

**June 26, 2023**

The Board of County Commissioners of Creek County (BOCC) met in Regular Session on Monday, June 26, 2023 at 9:00 a.m., date and time duly posted.

**Item #1:** Meeting was called to order at 9:00 a.m. by Chairman, Newt Stephens, Jr. Roll Call Stephens present, Warner present, Whitehouse present.

**Item #2:** Statement of compliance with open meetings act-Chairman.

**Item #3:** Commissioner Stephens led the Pledge of Allegiance and Invocation.

**Item #4:** Motion was made by Warner and seconded by Whitehouse to approve the minutes of June 19, 2023. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #5:** Motion was made by Warner and seconded by Whitehouse to approve Transfer \$39.85 from 0001-1-2100-1110 Salary Excise Board FY2022-2023 to 0001-1-2100-1310 Travel Excise Board FY2023; Blanket Purchase Orders #6983 - 6995; Purchase Orders # 2022-2023 911 Phone 278, A T & T, 1882.14, UTILITY 279, SECRETARY OF STATE, 10.00, NOTARY BOND FILING FEE; ARPA 2021 53, Turn Key Health Clinics LLC, 10326.75, PROFESSIONAL SERVICES; CBRI 97, ANCHOR STONE COMPANY, 11186.62, MATERIAL; CH Improv-ST 12, CREEK CO PUBLIC FACILITIES, 110588.89, Agreement; Fair Board 5, Belk, Troy, 14000.00, DIRT; General 3431, Standley Systems, 172.43, COPIER CHARGES 3432, MCDUGAL, STEPHANIE A., 27.58, TRAVEL 3433, Myers, Randi, 155.96, TRAVEL 3434, Self, Nancy, 389.92, TRAVEL 3435, QUADIENT FINANCE USA INC, 500.00, POSTAGE 3436, Verizon Wireless, 160.04, SERVICE 3437, MERRIFIELD OFFICE SUPPLIES, 480.98, Supplies 3438, JOHN DEERE FINANCIAL, 180.72, SUPPLIES 3439, A T & T MOBILITY, 82.31, UTILITY 3440, Amazon Capital Services, 109.32, SUPPLIES 3441, EMCO TERMITE & PEST CONTROL INC, 150.00, PEST CONTROL 3442, SAPULPA DAILY HERALD, 330.90, BOCC MINUTES 3443, O N G, 146.98, Utilities 3444, SAPULPA DAILY HERALD, 291.60, BOCC MINUTES 3445, CINTAS CORPORATION NO 2, 15.00, SERVICE 3446, A T & T MOBILITY, 189.41, UTILITY 3447, Amazon Capital Services, 129.99, SUPPLIES 3448, BRISTOW TIRE & AUTO SERVICE, 481.48, TIRES/DEPUTY CARS 3449, OTA-PLATEPAY, 12.60, Tolls 3450, LYTLE, MATTHEW B., 50.41, Reimbursement 3451, ADVANCED AUTO PARTS, 109.82, VEHICLE ACCESSORIES 3452, Midtown Auto & Diesel Repair Inc, 93.49, OIL CHANGES 3453, MPH INDUSTRIES, 15673.00, CCSO DEPUTY RADARS 3454, WESTLAKE ACE HARDWARE OK-020, 43.65, Supplies 3455, U S Cellular, 65.29, SERVICE 3456, FLEET FUELS LLC, 980.15, FUEL; Health 428, Hillard, Biesha, 75.98, TRAVEL 429, Nelson, Keri, 144.95, TRAVEL 430, Xpress Wellness Urgent Care, 100.00, MEDICAL SERVICE 431, Xpress Wellness Urgent Care, 100.00, MEDICAL SERVICE 432, Sooner Hospitality LLC, 238.00, LODGING 433, Amazon Capital Services, 223.90, Supplies 434, PREFERRED BUSINESS SYSTEMS LLC, 108.00, Supplies 435, Sooner Hospitality LLC, 294.00, LODGING 436, Douthat, Hannah, 241.17, TRAVEL 437, MERRIFIELD OFFICE SUPPLIES, 499.05, Supplies; Highway 1834, A T & T MOBILITY, 59.08, UTILITY 1835, GLOBAL 7 TESTING SOLUTIONS OKLAHOMA, LLC, 150.00, TESTING 1836, EMCO TERMITE & PEST CONTROL INC, 70.00, SERVICE CONTRACT 1837, O G & E, 181.16, Utilities 1838, O G & E, 690.62, Utilities 1839, A T & T MOBILITY, 266.27, Utilities 1840, AMERICAN T'S, 321.20, UNIFORMS 1841, O G & E, 686.81, Utilities 1842, TotalSIR, 36.50, TESTING 1843, A T & T, 257.71, UTILITY 1844, CINTAS CORPORATION NO 2, 278.29, SUPPLIES 1845, BRISTOW NEWS, 44.00, Newspaper Subscription 1846, DUNHAM ASPHALT SERVICE INC, 23418.28, ROAD MATERIAL; Hwy-ST 721, ERGON A & E INC, 2666.05, EMULSIONS 722, MIKE WOFFORD TRUCKING & GRADING LLC, 13534.34, HAULING 723, FLEET FUELS LLC, 19074.88, Fuel; Jail-ST 1164, ECOLAB, 144.95, RENTAL 1165, RAMSEY SYSTEM SERVICES, 1011.87, AIR CONDITIONER 1166, LOCKE SUPPLY, 12.78, CCJ MAINTENANCE 1167, WESTERN FIRE PROTECTION, 850.00, SPRINKLER HEADS 1168, BROOKS GREASE SERVICE INC, 405.00, GREASE TRAP 1169, CENTRIFUGAL SPEACIALTIES LLC, 180.00, INSPECTION 1170, Grainger, 543.48, Plumbing Supplies 1171, WESTERN FIRE PROTECTION, 850.00, SPRINKLER HEADS 1172, AIRCO SERVICE INC, 235.63, AIR CONDITIONER 1173, EMPIRE PAPER COMPANY, 398.89, CLEANING SUPPLIES 1174, Symmetry Energy Solutions LLC, 453.24, NAT GAS/JAIL 1175, ELECTRONIC CONTRACTING COMPANY, 1855.00, JAIL DOOR MAINTENANCE 1176, MERRIFIELD OFFICE SUPPLIES, 3541.46, CCJ JAIL SUPPLIES/ TOILET PAPER 1177, EMPIRE PAPER COMPANY, 2252.35, JAIL CLEANING SUPPLIES 1178, ECOLAB, 1449.50, RENTAL 1179, O N G, 249.61, UTILITIES GAS SERVICES; Juv Dent-ST 694, BRISTOW TIRE & AUTO SERVICE, 41.14, CCJ VEHICLE REPAIRS 695, CASTLECOM LLC, 1000.00, CAMERA REPAIRS 696, Amazon Capital Services, 93.99, JUVENILE DETENTION; Resale 446, A T & T MOBILITY, 41.23, SERVICE 447, DYNAMIC RECRUITING SPECIALIST, 870.00, TEMPORARY EMPLOYEE 448, DYNAMIC RECRUITING SPECIALIST, 870.00, TEMPORARY EMPLOYEE 449, Service Oklahoma, 44.50, Tag; RFD-ST 91, CASCO INDUSTRIES INC, 16824.00, Skid Unit 92, Oklahoma Truck & Equipment LLC, 12000.00, TRUCK; SH Commissary 56, TIGER CORRECTIONAL, 1944.54, Commissary; SH Svc Fee 305, TIGER CORRECTIONAL, 6796.80, FOOD FOR INMATES. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #6: NO DISCUSSION** of new business. (In accordance with the Open Meetings Act, Title 25 O.S. § 311, new business is defined as any matter not known about or which could not have been reasonably foreseen within 24 hours of time of posting agenda.)

**Item #7:** Motion was made by Warner and seconded by Whitehouse to pass for one week until 7-32-23 on regarding Disaster Emergency Proclamation for Creek County, Oklahoma due to storm events beginning June 17, 2023. Stephens stated he has had some difficulties with OG&E and their vegetation control beginning piled up with other debris in the ditches and near the sides of the roads. They have been notified of the burden they are implying on the county and I am not sure if a for profit company can put burden on the county for cleanup of any form. They have refused to come back and remove the debris. I would like to speak with our District Attorney more on this before we move forward. I have also spoken to Todd Hiett and Emergency Management about the issue. This may result in a hearing with the Corporation Commission on this matter. We will revisit this item next week. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #8:** Motion was made by Warner and seconded by Whitehouse to sign **Resolution#2023-75** rezoning request CCZ-2108-Anastasia Beal per recommendations of CCPC. Rezoning from Agricultural District to Residential

Manufactured Home District on subject tract to allow one manufactured home. Tract will contain a half-acre more or less. Tract is not located in a flood zone and is surrounded by Agricultural and Light Residential to the west. Tract will meet all requirements. Murray stated Applicant has been made aware of setback lines. We did have a phone call with concerns of the mobile home will be to close to the road and may be located in a flood zone. Mark Seacraatt, Flood Plain Manager has provided applicant a letter stating the area is not within a flood zone. Applicant is present. The CCPC recommended approval on 6-20-23, along with the Planning Office. Property located at 18153 S. 337<sup>th</sup> W. Avenue Bristow, OK.-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #9:** Motion was made by Warner and seconded by Whitehouse to sign **Resolution#2023-76** rezoning request CCZ-2109-Cecil Busby per recommendations of CCPC. Rezoning from Agricultural District to Residential Manufactured Home District on subject tract to allow one manufactured home. Tract will contain two lots. Tract is located in a flood zone and is surrounded by Agricultural, city of Tulsa and Industrial to the west. Tract will meet all requirements. There has been no opposition. Applicant is present. The CCPC recommended approval on 6/20/23, along with the Planning Office. Property located at 6933 W. 62<sup>nd</sup> St. S. Tulsa, OK-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #10:** Motion was made by Warner and seconded by Whitehouse to sign **Resolution#2023-77** rezoning request CCZ-2110 and lot split CCLS-2902-Dow Bushyhead per recommendations of CCPC. Rezoning from Agricultural District to Light Residential District to allow a lot split resulting into Tracts 1, 2, and 3, Tract 1 will contain 2.9 acres more or less. Tract 2 will contain 2.28 acres more or less and Tract 3 will contain 2.28 acres more or less. Tracts will meet all requirements. The tracts are surrounded by City, Agricultural and Light Residential. Applicant is present. The CCPC recommended approval on 6/20/23, along with the Planning Office. Property located S. of Keystone Loop on Basin Rd. Mannford, OK.-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #11:** Motion was made by Warner and seconded by Whitehouse to sign **Resolution#2023-78** rezoning request CCZ-2112 and lot split CCLS-2905-Dustin Lousch per recommendations of CCPC. Rezoning from Agricultural District to Light Residential on subject tract to allow lot split. Tract 1 will contain 2.07 acres more or less. Tract 2 will contain 2.80 acres more or less. The property was rezoned in 2021 into two 2.5-acre tracts, there has been some issues with utilities and the electric pole, along with the septic location. The tracts are surrounded by Agricultural Districts. Applicant is not present. The CCPC recommended approval on 6/20/23, along with the Planning Office. Property located at 22018 W. Cedar Lane Sapulpa, OK 74066.-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #12:** Motion was made by Warner and seconded by Whitehouse to sign the Creek County Treasurer's Financial Statement for fiscal year 2023-2024. Teresa Whisenhut, Acting-Treasurer stated we left it basically the same as last year. Creek County Treasurer's Financial Statement for fiscal year 2022-2023. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #13:** Motion was made by Warner and seconded by Whitehouse to deny **Bid#23-19 Lease Purchase of One or More New or Demo Custom Cab Pumpers for Drumright Fire Department** per recommendation of Brett Lunsford. Lunsford stated that with inflation and the rise in the current interest rates, it would be the best for the citizens that we deny the bid. We have to be good stewards of the county money and we do not think right now is the right time. We have reviewed other options with more affordable prices. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #14:** Motion was made by Stephens and seconded by Whitehouse to let for **Bid#23-28 One or More 2015 or Newer Track Mounted Compact Crushers** to be opened 7/10/23. Stephens stated he has waited until March to see the machine and now I have. I believe it would be very beneficial for District 1 and it will pay for itself within two years. We will be able to save on rock costs. Jana Thomas, Purchasing Agent reminded Stephens to provide additional vendors. Thomas stated I have googled some from the internet, but we need more. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #15:** Motion was made by Stephens and seconded by Warner to sign **Resolution#2023-79** directing the Creek County Treasurer to credit the Creek County General Government Insurance Account 0001-1-2300-1222/R4 with funds from Benefit Resources, Inc., in the amount of \$773.24, as per 62 O.S. § 335, and procedures implemented by the State Auditor's Office. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #16:** Motion was made by Warner and seconded by Whitehouse to approve Utility Permit from Oklahoma Natural Gas Company per County Specs for natural gas pipeline, by boring, size of line ¾", to cross N. Walnut Drive approximately 3.30 miles N. & 0.26 Miles E. of Jct. SH 97 & SH 166, further described as 1,716' S. & 2,525' N. of the S.E. corner of Section 2, T18N,

R11E in District #2. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #17:** Motion was made by Whitehouse and seconded by Warner to approve Utility Permit from East Central Electric Cooperative per County Specs for fiber optic plant by boring and trenching, size of line 1 ¼", to cross Windmill Rd south of W. 311<sup>th</sup> St. S. in Section 9, T14N, R7E in District #3. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #18:** Discussion and possible action regarding the American Recovery Plan 2021 funds directed to Creek County by the federal government.

**(1)** Motion was made by Stephens and seconded by Whitehouse to award **Bid#23-20 Curry Well Rehab/Pump Electric and Labor for the City of Drumright ARPA Project #1566-5.18-74030-4110 phase I and REAP Projects #220120 & 210103** to Smith Pump and Well Service, dba Smith Pump Enterprises LLC that was approved by the City of Drumright on 6/20/23, ARPA Project 1566-5.18-74030-4110. Stephens stated last week we awarded based upon the contingency for approval from the city and we needed to clarify the bidders company name. Stephens stated they are registered in SAMS.GOV with the Smith Pump Enterprises LLC. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye. **(2)** Motion was made by Stephens and seconded by Whitehouse to approve the use of ARPA Funds for W. 106<sup>th</sup> from 161<sup>st</sup> St. W. to 177<sup>th</sup>, W. 106<sup>th</sup> from 161<sup>st</sup> St. from 177<sup>th</sup> to 193<sup>rd</sup>, Pelican Point Place portion of Saltcreek Rd to E0630 Rd., W. 41<sup>st</sup>, W. 51<sup>st</sup> one mile from Kennyville Rd to HWY 48, W. 51<sup>st</sup> one mile from S. 369<sup>th</sup> to 385<sup>th</sup>, Old HWY 51 five areas, S. 449<sup>th</sup> W. Ave one patch, 161<sup>st</sup> west ace S. from 106<sup>th</sup> ½ mile Project in District #2, Project#1566-6.1-4200-4110(K), in the amount of \$773,217.00, we have about \$105,574.00 that will be paid from our highway funds to complete the project. Warner stated there are nine projects that will all tie into each other and are apart of our major collectors. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Public Comment: NONE**

**Adjournment:** Motion was made by Stephens and seconded by Warner at 9:31 a.m. to adjourn and meet again on 7-03-23. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.