

**February 27, 2023**

The Board of County Commissioners of Creek County (BOCC) met in Regular Session on Monday, February 27, 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 February 21, 2023. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #5:** Motion was made by Warner and seconded by Whitehouse to approve Contract from Eagleview for the Commissioners and Relation Insurance Services for the Commissioners; Blanket Purchase Orders #4846 - 4944; Purchase Orders # 2022-2023 911 Phone ACCESS FEES 4806 OK COMMUNICATIONS SYSTEMS 221.44; Dispatch office supplies 4584 Amazon Capital Services 266.19; FEES 4172 OKLA DEPT OF PUBLIC SAFETY 575.00; UTILITY 4795 A T & T 1855.96; 4797 A T & T 46.04; ARPA 2021 CONSTRUCTION 3066 Construction Enterprises Incorporated 74079.76; CBRI BRIDGE MATERIALS 3539 Leo Hicks Creosoting Co 13200.00; CULVERT/ PIPE 4528 FENSCO INC 3938.40; General null 494 CASTLECOM LLC 6534.00; AIR FRESHENERS 4415 Simply Scentsational 36.00; BATTERIES 4465 Amazon Capital Services 328.95; BOCC MINUTES 1587 SAPULPA DAILY HERALD 475.65; 3372 SAPULPA DAILY HERALD 0.00; 4655 SAPULPA DAILY HERALD 245.55; BOTTLED WATER 2481 FIZZ-O WATER COMPANY 26.85; CCSO VEHICLE REPAIRS 4711 Midtown Auto & Diesel Repair Inc 658.12; 4802 Midtown Auto & Diesel Repair Inc 850.65; CONTRACT SERVICES 3654 OSU CO-OP EXT SERVICE 13333.33; COPIER CHARGES 3747 Standley Systems 198.04; First Aid Supplies 3504 CINTAS CORPORATION NO 2 16.35; HANDCUFFS 4684 DAVE'S KNIVES 993.00; Labor & Materials 288 CASTLECOM LLC 988.70; Law Books & Services 3382 Thompson Reuters- West 375.95; MAINTENANCE AGREEMENT 3661 XEROX BUSINESS SOLUTIONS SOUTHWEST 50.00; OFFICE SUPPLIES 4669 MERRIFIELD OFFICE SUPPLIES 141.18; Professional Service 4819 EMCO TERMITE & PEST CONTROL INC 350.00; SERVICE 3670 U S Cellular 63.97; 4419 AMERICAN WASTE CONTROL INC 196.00; 4793 Tulsa Connect 15.00; Supplies 4686 MERRIFIELD OFFICE SUPPLIES 85.98; 4709 MERRIFIELD OFFICE SUPPLIES 248.03; SUPPLIES 4661 Amazon Capital Services 38.77; TIRES/REPAIRS/DEPUTY CARS 4064 BRISTOW TIRE & AUTO SERVICE 47.60; 4617 BRISTOW TIRE & AUTO SERVICE 145.00; UTILITY 4168 ATLINK SERVICES LLC 225.00; 4171 A T & T MOBILITY 82.22; 4182 A T & T MOBILITY 151.72; 4791 O N G 238.60; 4820 O N G 228.42; 4833 COX BUSINESS 37.22; 4834 O G & E 202.89; WATER 4796 FIZZ-O WATER COMPANY 50.70; WINDSHIELD 4539 Midtown Auto & Diesel Repair Inc 326.00; Health SERVICE 3688 Vital Records Control 98.06; Supplies 2867 Amazon Capital Services 8.99; 4502 MERRIFIELD OFFICE SUPPLIES 499.14; TRAVEL 2790 Givings, Samantha 83.84; UTILITIES 2829 CITY OF SAPULPA 160.97; 3396 O N G 261.52; Highway DRUG SCREENING 2091 GLOBAL 7 TESTING SOLUTIONS OKLAHOMA, LLC 165.00; Fuel 4696 FROST OIL COMPANY 880.00; OFFICE SUPPLIES 2610 UNIFIRST FIRST AID & SAFETY 278.28; PAYMENT 4332 SNB BANK 1556.98; Repairs 4619 Dobbs Dozer Service 3550.00; SERVICE 4682 FREEDOM USED OIL LLC 150.00; SERVICE CONTRACT 3949 EMCO TERMITE & PEST CONTROL INC 70.00; SUPPLIES 4318 CINTAS CORPORATION NO 2 399.02; 4707 CROWN PRODUCTS INC 20.42; Utilities 3952 A T & T MOBILITY 266.05; 4355 O G & E 627.88; 4396 O G & E 262.45; UTILITY 4352 O N G 634.10; 4363 A T & T 241.08; 4394 A T & T MOBILITY 58.99; WATER BILL 3947 CREEK CO RURAL WATER D#2 58.05; Hwy-ST EQUIPMENT 4433 SOUTHWEST TRAILERS & EQUIPMENT 410.24; HAULING 4608 MIKE WOFFORD TRUCKING & GRADING LLC 15780.39; Parts & Labor 4531 MCH Kenworth-Tulsa 3801.84; PARTS & REPAIR 3179 P&K EQUIPMENT 1018.02; PARTS & SUPPLIES 3959 BATTERY OUTFITTERS, INC 117.79; 4056 Harbor Freight Tools 549.63; 4629 MANNFORD LAWN AND GARDEN 190.23; ROAD MATERIAL 4370 MIKE WOFFORD TRUCKING & GRADING LLC 9314.16; Jail-ST BENCH 3555 JEFF JONES WELDING 1500.00; DOOR MAINTENANCE 4809 NOVALCO INC 284.00; ELEC HOOKUP INSTALLATION 4689 A & M ELECTRIC INC 891.20; GATE 4704 OKLAHOMA WHOLESALE OVERHEAD DOORS LLC 200.00; Generator 4524 EMERGENCY POWER SYSTEMS, INC 1558.54; 4562 EMERGENCY POWER SYSTEMS, INC 171.64; JAIL MAINTENANCE SUPPLIES 4687 WESTLAKE ACE HARDWARE OK-020 34.19; 4688 WESTLAKE ACE HARDWARE OK-020 124.15; 4822 WESTLAKE ACE HARDWARE OK-020 56.92; PLUMBING SERVICES 4811 JEFF JONES WELDING 125.00; Tires 4816 BRISTOW TIRE & AUTO SERVICE 556.16; UTILITIES GAS SERVICES 4789 O N G 355.59; Juv Dent-ST AIR CONDITIONER 4699 AIRCO SERVICE INC 604.80; ANNUAL INSPECTION 375 EMERGENCY POWER SYSTEMS, INC 1145.12; CCJ PLUMBING SERVICES 3521 CREEK ENVIRONMENTAL SOLUTIONS LLC 1645.00; FOOD 4769 SYSCO FOODS 1727.52; PHONE & INTERNET SERVICES 4823 A T & T 792.37; UTILITIES GAS SERVICES 4821 O N G 1975.88; Planning/Zoning POSTAGE 2943 QUADIENT FINANCE USA INC 500.00; SUPPLIES 4813 MERRIFIELD OFFICE SUPPLIES 324.96; Resale Supplies 4599 WACOM SYSTEMS 186.00; 4804 MERRIFIELD OFFICE SUPPLIES 72.46; SH Commissary Commissary 4344 TIGER CORRECTIONAL 3860.27; SH Svc Fee ATTORNEY FEES 3088 RICHARDS & CONNOR PLLP 3585.32; AWARDS 4712 SOUTHWEST TULSA TROPHY 369.70; FOOD FOR INMATES 4175 TIGER CORRECTIONAL 12509.70; MEDICAL SERVICES/JAIL 3639 Turn Key Health Clinics LLC 31678.87. 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 sign **Resolution#2023-18** to establish a C-PACE Program and approve the INCOG Agreement for program. Nancy Graham, INCOG Representative presented the Board with information on the program. Counties and either opt in or opt out of the for benefits to allow developers and commercial property owners to consider a low interest, long-term financing for program eligible capital improvements. The financing is secured as a special assessment lien on the property's land record. The county benefits from the assessment and it is paid through the C-Pace lender with property tax intervals over the average useful lifetime of the improvements, typically fifteen years or longer. This program has been utilized by Tulsa and Oklahoma County, with projects that have been completed and benefit the area. Graham gave some examples like improving building, making the company more energy efficient, improving lighting, HVAC Systems and some renewable energy upgrades. INCOG would oversee the program and charge a 1.25% fee at the time of closing. We will work with the approved applicants providing them with a list of lenders to shop the market. There have been sixteen projects to date examples Sinclair Building, Tulsa Boys home Downtown and a medical complex on HWY 169. Stephens asked if the county participates does this then give all the town and cities access to this program, as well, Graham stated yes. The approval process was discussed and approved. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #8:** Motion was made by Warner and seconded by Whitehouse to let for **Bid#23-14 Used Firefighting Pumper Engine for Olive Volunteer Fire Department** to be opened on 3-13-23. Jason Dobson, Olive VFD Representative stated that this engine will be for fire station #2. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #9:** Motion was made by Stephens and seconded by Whitehouse to award contract to replace the overhead doors at the Bristow Fire Department per recommendations to Tulsa Overhead Door LLC for \$43,096.00, as the lowest bidder has contractor supply issues and cannot supply factory door for project. Quotes submitted by Tulsa Overhead Door LLC \$43,096.00, Elite Door Services \$25,917.08, and Sapulpa Garage Doors \$45,527.48. Charles Conkling briefly spoke about the fire tax benefits that the fire departments have received and how that has impacted their departments. Conkling reviewed the bids with the Board, the lowest bidder's price is not clear, as there are additional costs for taking the doors apart and painting them to the color specified, as well as removing the windows and placing them back. I think that there could be additional issues once they are put back together and it will cost more in the long run. Also, the vendor does not have a wide range of supply contractors to get the specified color and the delivery time is longer. We are wanting to go back to the original doors for the station, Tulsa Overhead Door has more vendors to choose from and can get the red color as specified and in a quicker time frame. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #10:** Motion was made by Whitehouse and seconded by Warner to approve right-of-way improvement project 30474(04); CIRB-219C(XXX)RB; Creek County, Parcels 1, 2.1, 3 and 3.1, to acquire land and improvements offer of \$3,840.00, \$500.00, and \$1,080.00 for damages. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #11:** Motion was made by Warner and seconded by Whitehouse to sign Memorandum of Understanding with Flock Group, Inc software. for license plate detection. Bret Bowling, Sheriff stated this will be used as a trial basis to see if we can utilize the program for a period of 90 days. Tulsa County, Broken Arrow and some other surrounding communities are utilizing this program as well. This would help assist with Silver Alerts, Amber Alerts and stolen vehicles and over help catch bad guys. The reader information will not be used for traffic purposes. Warner stated that this is not to be a big brother spy tool and will be utilized for good intentions only. Bowling stated yes. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #12:** Motion was made by Stephens and seconded by Whitehouse to sign **Resolution#2023-19** choosing Kellogg Engineering Inc. as engineering selection for Creek County District #1, 36110, Bridge 191, N3800, unnamed creek on Slick Rd, south of 233<sup>rd</sup> St. Stephens stated that himself, Selsor, McCleery participated in the phone call selection process. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #13:** Motion was made Warner and seconded by Whitehouse to sign **Resolution#2023-21** establishing an account for the Mental Health Court Program Fund (aka Anna McBride) personal services account, 7207-1-0100-1110 and maintenance and operations account 7207-1-0100-2005, and to direct the Creek County Treasurer to deposit funds into the newly established account. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #14:** Motion was made by Warner and seconded by Whitehouse to sign **Resolution#2023-20** adding Requisitioning Officers Kelly Allen and Maryann Hon-Johnson for the Mental Health Court Program Fund (7207-1-0100-1110, 7207-1-0100-2005). Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #15:** Motion was made by Stephens and seconded by Whitehouse to sign **Resolution#2023-20** adding Receiving Officers Kimberly Hight and Andrew Goforth for the Mental Health Court Program Fund (7207-1-0100-1110, 7207-1-0100-2005). Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #16:** Motion was made by Stephens and seconded by Whitehouse to approve Utility Permit from Shrum Excavating Company Inc. per County Standards, as the apply for road crossing, by cut slab, size of line 6", size of casing 12", to cross W. 176<sup>th</sup> St. approximately 50' W. of S. 89<sup>th</sup> W. Avenue in District #2. Stephens stated this was an existing permit, they will be fixing the pipe and filling in the road properly. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #17:** Motion was made by Stephens and seconded by Whitehouse to approve Utility Permit from Creek County Rural Water District #1 per County Specs for water service, by boring, size of line 1", to cross 241<sup>st</sup> approximately .13 miles S. of 241<sup>st</sup> W. Ave & 203<sup>rd</sup> St. S., further described as 2125' S. of the N.E. corner of Section 17, T16N, R10E in District #2. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #18:** Motion was made by Whitehouse and seconded by Warner to approve Utility Permit from Creek County Rural Water District #1 per County Specs for water service, by boring, size of line 1", to cross 141<sup>st</sup> St. S. approximately .21 miles E. of 257<sup>th</sup> W. Ave & 141<sup>st</sup> St. S., further described as

1125' E. of Section 8, T17N, R10E in District #3. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #19:** Motion was made by Warner and seconded by Whitehouse to approve Error Correction in the amount of \$70,000.00 from 1301-1-0800-2005 Use Tax Commissioners FY2022-2023 to 1204-1-1600-2005 Assessor Reval Acct Assessor FY2023 to assist in paying reval expenses from assessing properties by Green County Valuations that was over the amount funded by budget. Haley Anderson, Assessor stated the total outstanding amount is \$126,000.00 and we are short roughly \$70,000.00. This would allow us to finish the fiscal year for visual inspections. Anderson stated the Assessor has utilized this company since 2018 and have had some unforeseen circumstances arise that we are needing additional funding for. Stephens stated that they have put the company on hold as of February 2, 2023. The Board discussed what account to supplement the funds from. Mortazavi and Tandra McClellan discussed options and stated it would not be recommended to deplete the only cash account that they Assessor currently has, also you cannot supplement a cash account into a budgeted account. It was also discussed not to supplement the Reval Account, as this is billed out to all entities and the supplement was not approved in the initial budget. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

**Item #20:** Discussion and possible action regarding the American Recovery Plan 2021 funds directed to Creek County by the federal government.

**(1)** Motion was made to accept **Bid#23-11 West Pump Station Backup Generator for City of Sapulpa** ARPA Project 1566-6.1-74066-4110 and pass for one week to review until 3-6-23 and possibly award. Bid submitted by Crossland Heavy Contractors in the amount of \$463,000.00. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye. **(2)** No Road and Bridge projects at this time.

**Public Comment: NONE**

**Adjournment:** Motion was made by Stephens and seconded by Warner at 10:21 a.m. to adjourn and meet again 3-6-23. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.