

June 21, 2021

The Board of County Commissioners of Creek County (BOCC) met in Regular Session on Monday, June 21, 2021 at 9:00 a.m., date and time duly posted.

**Item #1:** Meeting was called to order at 9:01 a.m. by Chairman, Newt Stephens Jr. Roll Call Stephens present, Warner present, Roger Smith absent.

**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 Stephens to approve the minutes of June 14, 2021. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #5:** Motion was made by Warner and seconded by Stephens to approve Transfer \$5,000.00 from 001-1-2000-6310/SQ Metro Planning/INCOG Commissioners FY2020-2021 to 001-1-2000-6010/SQ Metro Planning/City Sapulpa Commissioners FY2021; CastleCom Contracts for Commissioners and County Clerk; Blanket Purchase Orders #6514 - 6526; Purchase Orders # 2020-2021 911 Phone CELL PHONE SERVICE 6406 Verizon Wireless 82.70; Drug Court DRUG COURT ADMIN SERVICES 5624 HUMAN SKILLS & RESOURCES INC 3541.67; 5625 HUMAN SKILLS & RESOURCES INC 3541.67; Fair Board EQUIPMENT 6045 Stewart Martin Equipment 9457.00; Flood Plain SOFTWARE 6400 Amazon Capital Services 110.07; General AIR FRESHENERS 4796 Simply Scentsational 18.00; AUTO REPAIRS/DEPUTY CARS 6134 I CARE AUTO GLASS & PARTS 359.45; CCSO VEHICLE REPAIRS 6012 Midtown Auto & Diesel Repair Inc 675.29; 6418 Midtown Auto & Diesel Repair Inc 98.49; CELL PHONE SERVICE 6404 Verizon Wireless 2261.32; CLEANING SUPPLIES 6360 Amazon Capital Services 23.99; CREMATION SERVICES 5873 GREEN HILL FUNERAL HOME 185.00; 5878 GREEN HILL FUNERAL HOME 185.00; EQUIPMENT 6044 Stewart Martin Equipment 8000.00; 6380 MERRIFIELD OFFICE SUPPLIES 418.78; Law Books & Services 6118 THOMSON-WEST 325.33; 6120 THOMSON-WEST 2226.00; MAINTENANCE AGREEMENT 2831 XEROX BUSINESS SOLUTIONS SOUTHWEST 50.00; Medical Equipment 6361 Amazon Capital Services 29.96; OFFICE EQUIPMENT 6420 MERRIFIELD OFFICE SUPPLIES 34.78; OPEN/ CLOSE GRAVE 6154 GREEN HILL FUNERAL HOME 185.00; PEST CONTROL 5045 EMCO TERMITE & PEST CONTROL INC 15.00; 5534 EMCO TERMITE & PEST CONTROL INC 35.00; 5966 EMCO TERMITE & PEST CONTROL INC 300.00; PHONE & INTERNET SERVICES 6389 COX BUSINESS 1136.05; PROFESSIONAL SERVICES 5669 Standley Systems 81.24; REIMBURSEMENT 6455 KALEVIK, MENTER C. 173.00; SERVICE 5038 U S Cellular 91.03; Supplies 4163 FIZZ-O WATER COMPANY 27.00; 6306 FACTORY DIRECT PARTY 1196.00; SUPPLIES 6358 Amazon Capital Services 37.98; 6440 JOHN DEERE FINANCIAL 169.99; UTILITIES GAS SERVICES 6399 O N G 122.90; UTILITY 6101 A T & T MOBILITY 101.67; 6117 A T & T MOBILITY 76.46; 6397 EAST CENTRAL ELECTRIC COOP 457.00; 6402 EAST CENTRAL ELECTRIC COOP 394.00; 6439 O N G 302.46; VETINARY SERVICES 6460 ADVANCED CARE VETERINARY HOSPITAL 222.43; WATER 6423 FIZZ-O WATER COMPANY 21.75; Health OVERAGES 4352 PREFERRED BUSINESS SYSTEMS LLC 406.70; SERVICE 4357 Vital Records Control 81.20; Supplies 4132 MED WORLD PHARMACY 85.77; TRAVEL 4974 TOTTRESS, ALMETRICE 55.44; 5929 DAVIS, SHERRIE D. 26.88; UTILITIES 4918 O N G 115.62; Highway FUEL 6410 LIONEL HARRIS OIL CO INC 6865.25; Newspaper Subscription 6362 BRISTOW NEWS 44.00; PIKEPASS FEE 5803 OKLAHOMA TURNPIKE AUTHORITY 6.90; ROAD MATERIALS 5337 ERGON A & E INC 1380.82; Supplies 6185 CINTAS CORPORATION NO 2 273.85; SUPPLIES 6421 WHITE STAR 108.71; T-SHIRTS 3861 Witty Ideas 211.68; UTILITIES 6109 A T & T MOBILITY 269.57; 6273 O G & E 583.10; UTILITY 6098 A T & T MOBILITY 53.38; Hwy-ST ASPHALT 6166 DUNHAM ASPHALT SERVICE INC 46566.18; ASPHALT OVERLAY 6165 DUNHAM ASPHALT SERVICE INC 65458.49; SIGNAL LIGHT 6193 SIGNALTEK 30.00; UNIFORM 5762 UniFirst Holdings Inc 1121.90; UTILITY 6187 A T & T 259.51; 6200 O G & E 37.06; Jail-ST CCJ VEHICLE REPAIRS 4624 Midtown Auto & Diesel Repair Inc 97.37; CELL PHONE SERVICE 6411 Verizon Wireless 415.16; Equip Rental 6405 ECOLAB 579.80; LOCKS 4811 RR BRINK LOCKING SYSTEMS INC 1642.00; OFFICE SUPPLIES 6288 MERRIFIELD OFFICE SUPPLIES 303.40; SUPPLIES 3936 ECOLAB 1642.07; TIRES 6309 BRISTOW TIRE & AUTO SERVICE 311.60; UNIFORM & ACCESSORIES 5283 BAYSINGERS UNIFORMS AND EQUIPMENT 823.11; UTILITIES ELECTRIC SERVICE 6408 O G & E 67.44; 6409 O G & E 83.77; 6412 O G & E 4719.19; UTILITIES GAS SERVICES 6456 O N G 242.67; UTILITIES WATER 6462 CITY OF SAPULPA 2277.06; Juv Dent-ST CELL PHONE SERVICE 6417 Verizon Wireless 41.35; FOOD 4775 SYSCO FOODS 1211.22; MEDICAL 6415 XPRESS WELLNESS URGENT CARE 115.00; Network Services 6463 COX BUSINESS 1759.55; ML Fee POSTAGE 6430 QUADIENT FINANCE USA INC 593.86; Planning/Zoning COPIER CHARGES 6116 Standley Systems 81.00; Resale AUTO REPAIRS 6425 Midtown Auto & Diesel Repair Inc 870.78; Mowing 1660 DIAMOND E LAND SERVICE LLC 970.00; Parts & Labor 6383 Midtown Auto & Diesel Repair Inc 846.27; SERVICE 5210 A T & T 41.23; Supplies 6446 MERRIFIELD OFFICE SUPPLIES 378.24; TRAINING 4828 OSU-CTP 40.00; SH Svc Fee COMPUTER/EQUIP 6302 SHI INTERNATIONAL CORP 2809.32. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #6: NO DISCUSSION** of new business. (In accordance with the Open Meetings Act, Title 25 O.S. § 311(A) (9), new business defined as any matter not known about or which could not have been reasonably foreseen within 24 hours of this meeting.

**Item #7:** Motion was made by Warner and seconded by Stephens to sign **Resolution#2021-71** rezoning request CCZ-2039 and lot split CCLS-2751-Brad Scott per recommendations of CCPC and CCBOA. Rezoning tract B to Light Residential District to allow lot split. Tract A contains 6.0 acres more or less and will remain Agricultural. Tract B will contain 1.36 acres remain more or less and Tract C contains 2.61 acres more or less and will Agricultural. All tracts will meet all requirements and are not located in a flood zone. There are similar rezones in the area, tract B is being split for sister-in law. There was no opposition. Applicant present. The CCPC and CCBOA recommended approval on 6-15-21, along with the Planning Office. Property located at 20674 Post Oak Road, Kellyville, OK.-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #8:** Motion was made by Warner and seconded by Stephens to sign **Resolution#2021-72** rezoning request CCZ-2040-Holdcity, LLC per recommendations of CCPC and CCBOA. Rezoning Tract from Agricultural District to Commercial District to allow medical marijuana dispensary. The tract will contain 4.10 acres more or less. This property has been used as Commercial space for over thirty years, upon doing some research it was discovered this tract was still agricultural. This will be bringing subject tract into County compliance. Tract will meet all requirements of Commercial. There was no opposition. Applicant is present. This will be the third County approved dispensary. The CCPC and CCBOA recommended approval on 6-15-21, along with the Planning Office. Property located at 36585 W. Highway 51, Mannford, OK.-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #9:** Motion was made by Warner and seconded by Stephens to sign **Resolution#2021-73** rezoning request CCZ-2042-Joesphine Zermeno per recommendations of CCPC and CCBOA. Rezoning Tract from Agricultural District to Residential Manufactured District to allow manufactured home. Applicant would like to tear down existing structure and add manufactured home. This will be bringing this tract into County compliance. The two lots will meet all requirements and is not in a flood zone. There was no opposition. Applicant is present. There are surrounding rezones in the area. The CCPC and CCBOA recommended approval on 6-15-21, along with the Planning Office. Property located at 6211 W. 64<sup>th</sup> St. Oakhurst, OK.-Wendy Murray, Planner. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #10:** Motion was made by Stephens and seconded by Warner to award **Bid#21-11 6 Month Bridge/HWY Materials and Professional Services** as designated per district and turned into Jana Thomas, Purchasing Agent. Warner stated he would like to make a note, compared to the last 6-month bid, we are seeing a 20% increase on commonly used materials. But we are not seeing a 20% on funding of these materials, this is going to affect each department in their efforts to repair roads. Jana Thomas, Purchasing Agent stated that there were several vendors that did not submit bids or did not bid in all areas. Quapaw was recently purchased by Dolese Brothers and making rock is not a high priority for them, this will affect District #2 costs, as we will have to have product delivered. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #11:** Motion was made by Warner and seconded by Stephens to approve the Treasurer's Financial Statement for fiscal year 2021-2022. Don Engle, Treasurer stated his fees are a little higher this year, as he has to get a new vehicle for Deputy and he had to tear down a property in Drumright. Warner asked that he would like to see how this compares to last year. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #12:** Motion was made by Stephens and seconded by Warner to sign **Resolution#2021-74** establishing the Fire Departments Chart of Accounts and administering the sales tax funds with the Streamlined Sales Tax System Act. The Board directs the RFD-ST to be accounted for with fund named Rural Fire Department Sales Tax, Fund 1321, revenue code 9216 and the Board directs such monies to be apportioned into various Fire Departments Maintenance and Operations and transferred out to Capital Outlay as directed by the County Clerk and the Board of County Commissioners. Stephens and Mortazavi discussed the Fire Department turnout for the Purchasing Class, every Fire Department was represented. They were very tentative to the information and are taking this process very serious. Mortazavi stated that the Association is having a Special Meeting this week to define what is "Good Standing" and certify the departments are in compliance. We have made suggested changes that Stephens has suggested to the Fire Department Policy and should have it completed by this week for approval next week. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #13:** Motion was made by Stephens and seconded by Warner to sign **Resolution#2021-75** choosing one-time payment option for ACCO-SIG Property and Liability Insurance in the amount of \$524,915.00. Stephens stated that this reflects his biggest concern with turning everything into the insurance deductible fund. We are now having to fund the deductible fund to \$80,000.00 for this year, this is figured into the overall cost of \$524,195.00. Stephens stated this is a 25% increase due to a 10-year law enforcement loss history. We are looking at an additional \$68,000.00 increase from last year. There was discussion of the Estimate of Needs turned in had this amount of an increase figured into it. The Board stated they will review and adjust as needed. Stephens stated we may have to utilize part to be paid from Use Tax, the Board stated this item will be back on the agenda to discuss what account will be paying, once some review has been completed. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #14:** Motion was made by Stephens and seconded by Warner to sign **Resolution#2021-76** removing Patricia Heath as Receiving Officer and adding Almetrice Tottress for the Creek County Health Department accounts (1216-3-5000-1110/MD1A, 1216-3-5000-1310/MD1C, 1216-3-5000-2005/MD2, 1216-3-5000-4110/MD3 and 1216-3-5000-2999/MD4). Vote as follows: Stephens - Aye, Warner - Aye.

**Item #15:** Motion was made by Stephens and seconded by Warner to approve Utility Permit from Cory Legrand and Madison Legrand per County Specs for water line by trenching size of line 2", to parallel S. 89<sup>th</sup> W. Ave, between W. 181<sup>st</sup> St. S. approximately 900' N. of Section 1, T16N, R11E in District #1. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #16:** Motion was made by Stephens and seconded by Warner to approve Utility Permit from OCSI dba TDS Telecom per County to be extended from 30 days to 60 days for fiber-optic cable by boring size of line 24 ct. fiber, size of casing 1.25" HDPE, to cross and parallel Slick Rd. and W. 171<sup>st</sup> St. S. approximately N. of the intersection of Slick Rd. and W. 171<sup>st</sup> St. S. N. of Section 34, T17N, R10E in District #3. Stephens asked Musser if they were

still going aerial with this permit. Musser stated they are just boring; they didn't get the approval for aerial. This permit was previously approved and they didn't get the permit finished, they have asked for the new permit to be extended to 60 days, instead of 30 days. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #17:** Motion was made by Warner and seconded by Stephens to approve Utility Permit from Cushing Connect per County Specs to be extended from 30 days to 60 days for oil pipeline by open cut/ jack bore size of line 16", to cross N. 3668 Rd. approximately 0.31 miles S. of the intersection of D00682 Rd. & S. 436<sup>th</sup> W. Ave further described as 2445.97' N N.W. of Section 20, T18N, R8E, to cross the intersection of W. 101<sup>st</sup> St. & E0690 Rd. approximately 0.77 miles N.W. of W. 101<sup>st</sup> St. S. & 433<sup>rd</sup> W. Ave further described as 1936.40' N.E. of Section 20, T18N, R8E, to cross S. 449<sup>th</sup> W. Ave approximately 0.84 miles N & N.W. of the intersection of S. 449<sup>th</sup> W. Ave & W. 121<sup>st</sup> St. S. further described as the S.W. of Section 30, T18N, R8E, to cross N 37300 & S. 337<sup>th</sup> W. Ave approximately 0.21 miles N. of the intersection of S. 337<sup>th</sup> W. Ave & W. 91<sup>st</sup> S. further described as 1112.74' N. of Section 17, T18N, R9E, to cross King Camp Rd. approximately 0.12 miles N. of the intersection of King Camp Rd. & E 0680 Rd. further described as 1.56.08' E. N.E. of Section 18, T18N, R9E, to cross W. 91<sup>st</sup> St. approximately 2.24 miles W. of the intersection of W. 91<sup>st</sup> St. & King Camp Rd. further described as 294.97' S. S.W. of Section 22, T18N, R8E, to cross N. 36850 & S. 409<sup>th</sup> W. Ave approximately 0.11 miles S. of the intersection of S. 409<sup>th</sup> W. Ave & W. 91<sup>st</sup> St. S. further described as 2696.54' W. S.W. of Section 22, T18N, R8E, to cross S. 417<sup>th</sup> W. Ave approximately 0.22 miles S. of the intersection of S. 417<sup>th</sup> W. Ave & W. 91<sup>st</sup> St. S. further described as 1145.74' S. of Section 22, T18N, R8E, to cross S. 433<sup>rd</sup> W. Ave approximately 0.47 miles N. of the intersection of S. 433<sup>rd</sup> W. Ave & W. 101<sup>st</sup> St. S. further described as 2475.22' N. of Section 21, T18N, R8E, to cross W. 61<sup>st</sup> St. approximately 0.07 miles N.W. of the intersection of W. 61<sup>st</sup> St. S. & Frankoma Rd. further described as 399.17' E. of Section 31, T19N, R12E, to cross S. 97<sup>th</sup> W. Ave approximately 0.48 miles S. of the intersection of S. 97<sup>th</sup> W. Ave & W. 61<sup>st</sup> St. further described as 2760.66' N. of Section 1, T18N, R11E, to cross S. 129<sup>th</sup> W. Ave approximately 0.23 miles N. of the intersection of S. 129<sup>th</sup> W. Ave & W. 71<sup>st</sup> St. S. further described as 1234.21' N. of Section 4, T18N, R11E, to cross S. 145<sup>th</sup> W. Ave approximately 0.01 miles N of the intersection of S. 145<sup>th</sup> W. Ave & W. 71<sup>st</sup> S. further described as 364.23' N. of Section 5, T18N, R11E, to cross W. 71<sup>st</sup> St. S. approximately 0.02 miles W. of the intersection of W. 71<sup>st</sup> St. S. & S. 145<sup>th</sup> W. Ave further described as 114.13 miles W. of Section 8, T18N, R11E, to cross S. 161<sup>st</sup> W. Ave approximately 0.15 miles S. of the intersection of S. 161<sup>st</sup> W. Ave & W. 71<sup>st</sup> St. S. further described as 852.36' S. of Section 7, T18N, R11E, to cross W. 116<sup>th</sup> St. approximately 0.02 miles N.W. of the intersection of W. 116<sup>th</sup> St. & W. 121<sup>st</sup> St. S. further described as 2541.44' S. S.E. of Section 36, T18N, R7E, to cross S. 513<sup>th</sup> W. Ave approximately 0.12 miles N. of the intersection of S. 513<sup>th</sup> W. Ave & W. 121<sup>st</sup> St. S. further described as 2267.31' E. N.E. of Section 35, T18N, R7E, to cross D 07170 & W. 131<sup>st</sup> St. approximately 0.10 miles S.E. of the intersection of State HWY 16 & D 0720 Rd. further described as 1224.50' N. N.E. corner of Section 4, T17N, R7E, to cross W. 131<sup>st</sup> St. S. approximately 0.22 miles S.E. of the intersection of W. 131<sup>st</sup> St. S. & Old Shamrock HWY further described as W. S.W. of Section 7, T17N, R7E, to cross N. 35930 & Old Shamrock HWY approximately 0.14 miles S. of the intersection of Old Shamrock HWY & E. 0720 Rd. further described as 2686.95' W. S.W. of Section 7, T17N, R7E, to cross W. 71<sup>st</sup> St. S. approximately 0.61 miles W. of the intersection of W. 71<sup>st</sup> St. S. & S. 161<sup>st</sup> W. Ave further described as 440.81' W. of section 7, T18N, R11E, to cross 177<sup>th</sup> W. Ave approximately 0.97 miles W. of the intersection of W. 71<sup>st</sup> S. & S. 161<sup>st</sup> W. Ave further described as 175' E. N.E. of Section 6, T18N, R11E, to cross W. 71<sup>st</sup> St. S. approximately 0.98 miles N. of the intersection of W. 71<sup>st</sup> ST. & W. 81<sup>st</sup> St. S. further described as 146.97' E. S.E. of Section 12, T16N, R10E, to cross S. 193<sup>rd</sup> W. Ave approximately 0.02 miles S. of the intersection of S. 193<sup>rd</sup> W. Ave & W. 71<sup>st</sup> St. S. further described as 116.12' S. of Section 12, T18N, 10E all in District #2. Warner stated the previous permits have expired and they are needing to renew. There will be an agreement and Bond placed between the County and Cushing Connect to make sure they repair damages caused by pipeline installation to our roads. We want to make them hold up to their responsibility of the damages they cause. We didn't do this in the past and our roads show the damage it has caused. This is also the first of two pipelines that will be going through Creek County. Dana Logsdon, Deputy Commissioner and Mortazavi asked that the Board request at least three copies of permits and maps to be submitted by each requestor for permits. We are having to copy the permits and maps. Mortazavi stated I do not have a colored printer and the maps copied are not really legible. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #18:** Motion was made by Stephens and seconded by Warner to sign **Resolution#2021-77** directing the Creek County Treasurer to credit the Creek County General Government Maintenance and Operations Fund 001-1-2000-2005/R2

with funds from the Creek County Court Clerk's Office Fund for reimbursement of utility payments, in the amount of \$1,102.30, as per 62 O.S. § 335, and procedures implemented by the State Auditor's Office. Vote as follows: Stephens - Aye, Warner - Aye.

**Item #19: DISCUSSION ONLY/NO ACTION** regarding the American Recovery Plan 2021 funds directed to Creek County by the federal government. Andrew Goforth gave the Board a brief update on the last webinar about sewer/water. NACCO and the U.S. Treasury has been putting on a weekly webinar for updates and questions to be submitted and answered. The work group has been meeting weekly, discussing the webinar topics. We are working on preparing an application for the ARP requests. We are just waiting on the final ruling to be published. It will probably be the end of next month before we have a defiant process and rules.

**Public Comment: NONE**

**Adjournment:** Motion was made by Stephens and seconded by Warner at 10:21 a.m. to adjourn and meet again 6-28-21. Vote as follows: Stephens - Aye, Warner - Aye.