Bunn, Assistant District Attorney and Ben Crooks, Jail Administrator.

Bolz moved to approve and sign the Termination of Lease Agreement between Garfield County Board of Commissioners and Garfield County Criminal Justice Authority. The Board of County Commissioners of Garfield County, Oklahoma, a political subdivision of the State of Oklahoma (hereinafter called the "Lessor"), and the Garfield County Criminal Justice Authority, an Oklahoma public trust (hereinafter called the "Lessee") do hereby terminate that certain Lease Agreement, dated January 21, 2003, by and between the Lessor and the Lessee, recorded at Book 1627 Page 718 of the records of the County Clerk of Garfield County, Oklahoma, wherein the Lessor leased unto the Lessee all of the property described in the Schedule of Specific Property attached hereto as Exhibit "A". This Termination of Lease Agreement shall be effective as of January 1, 2021. Aye: Simunek, Wedel and Bolz. Nay: None.

Wedel moved to approve and sign the Termination of Operation, Maintenance and Administration Agreement between Garfield County Board of County Commissioners and Garfield County Criminal Justice Authority. The Board of County Commissioners of Garfield County, Oklahoma (the "County"), and the Garfield County Criminal Justice Authority (the Authority") do hereby terminate that certain Operation, Maintenance and Administration dated as of the first day of January 2003, by and between the County and the Authority. This Termination of Operation, Maintenance and Administration Agreement shall be effective as of January 1, 2021. Aye: Simunek, Wedel and Bolz. Nay: None.

Bolz moved to approve and sign Transfer of Property between Garfield County Board of County Commissioners and Garfield County Criminal Justice Authority. The Garfield County Board of County Commissioners ("Assignor") does hereby assign, transfer and set over to the Garfield County Criminal Justice Authority ("Assignee") all furniture, equipment, supplies, vehicles, electronic equipment, firearms and appliances presently located within the Garfield County Detention Facility, 1020 S. 10th St. Enid, Oklahoma, including, but not limited to, all items of property listed within Exhibit "A" attached hereto.

TO HAVE and TO HOLD said property, "AS IS", "WHERE-IS" and WITH ALL FAULTS" of any kind, making no representations or warranties concerning it of any kind or nature and does not warrant, either expressly or impliedly, the title to or fitness or suitability of said property, or as to any use that it may be put, any such express or implies warranties being hereby expressly waived by Assignee and disclaimed and negated by Assignor. Assignor hereby disclaims and Assignee hereby waives any and all warranties with respect to said property to be transferred pursuant hereto, including limitation, warranties as to quality, habitability, fitness, merchantability and suitability for any purpose any and all warranties that said property is free from hidden or apparent defects or deficiencies, and any and all implied warranties under law. This Transfer of Property shall be effective as of January 1, 2021. Aye: Simunek, Wedel and Bolz. Nay: None.

Wedel moved to approve and sign Lease Agreement Between Garfield County Board of County Commissioners and the Garfield County Criminal Justice Authority. Based upon the following recitals, the Garfield County Board of County Commissioners (hereinafter BOCC or Lessor) and the Garfield County Criminal Justice Authority (hereinafter Authority or Lessee), enter into the Lease Agreement (hereinafter Agreement) for the Lease of the Garfield County Detention Facility, to become effective January 1, 2021, upon its approval by all parties. This Agreement may be executed in several counterparts, each of which shall be considered an original and all of which shall constitute but one and the same instrument. IN WITNESS WHEREOF, in consideration of the mutual covenants set forth above and for other good and valuable consideration, the receipt, adequacy and legal sufficiency of which are hereby acknowledged, the parties have entered into

this Agreement and caused their duly authorized representatives to execute this Agreement. Aye: Simunek, Wedel and Bolz.
Nay: None.

Bolz moved to approve and sign Resolution #20-93 to Transfer Operation, Maintenance and Administration of the Garfield County Detention Facility to the Garfield County Detention Facility to the Garfield County Criminal Justice Authority effective January 1, 2021. BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSINERS OF GARFIELD COUNTY, STATE OF OKLAHMA; The Board of County Commissioners of Garfield County, Oklahoma, as the governing body of the County, for and on behalf of said County, hereby transfer authority and responsibility to operate the Garfield County Detention Facility to Garfield County Criminal Justice Authority established by the Declaration of Trust dated September 7, 1999, as amended by the Second Amendment to the Declaration of Trust dated July 29, 2019, with an effective date of said transfer being January 1, 2021. PASSED, APPROVED AND ADOPTED this 12th day of November 2020. Aye: Simunek, Wedel and Bolz. Nay: None.

With no further business to come before the Board, Wedel made the motion for the Board to adjourn to meet November 16, 2020. Aye: Simunek, Wedel and Bolz. Nay: None.
