

July 26, 2021

The Board of County Commissioners of Creek County (BOCC) met in Regular Session on Monday, July 26, 2021 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, Roger Smith 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 Smith to approve the minutes of July 19, 2021. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #5: Motion was made by Warner and seconded by Smith to approve Transfers \$8,135.38 from 7205-1-1900-2005 Law Library Law Library FY2020-2021 to 7205-1-1900-2005 Law Library Law Library FY2022; \$100,000.00 from 001-1-2000-4110 Gen Gov't Cap Outlay Commissioners and \$200,000.00 from 001-1-2300-1222 Gen Gov't Insurance Commissioners FY2020-2021 to 001-1-2000-2005 Gen Gov't M&O Commissioners FY2022; \$6,837.96 from 1103-6-4000-4030 CBI-ALL Commissioners FY2020-2021 to 1103-6-4100-4030 CBI-D1 HWY \$2,279.32, 1103-6-4200-4030 CBI-D2 HWY \$2,279.32 and 1103-6-4300-4030 CBI-D3 HWY \$2,279.32 FY2022; Contracts from Kellpro for District #2 and Standley Systems LLC for Commissioners; Blanket Purchase Orders #741 - 790; Purchase Orders # 2020-2021 General EQUIP/SUPPLIES/ETC 6150 G T DISTRIBUTORS 1010.80; K-9 CARE 5642 RAY ALLEN MANUFACTURING 2210.81; PROFESSIONAL SERVICES 6530 INCOG 5000.00; RECYCLE SERVICE 3878 SHOW INC. 35.00; SERVICE 6533 Elder Water Consulting Inc 165.00; SERVICE AGREEMENT 2787 XEROX CORP 55.00; UNIFORM 6407 BAYSINGERS UNIFORMS AND EQUIPMENT 73.24; UNIFORM & ACCESSORIES 6559 BAYSINGERS UNIFORMS AND EQUIPMENT 31.74; UTILITY 6515 A T & T MOBILITY 101.67; 6516 A T & T MOBILITY 76.45; Health MEDICAL 5330 XPRESS WELLNESS URGENT CARE 55.00; Highway SERVICES 6268 TotalSIR 36.50; UTILITY 6514 A T & T MOBILITY 53.39; Hwy-ST PARTS AND SUPPLIES 5167 TULSA COUNTY HIGHWAY CONSTRUCTION SIGNS 129.80; PARTS, SUPPLIES, LABOR 5168 WARREN CAT 2983.87; SIGNS 6608 ROADS SAFE 350.00; Jail-ST EQUIPMENT/INSTALLATION 6588 CASTLECOM LLC 87.17; RENTAL 6140 ECOLAB 144.95; SUPPLIES/JAIL 6377 CHARM TEX 609.60; Juv Dent-ST JUVENILE DETENTION 6235 SHADES OF GLASS 2688.00; Resale FUEL 20 COMDATA INC 20.16; 5214 COMDATA INC 504.25; SERVICE 5211 A T & T 41.23; WORK COMP PREMIUM 4141 CREEK COUNTY COMMISSIONERS 414.14; SH Svc Fee SUPPLIES 6541 GOBOB PIPE & STEEL SALES LLC 775.66; 2021-2022 911 Phone PHONE & INTERNET SERVICES 724 A T & T 375.11; UTILITY 631 A T & T 2235.96; WORK COMP PREMIUM 713 CREEK CO COMMISSIONERS 70.89; Crt Payroll WORK COMP PREMIUM 720 CREEK COUNTY COMMISSIONERS 157.85; Drug Court SALARY 638 DISTRICT ATTORNEYS COUNCIL #24 37000.00; Fair Board UTILITIES 687 O N G 109.24; General AIR FRESHENERS 334 Simply Scentsational 32.00; ANNUAL FEE 248 BROOKS JEFFREY MARKETING INC 2750.00; BATTERIES 630 Amazon Capital Services 209.00; CCSO VEHICLE REPAIRS 632 Midtown Auto & Diesel Repair Inc 957.97; CELL PHONE ACCESSORIES 697 Amazon Capital Services 13.95; Dog food 502 K9 UNLIMITED 230.72; LEASE PYMT 449 CREEK CO HOME FINANCE AUTH 2100.00; MAINTENANCE AGREEMENT 256 XEROX BUSINESS SOLUTIONS SOUTHWEST 50.00; MAINTENANCE CONTRACT 689 OTIS ELEVATOR COMPANY 2763.60; OFFICE SUPPLIES 468 Amazon Capital Services 18.12; 705 MERRIFIELD OFFICE SUPPLIES 124.28; PARTS & SUPPLIES 589 THE POOL STORE 122.85; PEST CONTROL 254 EMCO TERMITE & PEST CONTROL INC 35.00; 339 EMCO TERMITE & PEST CONTROL INC 15.00; PLUMBING SERVICES 548 WOOTEN PLUMBING AND UTILITIES LLC 1161.00; PROFESSIONAL SERVICES 125 Standley Systems 81.00; Salary/Benefits 280 OSU CO-OP EXT SERVICE 13333.33; SERVICE 274PATRIOT SECURITY SYSTEMS INC 15.00; 279 A-1 REFUSE 18.00; SUPPLIES AND SERVICE 105 Simply Scentsational 154.00; Utilities 688 CITY OF SAPULPA 137.40; UTILITY 576 O N G 553.06; 590 EAST CENTRAL ELECTRIC COOP 341.00; 591 EAST CENTRAL ELECTRIC COOP 386.00; 709 O N G 127.42; Health LEASE 297 DOTCOM LEASING LLC 445.00; Supplies 301 MERRIFIELD OFFICE SUPPLIES 198.43; Highway EQUIPMENT 696 P&K EQUIPMENT 7000.00; LODGING 439 best western plus 288.00; PAYMENT 90 SNB BANK 1476.23; 155 SNB BANK 1556.98; QUARTERLY CONTRIBUTIONS 485 OKLA EMPLOYMENT SEC COMM 900.96; Reimbursement 581 COPELAND, CASEY 75.00; SERVICE CONTRACT 97EMCO TERMITE & PEST CONTROL INC 65.00; SOFTWARE 31 KELLPRO COMPUTER SOLUTIONS 2879.00; SUPPLIES 223 CINTAS CORPORATION NO 2 384.98; Utilities 37 O G & E 656.65; 239 A T & T MOBILITY 269.52; Hwy-ST Parts & Labor 493 WARREN CAT 1626.97; PARTS & SUPPLIES 150 DIRECT DISCOUNT TIRE 2865.67; ROAD MATERIALS 178 ANCHOR STONE COMPANY 1090.98; SIGNAL LIGHT 189 SIGNALTEK 30.00; TRUCK RENTAL 240 A+ Truck Rental 500.00; UTILITY 67 A T & T 247.33; Jail-ST Laundry Service 445 ECOLAB 469.50; PEST CONTROL 121 SILVER BULLET PEST SERVICES INC 110.00; UTILITIES ELECTRIC SERVICE 627 O G & E 93.23; 633 O G & E 5970.54; 635 O G & E 70.34; UTILITIES GAS SERVICES 640 O N G 226.90; UTILITIES WATER 626 CITY OF SAPULPA 2277.06; WORK COMP PREMIUM 708 CREEK CO COMMISSIONERS 9751.40; Juv Dent-ST JUVENILE DETENTION 636 MERRIFIELD OFFICE SUPPLIES 279.30; PLUMBING SERVICES 641 CREEK ENVIRONMENTAL SOLUTIONS LLC 885.00; UTILITIES ELECTRIC SERVICE 637 O G & E 2302.04; WORK COMP PREMIUM 707 CREEK CO COMMISSIONERS 5023.60; Law Library LAW LIBRARY REMITTANCE 1 LAW LIBRARY REV FUND 8135.38; Planning/Zoning SERVICE 205 Standley Systems 143.10; Resale POSTAGE 598 UNITED STATES POSTAL SERVICE 50000.00; TRAVEL 349 ENGLE, DON 86.24; Safe Oklahoma - AG WORK COMP PREMIUM 710 CREEK CO COMMISSIONERS 33.71; SH Commissary Commissary 132 TIGER CORRECTIONAL 1279.43; SH Svc Fee FOOD FOR INMATES 106 TIGER CORRECTIONAL 9957.93; MEDICAL SERVICES/JAIL 46 Turn Key Health Clinics LLC 30170.35; WORK COMP PREMIUM 706 CREEK CO COMMISSIONERS 92.45 . Vote as follows: Stephens - Aye, Warner - Aye, Smith - 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 Warner and Smith to sign **Resolution#2021-101** rezoning request CCZ-2041-Candace Pitts per recommendations of CCPC. Rezoning from Agricultural District to Residential Manufactured Home District to allow manufactured home. Tract contains one lot and will meet all requirements for residential and manufactured districts. Applicant not present. We have received a few calls expressing the possible decline in home values. Property located at Pleasant Acres Blk 1, Lot 5, on Woodland Road, Mannford, OK.-Wendy Murray Planner. The CCPC recommended approval on 7/20/21, along with the Planning Office. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #8: Motion was made Stephens and seconded by Warner to sign **Resolution#2021-102** rezoning request CCZ-2043-America Capital Investments per recommendations of CCPC and the primary entrance is to be off of HWY 48 to be completed within six months of the date of this Resolution. Rezoning from Agricultural District to Industrial District to allow industrial use. Tract contains 34.63 acres more or less. Tract will meet all requirements. There

are similar tracts in the area. Applicant is present. There has been concerns with the current entrance being through a residential housing addition. Applicant has stated he needs three to four months to complete entrance off of HWY 48. Also, the cemetery to the North of property was a concern, Murray stated the applicant stated that portion is unusable. The Board discussed the entrance, what type of equipment will be traveling on roads. Our roads are not built for heavy equipment and traffic, Applicant stated he is aware and that is why we are working on the HWY 48 being main entrance. Applicant briefly spoke of the business that will be performed on property; we are a staging facility that builds tanks like the ones you see at Holly Refinery. The Board encouraged applicant to communicate with the neighbor's and keeping them updated with progress. Murray stated that the Applicant will go before the Board of Adjustments on 8/17/21, for a special exception for a fabrication and welding facility to be located on property. Property located at 2051 S. HWY 48, Mannford, OK.-Wendy Murray Planner. The CCPC recommended approval on 7/20/21, along with the Planning Office.

Item #9: Motion was made by Stephens and seconded by Warner to sign **Resolution#2021-103** rezoning request CCZ-2044 and lot split CCLS-2761-Steven Dugan per recommendations of CCPC. Rezoning Tract A to allow lot-split, Tract A containing 1.78 acres more or less. Tract B to be tied to Tract C containing 3.7 acres more or less and remaining Agriculture. Property located at 8047 W. 133rd St. S. Sapulpa, OK.-Wendy Murray Planner. Murray stated this is not creating more lot splits on subject property, this was approved back in 2011 with a variance and lot split, along with a private road. The family has owned the property for more than forty years and the father is just giving more land to son. The Board discussed that they didn't feel like it needed to go back before the BOA, since it has already gone before them. The CCPC recommended approval on 7/20/21. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #10: DISCUSSION ONLY/NO ACTION to consider approving the County Treasurer's request to invest the funds from the American Recovery Plan Act 2021 grant funds to be placed into twelve equal Certificate of Deposits, then allowing them to come to maturity in a different month. The Board stated we are not ready to proceed on this item, once we are this item will be placed back on agenda. We are still waiting on the final rule to be released.

Item #11: Motion was made by Warner and seconded by Smith to sign Creek County Treasurer's Financial Statement for fiscal year 2021. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #12: Motion was made by Warner and seconded by Smith to sign first addendum to lease purchase agreement between SNB Bank and Creek County District #2, on John Deere Compact Track Loader trading a 2019 John Deere 333G Compact Track Loader VIN#1T0333GMHKF359533 for a 2021 John Deere 333G Compact Track Loader VIN#1T0333GMJMF398246. Warner stated this is just updating SNB information on trade-in. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #13: DISCUSSION ONLY/NO ACTION to consider signing contract for 2nd Option to Renew between the State of Oklahoma Office of Juvenile Affairs and Creek County Commissioners for detention transportation for the period of July 1, 2021 through June 30, 2022. Andrew Goforth, Assistant District Attorney and Bret Bowling, Sheriff stated this needs to be passed a week to review which OJA contract is being renewed.

Item #14: Motion was made by Smith and seconded by Warner to sign stockpile lease between Highway District #3 and Jimmey and Carolyn Grant in the SW/4 of the NW/4 of Section 27, T15N, R7E in the amount of \$10.00 per month. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #15: Motion was made by Warner and seconded by Smith to sign **Resolution#2021-104** surplussing two Watch Guard Vista HD WIFI worn cameras to be returned and replaced under warranty INV#945 and INV#950, SN#WFC1-103231 and SN#WFC-1-103228 and **Resolution#2021-104A** disposing of the same to be trade-in under warranty and then be sent two new ones in exchange. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #16: Motion was made by Stephens and seconded by Warner to approve Utility Permit from FiberLink LLC per County Specs for fiber optic cable by boring, size of line $\frac{3}{4}$ "", size of casing 1 $\frac{1}{2}$ " HDPE, to cross S. Hickory Street & 16530 S. Hickory St. approximately 450' S. of Hickory Street and W. 165th St. S. further described as 2430' S. of the N.E. corner of Section 27, T17N, 11E in District #1. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #17: Motion was made by Stephens and seconded by Warner to approve Utility Permit from Oklahoma Natural Gas Company per County Spec's for natural gas pipeline by boring, size of line $\frac{3}{4}$ " HDPE, to cross W. 171st St. S. approximately 1.99 miles S. and 3.08 miles W. of US-75 ALT & SH-67, further described as 413' E. of the N.W. corner of Section 35, T17N, R11E and the S.W. corner of Section 26, T17N, R11E in District #1. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #18: Motion was made by Smith and seconded by Warner to approve Utility Permit from Oklahoma Natural Gas Company per County Spec's for natural gas pipeline by boring, size of line $\frac{3}{4}$ "", to cross Westland Dr. approximately 0.28 miles S. and 0.34 miles W. of SH-66 & SH-117 further described as 125' N. of the S.W. corner of Section 33, T18N, R11E in District #3. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.

Item #19: Motion was made by Warner and seconded by Smith to approve amendment of the Creek County Zoning Regulations including Subdivision regulations to be published in local newspapers. Wendy Murray, Planner asked if the Board has reviewed the proposed changes, the Board stated yes. Stephens asked if Murray would briefly discuss the possible changes for the public. Murray reviewed the following proposed changes: lot-split updating language on not more than 3 lot splits; Tracts of land under 10 acres waiting for 1 year, before any others can be divided; new definitions of medical marijuana dispensary, marijuana processing, and commercial grown, storage facilities, butcher shops, building lines, light residential square footage and not more than two inoperable vehicles within a subdivision were also briefly discussed. Stephens had discussion with Elizabeth on the marijuana being more transparent for all neighbors to know what is happening. The laws are very vague and we would like to have more transparency for the public. Goforth stated this is not approving the changes, yet this is just giving the Planning Office the direction to publish proposed changes for statutory time period, and then it will come back before the Boards to approve amendments.

Item #20: DISCUSSION ONLY/NO ACTION on Highway Employees Salary Scale. Stephens spoke to the Board; you have Labor 1 and Operator 2 with the same pay scale. Usually, Operator 1 has a CDL and normally your Operator 1 is the mechanic and welder as well, this would move Operator 1 to that pay. I would like Operator 2 to have increase of pay moving it to Operator 1 pay, bringing everything into compliance. If an employee has a CDL, they deserve a little more pay. Stephens stated that the other two Commissioners would want to review this and see how it may affect their departments. Commissioner Warner and Smith agreed, this will be back on next week for discussion.

Item #21: DISCUSSION ONLY/NO ACTION regarding the American Recovery Plan Act 2021 funds directed to Creek County by the federal government. Goforth stated we are still waiting on the final ruling. The Board discussed looking at how much they would like to put into each category allowed. Warner stated we still need to create that amount, create a plan and wait for the final input from other departments as well. The State Auditor's presentation was briefly discussed. Stephens asked that Goforth reach out to ACCO to create an open communication on the legal process that some counties may not have the ability to have. Goforth stated this has already been done through Carol Dillingham, Cleveland County District Attorney.

Public Comment: NONE

Adjournment: Motion was made by Stephens and seconded by Warner at 10:10 a.m. to adjourn and meet again 8-2-21. Vote as follows: Stephens - Aye, Warner - Aye, Smith - Aye.