

September 09, 2024

The Board of County Commissioners of Creek County (BOCC) met in Regular Session on Monday, September 09, 2024 at 9:00 a.m., date and time duly posted.

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

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

Item #3: Commissioner Warner led the Pledge of Allegiance and Invocation led by Whitehouse.

Item #4: Motion was made by Warner and seconded by Whitehouse to approve the minutes of September 03, 2024. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #5: Motion was made by Whitehouse and seconded by Warner to approve Monthly Appropriations; August Monthly Reports from Assessor, County Clerk, Court Clerk, District Attorney, Election Board, Health Department, Sheriff and Treasurer; Temporary Transfer \$360.00 from 1226-2-0400-2005/SSF2 M&O Sheriff FY2024-2025 to 1229-2-0400-1110 Payroll Sheriff FY2025; Transfer \$12,888.17 from 1321-2-8200-2005 M&O Bristow VFD FY2023-2024 to 1321-2-8200-2005 M&O Bristow VFD FY2025; \$5,000.10 from 1321-2-8200-4110 Capital Outlay Bristow VFD FY2023-2024 to 1321-2-8200-4110 Capital Outlay Bristow VFD FY2025; \$5000.00 from 1321-2-8201-4110 Capital Outlay Depew VFD FY2023-2024 to 1321-2-8201-4110 Capital Outlay Depew VFD FY2025; \$5,000.00 from 1321-2-8202-2005 M&O Drumright VFD FY2023-2024 to 1321-2-8202-2005 M&O Drumright VFD FY2025; \$5,000.00 from 1321-2-8202-4110 Capital Outlay Drumright VFD FY2023-2024 to 1321-2-8202-4110 Capital Outlay Drumright VFD FY2025; \$5,000.00 from 1321-2-8203-2005 M&O Freedom Hill VFD FY2023-2024 to 1321-2-8203-2005 M&O Freedom Hill VFD FY2025; \$5,000.00 from 1321-2-8203-4110 Capital Outlay Freedom Hill VFD FY2023-2024 to 1321-2-8203-4110 Capital Outlay Freedom Hill VFD FY2025; \$5,000.00 from 1321-2-8204-2005 M&O Keifer VFD FY2023-2024 to 1321-2-8204-2005 M&O Keifer VFD FY2025; \$4,475.00 from 1321-2-8204-4110 Capital Outlay Keifer VFD FY2025; \$5,000.00 from 1321-2-8205-2005 M&O Kellyville VFD FY2023-2024 to 1321-2-8204-2005 M&O Kellyville VFD FY2025; \$6,000.00 from 1321-2-8205-4110 Capital Outlay Kellyville VFD FY2023-2025 to 1321-2-8205-4110 Capital Outlay Kellyville VFD FY2025; \$5,000.00 from 1321-2-8206-2005 M&O Mannford VFD FY2023-2024 to 1321-2-8206-2005 M&O Mannford VFD FY2025; \$5,000.00 from 1321-2-8207-2005 M&O Milfay VFD FY2023-2024 to 1321-2-8207-2005 M&O Milfay VFD FY2025; \$5,000.00 from 1321-2-8207-4110 Capital Outlay Milfay VFD FY2023-2024 to 1321-2-8207-4110 Capital Outlay Milfay VFD FY2025; \$5,000.00 from 1321-2-8209-4110 Capital Outlay Oilton VFD FY2023-2024 to 1321-2-8209-4110 Capital Outlay Oilton VFD FY2025; \$7,000.00 from 1321-2-8210-2005 M&O Olive VFD FY2023-2024 to 1321-2-8210-2005 M&O Olive VFD FY2025; \$5,000.00 from 1321-2-8210-4110 Capital Outlay Olive VFD FY2023-2024 to 1321-2-8210-4110 Capital Outlay Olive VFD FY2025; \$5,000.00 from 1321-2-8211-2005 M&O Sapulpa VFD FY2023-2024 to 1321-2-8211-2005 M&O Sapulpa VFD FY2025; \$5,000.00 from Capital Outlay Sapulpa VFD FY2023-2024 to 1321-2-8211-4110 Capital Outlay Sapulpa VFD FY2025; \$5,000.00 from 1321-2-8212-2005 M&O Shamrock VFD FY2023-2024 to 1321-2-8212-2005 M&O Shamrock VFD FY2025; \$5,000.00 from 1321-2-8212-4110 Capital Outlay Shamrock VFD FY2023-2024 to 1321-2-8212-4110 Capital Outlay Shamrock VFD FY2025; \$5,000.00 from 1321-2-8213-2005 M&O Silver City VFD FY2023-2024 to 1321-2-8213-2005 M&O Silver City VFD FY2025; \$5,025.00 from 1321-2-8213-4110 Capital Outlay Silver City VFD FY2023-2024 to 1321-2-8213-4110 Capital Outlay Silver City VFD FY2025; \$7,000.00 from 1321-2-8214-2005 M&O Slick VFD FY2023-2024 to 1321-2-8214-2005 M&O Slick VFD FY2025; \$5,000.00 from 1321-2-8214-4110; Capital Outlay Slick VFD FY2023-2024 to 1321-2-8214-4110 Capital Outlay Slick VFD FY2025; Blanket Purchase Orders #1620 - 1665; Purchase Orders **#2023-2024** ARPA 2021 Infrastructure 5758 BEYTCO INC 38015.96; CBRI ENGINEERING SERVICES 66 GUY ENGINEERING 756.28; General HANDCUFFS 6065 MYCROW CUSTOMS LLC 140.00; SUPPLIES 4079 MERRIFIELD OFFICE SUPPLIES 248.19; Jail-ST PAINT 6536 OK STANDARD STRIPING, LLC 690.00; Resale FUEL 2308 COMDATA INC 140.52; **2024-2025** 911 Phone Utilities 1500 CIMARRON TELEPHONE COMPANY 192.06; 1580 A T & T 1719.12; General AIR FRESHENERS 94 Simply Scentsational 36.00; 997 Simply Scentsational 288.00; BANNERS 1493 MERRIFIELD OFFICE SUPPLIES 210.00; BOTTLED WATER 71 CULLIGAN OF TULSA 31.50; 1312 FIZZ-O WATER COMPANY 33.80; 1582 FIZZ-O WATER COMPANY 44.75; CCSO VEHICLE REPAIRS 970 Midtown Auto & Diesel Repair Inc 193.80; COPIER CONTRACT 31 ADVANCED COPIER SYSTEMS LLC 312.57; ELECTION ASSISTANCE 1528 STEEPLES, KANDY S. 50.00; 1530 NAIFEH, KEVIN 100.61; EQUIPMENT 1496 MERRIFIELD OFFICE SUPPLIES 287.99; 1497 MERRIFIELD OFFICE SUPPLIES 287.99; Fuel 37 COMDATA INC 11542.24; GPS 1583 T-MOBILE USA INC LAW ENFORCEMENT RELATIONS FINANCE 165.00; 1589 T-MOBILE USA INC LAW ENFORCEMENT RELATIONS FINANCE 165.00; LANDSCAPING SERV 1217 THREE AMIGOS LAWN AND LAND SERVICES LLC 625.00; Maintenance 43 WESTLAKE ACE HARDWARE OK-020 54.99; MAINTENANCE AGREEMENT 56 XEROX BUSINESS SOLUTIONS SOUTHWEST 50.00; Network Services 1584 COX BUSINESS 247.30; OFFICE SUPPLIES 1483 MERRIFIELD OFFICE SUPPLIES 669.47; PARTS AND LABOR 39 A & M ELECTRIC INC 613.18; PARTS & SUPPLIES 977 CROW BURLINGAME CO. 167.28; PEST CONTROL 78 EMCO TERMITE & PEST CONTROL INC 35.00; 1241 EMCO TERMITE & PEST CONTROL INC 15.00; PREMIUM AWARDS 1608 CREEK CO FAIRBOARD 14475.00; Professional Service 582 Dirt Road Data 441.00; 748 JD OASIS LLC 12988.00; RENTAL 4 Lampton Welding Supply 27.79; SERVICE 68 COX BUSINESS 373.59; 1114 Verizon Wireless 160.04; 1126 M W PROKLEAN OF OKLAHOMA 320.00; Supplies 1415 SCOVIL & SIDES HARDWARE CO 109.00; Surveillance System 41 GUARDIAN ALLIANCE TECHNOLOGIES INC 60.00; Tolls 2 OTA PIKEPASS CENTER 13.05; TOOLS 1304 MERRIFIELD OFFICE SUPPLIES 99.99; TRAVEL REIMBURSEMENT 87 KEIFFER, JONATHAN R. 111.02; 898 Dawson, Stacey 122.68; 900 MCDOUGAL, STEPHANIE A. 55.14; 901 Myers, Randi 388.38; 902 Toothman, Olivia 162.12; Utilities 1515 COX BUSINESS 114.23; 1516 O G & E 4570.58; 1517 ONE NET 470.00; 1522 ONE NET 640.00; UTILITIES 65 O G & E 367.58; 1606 CREEK CO RURAL WATER D#3 206.00; 1607 O N G 175.11; UTILITIES ELECTRIC SERVICE 1518 O G & E 1507.30; UTILITY 1587 CITY OF BRISTOW 78.19; VEHICLE PARTS 9 ADVANCED AUTO PARTS 24.97; WATER 1576 FIZZ-O

WATER COMPANY 35.80; 1577 FIZZ-O WATER COMPANY 9.00; Health LEASE 525 R.K Black Inc 718.21; SERVICE 508 Metro Security 45.00; 732 HOMETOWN JANITORIAL SERVICES 1450.00; TRAVEL 1329 Talley, Robert 259.89; 1342 DAVIS, SHERRIE D. 247.23; Utilities 493 CITY OF BRISTOW 117.50; 505 Waste Management Of Tulsa 147.63; Highway DIESEL FUEL/GAS 1227 COMDATA INC 663.53; Fuel 1477 EARNHEART CRESCENT LLC 7242.00; OFFICE SUPPLIES 182 MERRIFIELD OFFICE SUPPLIES 58.80; OIL, HYD FLUID & GREASE 1276 QUALITY PETROLEUM INC 3842.50; PAYMENT 735 OTA PIKEPASS CENTER 9.20; Repairs 1159 TULSA NEW HOLLAND 2500.00; SERVICE 1137 A T & T MOBILITY 268.51; 1237 A-1 REFUSE 80.00; Tires 1468 SOUTHERN TIRE MART LLC 531.00; Tolls 126 OTA PIKEPASS CENTER 9.05; TRASH 871 AMERICAN WASTE CONTROL INC 62.00; Utilities 1115 A T & T 753.36; HWY-ST CULVERT/ PIPE 1278 DUB ROSS COMPANY 3525.00; EMULSIONS 164 ERGON A & E INC 447.71; Fuel 237 COMDATA INC 100.86; Parts & Labor 291 P&K EQUIPMENT 415.99; PARTS & SUPPLIES 121 FLEET PRIDE 207.80; 200 CHEROKEE HOSE & SUPPLY INC 196.68; 255 ATWOODS 431.64; 283 NAPA AUTO PARTS 591.37; 975 ATWOODS 482.93; ROAD MATERIALS 266 TED C CARTER TRUCKING LLC 1099.34; SUPPLIES 1487 Amazon Capital Services 389.45; Tires 1463 DIRECT DISCOUNT TIRE 15590.68; Jail-ST Agreement 376 AIRCO SERVICE INC 1870.63; CCJ JAIL SUPPLIES/TOILET PAPER 1509 MERRIFIELD OFFICE SUPPLIES 1232.43; CCJ MAINTENANCE 114 LOCKE SUPPLY 23.68; 1602 WESTLAKE ACE HARDWARE OK-020 249.99; CCJ PLUMBING SERVICES 1196 ASPEN PLUMBING LLC 8950.00; 1511 ASPEN PLUMBING LLC 3200.00; 1601 AIRCO SERVICE INC 99.00; EQUIPMENT LEASE 1139 BRADY INDUSTRIES OF KANSAS LLC 169.95; Fuel 257 COMDATA INC 2249.09; INMATE SUPPLIES 1088 CHARM TEX 1189.00; 1175 CHARM TEX 1388.10; Maintenance 160 ATWOODS 59.95; Network Services 1588 COX BUSINESS 2149.23; OFFICE SUPPLIES 1354 MERRIFIELD OFFICE SUPPLIES 366.60; SERVICE AGREEMENT 351 EMERGENCY POWER SYSTEMS, INC 1115.34; UNIFORM 1427 Print Shop LLC 234.79; UTILITIES WATER 1597 SAPULPA RURAL WATER CO 38.00; 1598 SAPULPA RURAL WATER CO 3908.30; Juv Dent-ST CABLE 1476 DISH NETWORK 128.01; FOOD 230 SYSCO FOODS 973.61; Fuel 304 COMDATA INC 558.05; Generator 338 EMERGENCY POWER SYSTEMS, INC 1473.62; JUVENILE DETENTION 1459 Amazon Capital Services 169.94; 1488 PLASTIC ENGINEERING 262.66; 1600 I CARE AUTO GLASS & PARTS 3962.20; TIRE REPAIRS 175 BRISTOW TIRE & AUTO SERVICE 53.75; TRAINING REGISTRATION 1100 TULSA TECH 375.00; UTILITIES WATER 1592 CITY OF BRISTOW 393.67; Resale AIR FRESHENERS 1004 SCENTS PLUS LLC 64.00; BOTTLED WATER 1012 FIZZ-O WATER COMPANY 16.90; FUEL 1008 COMDATA INC 265.72; IT Support 310 TM CONSULTING INC 60.00; 458 TM CONSULTING INC 1680.00; 1018 TM CONSULTING INC 1635.00; JANITORIAL 1014 Gster Cleaning 750.00; PIKEPASS FEE 318 OTA PIKEPASS CENTER 0.85; Service Call 1301 TM CONSULTING INC 665.00; TAX WARRANT SERVICE 1016 CREEK COUNTY SHERIFF 2250.00; RFD-ST EQUIPMENT 1045 TRIKINTRUX 1070.00; 1046 BTM WIRELESS INC 8517.25; PUBLICATION 1505 SAPULPA DAILY HERALD 36.56; RM&P shipping records 955 CONDUENT IMAGE SOLUTIONS INC 566.68; SH Commissary Commissary 137 BENCHMARK GOVERNMENT SOLUTIONS LLC 8028.65; SH Svc Fee FOOD FOR INMATES 265 BENCHMARK GOVERNMENT SOLUTIONS LLC 32875.44; TRASH SERVICE 1593 AMERICAN WASTE CONTROL INC 93.00. 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 Stephens and seconded by Whitehouse to sign **Resolution#2024-143** setting a Public Hearing on the merits and sending and publishing notice for the same for the county to maintain a road described as S. 25' of the North owners and the N. 25' of the South Owners along W. 163rd St. S. East of S. 97th W. Avenue in District #1 for October 21, 2024. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #8: Motion was made by Stephens and seconded by Warner to allow Sapulpa Main Street to use the Courthouse Parking Lot for the Route 66 Blowout on September 14, 2024. Cindy Lawrence stated they will only need the parking lot this year and will have everything cleared before Monday. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #9: Motion was made by Warner and seconded by Whitehouse to sign Memorandum of Understanding between Muscogee (Creek) Nation and Creek County to designate which roads are to be added to the National Tribal Transportation, Facility Inventory (NTTFI), which the County would still own and maintain as follows W. 71st St. S. 2-miles; S. 488th W. Ave 1.3-miles; W. 91st St. S. 1 4.6-miles; W. 161st St. S. 1 2.7-miles; W. 162nd Rd 1.5-miles; S. 486th W. Ave 4-miles; W. 91st St. S. 2 2-miles; W. 171st St. S. 1 2.7-miles; W. 251st St. S. 4.9-miles; Granvel Rd 5.6-miles; W. 81st St. S. 2.9-miles; W. 71st St. S. 1 4.1 miles; W. 51st St. S. 2.8-miles; N 3630 Rd 3.9-miles; W. 201st St. S. 3.4-miles; S. 533rd W. Ave 1.4-miles; S. 545th W. Ave 7.1-miles; W. 181st St. S. 2.1-miles; S. 505th W. Ave 4.9-miles; W. 171st St. S. 2-miles; W. 61st St. S. 7.5-miles; S. 433rd W. Ave 3-miles; W. 91st St. S. 5.5-miles; W. 81st St S. 2-miles, and W. 201st St. S. 1.2-miles, see map attached. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #10: DISCUSSION ONLY/NO ACTION to open sealed bids for **Exterior Repairs to the Creek County Courthouse Bid#24-23**. Stephens stated that there are no bids, we will have to look at a different avenue. A late bid arrived at 9:08 a.m. from Western Specialty Contractor, the Board did not open and bid will be return to sender. There is no action required on item.

Item #11: Motion was made by Stephens and seconded by Warner to accept **Bid#25-1 3-Month Asphalt and Emulsion** and pass for two weeks until 9-23-24 to review. Bids submitted by Ergon Asphalt & Emulsions, Vance Brothers Inc., Tulsa Asphalt LLC, Wright Asphalt Products, Coastal Energy Corp., Apac-Central Inc., Cowboy Asphalt, Apac-Central Inc., Logan County Asphalt, and Millennial Asphalt. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #12: Motion was made by Stephens and seconded by Whitehouse to accept **Bid#25-2 Lease Purchase of One or More Used Pumper Truck(s) for Drumright Volunteer Fire Department** and pass for one week until 9-16 to review. Bid submitted by Texas Fire Trucks. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #13: Motion was made by Warner and seconded by Whitehouse to award **Project #CJ0190-7/31-24, CJ0190-7/31/24 Kitchen Wash Area Upgrades at the Creek County Justice Center** to Assurance Restoration as it meets the needs to

the work needed to be performed and they are the only one that stated manipulation of our content, in the amount of \$19,482.49. Joe Thompson, Under-Sheriff stated they do not have the staff or manpower to assist with the contents. This was not the lowest bid, but the best one overall. Quotes submitted by McCallum & Sons Drywall and Construction and Moldman Oklahoma. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #14: Motion was made by Warner and seconded by Whitehouse to sign FY2025 RFP Renewal with the Oklahoma Department of Mental Health and Substance Abuse Services, in the amount of \$228,853.00. Thompson stated this is the grant that the Sheriff will be working with TurnKey to assist with Mental Health needs at the Jail. Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #15: Motion was made by Stephens and seconded by Whitehouse to sign **Resolution#2024-144** removing Receiving Officer Glenna Musser and adding Covy Murray for the Creek County Commissioner, General Government and Grant Accounts (CBDG) (CDNG) (1527-2-2700-2010/SR-1) (1566-1-2000-1110; 1566-1-2000-2005; 1566-1-2000-1252; 1566-1-2000-4110; 1566-1-4100-4110; 1566-1-4200-4110; 1566-1-4300-4110; 1566-1-7039-2005; 1566-1-7039-4110; 1566-1-7030-2005; 1566-1-74030-2005; 1566-1-74030-4110; 1566-1-74047-2005; 1566-1-74047-4110; 1566-1-74066-2005; 1566-1-74066-4110; 1566-1-74052-2005; 1566-1-74052-4110/ARPA 2021 Grant) (1570-1-2000-1110; 1570-1-2000-2005; 1570-1-2000-4110/LATCF grant) (Community Development/REAP) (1570-1-2000-1110; 1570-1-2000-2005; 1570-1-2000-2012; 1570-1-2000-4110/LATCF). Vote as follows: Stephens- Aye, Warner - Aye, Whitehouse - Aye.

Item #16: Motion was made by Stephens and seconded by Whitehouse to sign **Resolution#2024-145** directing the Creek County Treasurer to credit the Creek County Election Board's Maintenance and Operations account 0001-1-2200-2005 with funds from Cintas in the amount of \$15.00, as reimbursement, 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 #17: Discussion and possible action regarding the American Recovery Plan 2021 funds directed to Creek County by the federal government. No update at this time. **(1)** No Bridge or Road Projects at this time. **(2)** Motion was made by Stephens and seconded by Whitehouse to approve the use of ARPA Funds for Rave License Renewal for one year, in the amount of \$4,280.00. Project#1566-6.1-0400-2005(2). Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

Public Comment: NONE

Item #18: Motion was made by Stephens and seconded by Whitehouse to Enter into Executive Session at 9:36 a.m. for Consider/Action Re: Discussion and Possible vote to enter into Executive Session pursuant to 25 O.S., Section 307(B)(4) to discuss with counsel all aspects of pending litigation, including upcoming settlement conference in Charla White, f/k/a Long, individually and on behalf of the Estate of Perrish Ni-Cole White v. Bret Bowling, et al., Case No. 22-cv-139-CVE-SH, filed in the Northern District of Oklahoma, on the advice of and at the request of counsel. Public disclosure of these confidential communications would seriously impair the ability of the Board and its attorney to properly process and defend itself in litigation. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

Item #19: DISCUSSION ONLY/NO ACTION Consider/Action Re: Possible Executive Session pursuant to 25 O.S., Section 307(B)(4) to discuss with counsel all aspects of pending litigation, including upcoming settlement conference in Charla White, f/k/a Long, individually and on behalf of the Estate of Perrish Ni-Cole White v. Bret Bowling, et al., Case No. 22-cv-139-CVE-SH, filed in the Northern District of Oklahoma, on the advice of and at the request of counsel. Public disclosure of these confidential communications would seriously impair the ability of the Board and its attorney to properly process and defend itself in litigation.

Item #20: Motion was made by Stephens and seconded by Whitehouse at 10:18 a.m. to come out of Executive Session. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

Item #21: DISCUSSION ONLY/NO ACTION Consider/Action Re: Discussion and possible vote on actions related to pending litigation in Charla White, f/k/a Long, individually and on behalf of the Estate of Perrish Ni-Cole White v. Bret Bowling, et al., Case No. 22-cv-139-CVE-SH, filed in the Northern District of Oklahoma, with counsel.

Public Comment: NONE

Adjournment: Motion was made by Stephens and seconded by Whitehouse at 10:19 a.m. to adjourn and meet again 9-16-24. Vote as follows: Stephens - Aye, Warner - Aye, Whitehouse - Aye.

