

July 17, 2023

The Board of County Commissioners of Osage County met at 10:00 A.M., July 17, 2023 in the OSU Extension Building at Osage County Fairgrounds. Members present were Everett Piper, Steve Talburt and Charlie Cartwright.

Guests present were Stacey Brace-County Clerk HR, Leah Quinton-County Clerk Executive Assistant, Kathryn Chambers-District #1 Executive Assistant, Jerry Roberts-Emergency Management, Cindy Murphy-District #2 Secretary, Robert Smith-Pawhuska Journal Capital, Jerry Butterbaugh-OCIA, Kay Bills-OCIA, Sally Hulse-Treasurer, Gary Upton-Undersheriff, Ashley Kane-ADA, Kay Kelley-E911, Dalton Spence-KPMG Radio, Nona Roach-OCIA, Anthony Hudson-District #1 First Deputy, Michael Gordon-PSO, Taran Jenkins, Johna Kelley, Dean Holt, Jeff Bute, Bud Beatson, Jack Burton, Mike Brace, Kendall Lefore, Aaron Hollowell, Hubert Hallowell, Kevin Harrison, Matt Tumbison, Pat Hailey, David Slack, Stony Cox and Rebecca Cox.

Steve Talburt called the meeting to order.

Everett Piper led the prayer.

Steve Talburt led the flag salute.

Under new business, Sally Hulse stated the motor vehicle taxes are down \$200,000 compared to last month and she is investigating to determine cause. Gary Upton stated he is proposing a Wellness Project for the County for employees to have a gym membership at Osage Nation which would be \$200/year for six employees.

Charlie Cartwright moved to approve and sign minutes for July 10, 2023. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Everett Piper moved to approve blanket purchase orders #240500-#240511. Charlie Cartwright seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to audit and allow purchase orders for payment. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. The following purchase orders were approved for payment 237783 LOWE'S 187.86; 238102 LOWE'S 575.69; 233097 O'REILLY AUTOMOTIVE 171.73; 236760 RICK CLOVIS 303.85; 237479 STANDLEY SYSTEMS 389.32; 237547 FIZZ-O WATER COMPANY 35.80; 237606 FORMBY OIL COMPANY 666.81; 237663 DATASCOUT 13480.00; 237700 B&H Photo 979.74; 237701 STAPLES BUSINESS CREDIT 260.00; 237702 STAPLES BUSINESS CREDIT 904.50; 237704 TRACTOR SUPPLY CREDIT PLAN 464.85; 237706 TRACTOR SUPPLY CREDIT PLAN 1257.48; 237952 THE FAIRFAX CHIEF 120.76; 238150 JOHN WRIGHT ASSOCIATES 1469.99; 238158 MERRIFIELD OFFICE SUPPLY 647.50; 235167 AUTRY TECHNOLOGY CENTER 9.00; 237086 AUTRY TECHNOLOGY CENTER 300.00; 237087 HAMPTON INN 196.00; 237305 RURAL WELLNESS FAIRFAX 228.75; 237671 HOMINY FAMILY HEALTH CENTER 90.00; 237797 AUTRY TECHNOLOGY CENTER 6.00; 236473 OFFICE DEPOT 231.08; 237210 MINUTE MAIDS 795.00; 237300 EVAN SEARCY 821.37; 236093 ERGON ASPHALT & EMULSIONS 15559.19; 236229 OSAGE NATION TASC OFFICE 30.00; 236354 BURBANK MATERIALS 11230.12; 236523 BURBANK MATERIALS 10540.55; 236811 OSAGE NATION TASC OFFICE 30.00; 236842 BURBANK MATERIALS 9471.28; 236958 BISON MATERIALS 208.50; 237046 JJ KELLER & ASSOCIATES 419.22; 237128 NOBEL SYSTEMS 7991.00; 237130 BRIAN ZWANZINGER 100.00; 237200 CANDY CREEK CRUSHER 159.55; 237304 CANDY CREEK CRUSHER 8888.79; 237369 TRACTOR SUPPLY CREDIT PLAN 34.97; 237421 FAIRFAX FEED & RANCH SUPPLY 367.02; 237427 SOUTHWEST TRUCK PART 621.90; 237544 D&H UNITED FUELING SOLUTIONS 2520.24; 237620 DAVIS SANITATION 65.00; 237622 BW SUPPLY COMPANY 165.96; 237648 YELLOWHOUSE MACHINERY 67.43; 237654 TULSA ASPHALT 4349.37; 237768 P&K EQUIPMENT 625.92; 237854 SOUTHWEST TRUCK PARTS 103.83; 237855 PREMIER TRUCK GROUP 676.57; 237862 KEELER EQUIPMENT 60.00; 237978 TULSA ASPHALT 2184.29; 238100 BRUCKNER'S TRUCK SALES 512.37; 238116 P&K EQUIPMENT 409.22; 238118 PREMIER TRUCK GROUP 745.78; 238119 UNITED STATES POSTAL SERVICE 178.00; 238140 BRCE EQUIPMENT SERVICES 4400.00; 238169 ATWOODS HOME-RANCH 146.94; 238170 ATWOODS HOME-RANCH 139.99; 238222 BENSON LUMBER COMPANY 32.99; 236740 CYRACOM INTERNATIONAL 25.00; 237347 AT&T MOBILITY 4654.13; 237351 PUBLIC SERVICE COMPANY OF OKLAHOMA 50.77; 237110 OKLAHOMA TOURISM & RECREATION 512.30; 237960 LEXIS NEXIS RISK SOLUTIONS 200.00; 238115 MERRIFIELD OFFICE SUPPLY 290.00; 238146 MID-WEST PRINTING COMPANY 2045.49; 238175 MERRIFIELD OFFICE SUPPLY 400.44; 236990 JL DANYEUR REFRIGERATION 491.00; 237527 JUDY DAVIS 70.74; 237537 WILSON PEST & LAWN 40.00; 237966 JL DANYEUR REFRIGERATION 688.24; 240080 WINDSTREAM CORPORATION 766.96; 240224 LEAF 293.02; 240322 REDLANDS OFFICE SOLUTIONS 671.81; 240032 AT&T U-VERSE 72.59; 240038 CITY OF PAWHUSKA 428.86; 240061 AT&T MOBILITY 145.32; 240095 KELLPRO 2448.00; 240142 TURN 2 LAWN CARE 750.00; 240245 TK ELEVATOR 1490.19; 240258 TK ELEVATOR 1370.73; 240275 KPOWERNET 200.00; 240278 GRAYBAR FINANCIAL SERVICES 240.35; 240298 TOMO DRUG TESTING 68.00; 240316 MERRIFIELD OFFICE SUPPLY 471.77; 240319 2H REFRIGERATION 245.00; 240320 2H REFRIGERATION 185.00; 240334 AT&T 679.84; 240413 ACCO 4250.00; 240414 STATE AUDITOR & INSPECTOR 5500.00; 240431 AT&T U-VERSE 73.03; 240432 PREFERRED BUSINESS SYSTEMS 45.00; 240433 TOUCHTONE COMMUNICATIONS 21.12; 240289 FORMBY OIL COMPANY 2695.54; 240303 COX BUSINESS 200.00; 240314 C&G OILFIELD EQUIPMENT 55.76; 240315 UNIFIRST 335.38; 240317 O'REILLY AUTOMOTIVE 165.63; 240332 MCCORD RWD #3 20.00; 240333 PONCA CITY UTILITY AUTHORITY 48.25; 240335 PUBLIC SERVICE COMPANY OF OKLAHOMA 27.49; 240336 PUBLIC SERVICE COMPANY OF OKLAHOMA 93.62; 240337 KANOKLA NETWORKS 136.85; 240338 CITY OF PAWHUSKA 693.18; 240340 BRUCKNER'S TRUCK SALES 296.40; 240341 BRUCKNER'S TRUCK SALES 476.17; 240344 O'REILLY AUTOMOTIVE 16.60; 240361 OKLAHOMA DEPARTMENT OF TRANSPORTATION 1777.98; 240362 OKLAHOMA DEPARTMENT OF TRANSPORTATION 1646.85; 240363 AT&T U-VERSE 42.15; 240364 P&K EQUIPMENT 262.32; 240367 DIRECT DISCOUNT TIRE OF STILLWATER 2115.80; 240381 COX BUSINESS 264.36; 240426 AT&T U-VERSE 62.16; 240437

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SUMMIT UTILITIES OKLAHOMA 63.18; 240438 WINDSTREAM CORPORATION 279.42; 240439 TOWN OF FAIRFAX 75.88; 240440 WINDSTREAM CORPORATION 409.40; 240441 CITY OF HOMINY 593.63; 240010 U.S. CELLULAR 937.44; 240111 CITY OF PAWHUSKA 12364.33; 240209 FUELMAN 16635.16; 240377 OKLAHOMA BOARD OF TEST 62.00; 240378 OSBI 14400.00; 240379 BARTLESVILLE PRINT SHOP 341.08; 240466 PHOENIX INSURANCE 53.50; 240467 SECRETARY OF STATE 10.00; 240321 KELLPRO 834.00; 240420 QUADIENT LEASING USA 14609.76; 240242 XEROX CORPORATION 314.61; 240358 MID-WEST PRINTING COMPANY 1796.25; 240359 MID-WEST PRINTING COMPANY 682.50; 240140 VYVE BROADBAND 108.18; 240115 CHERYL A. SHRIVER 1000.00; 240299 SPEARS TRAVEL 1054.88; 240318 OTA PLATEPAY 2.20; 240376 KANSAS TURNPIKE AUTHORITY 20.50; 240263 EXCHANGE BANK 2518.79; 240267 ARVEST EQUIPMENT FINANCE 3115.43; 240369 ARMSTRONG BANK 7286.33; 240370 WELCH STATE BANK 1635.61.

Charlie Cartwright moved to approve and sign Utility Permit #1588 for District #2 submitted by Osage County RWD#15 starting at a point in the NW/4, NE/4 of Section 33, Township 23 North, Range 12 East crossing N Lombard Ln and ending at a point in the NW/4, NE/4 of Section 33, Township 23 North, Range 12 East. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to approve and sign Service Agreement with Guy Engineering for on-call services for Fiscal Year 2023/2024. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26295)

Everett Piper moved to award the low bid from Vulcan Sign for Road Sign Blanks Re-bid (Bid #23-25). Charlie Cartwright seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to open public hearing for request from Hubert Hollowell to open Section Line described as Section Line starting at Section 11, Township 23N, Range 8E of the SE/4, W/2, SE/4, SE/4, SW corner approximately 660'. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Hubert Hollowell approached the Board and stated he owns 20 acres off of the County Road. There has been an access road since the 1980s to access the property, but since Stoney Cox has purchased; Hollowell has not been allowed to use this to access his property. Steve Talburt asked if the two men have tried to come to a resolution rather than opening the Section Line. Hollowell stated he has tried. Talburt inquired why Stoney Cox was not allowing Hollowell access. Stoney Cox stated Hollowell has different access. Cox stated he has the stake and pin survey of his property and believes Hubert Hollowell owns the other property on the Section Line. Hollowell stated he does not own property on the Section Line. Hollowell stated he tried to buy an easement from a landowner; however, the purchase fell through. Cox inquired who sets the regulations for the Section Line. He stated State Statutes reads there would need to be engineer oversight for the road until the road is complete. Ashley Kane inquired where Cox read that information as she has never read that in the Title 60 Statutes. Cox stated he did not get to show all the documentation when the road was originally opened. Cartwright stated that is why they are here today; to allow everyone a chance to speak. Robin Slack informed the Board that Hollowell had provided all required documentation to her office in the required time frame. This includes a letter from Planning and Zoning and Floodplain Board as well as Hollowell submitted the road plans. Cox stated Hollowell has access to the property. Hollowell stated he had a verbal agreement with a Landowner and Hollowell paid to have the road fixed and poles set up however; the sale fell through and it is his loss that it did not go through.

Charlie Cartwright moved to close the public hearing. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to open the Section Line regarding request from Hubert Hollowell to open Section Line described as Section Line starting at Section 11, Township 23N, Range 8E of the SE/4, W/2, SE/4, SE/4, SE corner and ending at Section 11, Township 23N, Range 8E of the SE/4, W/2, SE/4, SE/4, SW corner approximately 660'. Everett Piper stated Hollowell completed the application correctly. Charlie Cartwright stated he believes Hollowell has no direct access to his property and has verified he has followed all procedures to open the Section Line. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to approve to set public hearing date for August 7, 2023 for Cashcow Properties, LLC and Braden L. Pickard and Emily D. Pickard for the Annexation of the following described lands to Rural Water Management District No. 15, (RWD #15): Cashcow seeks To Have Annexed To RWD #15 Is As Follows: The Southeast Quarter (SE/4) Of Section Nine (9), Township Twenty (20) North, Range Twelve (12) East of The Indian Meridian, Osage County, State of Oklahoma, according to the United States Government Survey Thereof, Less and Except: County Road. Pickards seeks to have Annexed to RWD #15 is as follows: a tract of land in the Southwest Quarter (SW/4) of Section Ten (10), Township Twenty (20) North, Range Twelve (12) East of the Indian Meridian, Osage County, Oklahoma, being more particularly described as follows: Commencing at the Northwest Corner of said SW/4; Thence S 01°13'45" E along the West Line of said SW/4 a distance Of 910.71 Feet To The Point of Beginning; Thence continuing along the West Line of said SW/4, S 01°13'45" E a distance of 713.55 Feet to a point which is N 01°13'45" W a distance of 1012.76 Feet from the Southwest Corner of said SW/4; Thence N 87°15'48" E Parallel with the South Line of said SW/4 a distance of 914.02 Feet; Thence N 01°13'45" W a distance of 302.82 Feet to a point on the Centerline of a Creek; Thence along said Centerline of a Creek the following courses; Thence N 21°48'21" E a distance of 56.12 Feet; Thence N 15°37'59" E a distance of 55.28 Feet; Thence N 17°15'19" E a distance of 68.85 Feet; Thence N 41°22'46" W a distance of 43.59 Feet; Thence S 67°50' 00" W a distance of 27.50 Feet; Thence S 16°11'54" W a distance of 40.63 Feet; Thence S 68°00'40" W a distance of 58.34 Feet; Thence S

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84°39'51" W a distance of 26.41 Feet; Thence S 71°07'08" W a distance of 143.65 Feet; Thence N 35°30'33" W a distance of 50.25 Feet; Thence S 80°58'18" W a distance of 26.01 Feet; Thence S 25°35'35" W a distance of 35.90 Feet; Thence S 44°52'31" W a distance of 54.74 Feet; Thence S 06°39'36" E a distance of 73.81 Feet; Thence S 20°43'00" W a distance of 26.86 Feet; Thence N 84°54'13" W a distance of 62.51 Feet; Thence N 05°22'55" E a distance of 57.35 Feet; Thence N 42°45'10" E a distance of 34.98 Feet; Thence N 01°31'40" E a distance of 80.48 Feet; Thence N 26°56'45" W a distance of 40.39 Feet; Thence S 59°35'05" W a distance of 30.89 Feet; Thence S 16°41'38" W a distance of 27.10 Feet; Thence N 88°20'18" W a distance of 28.10 Feet; Thence N 70°32'47" W a distance of 52.12 Feet; Thence N 22°29'02" W a distance of 49.20 Feet; Thence N 30°39'20" E a distance of 39.50 Feet; Thence S 77°23'56" E a distance of 29.81 Feet; Thence S 31°05'21" E a distance of 26.69 Feet; Thence N 89°25'08" E a distance of 22.86 Feet; Thence N 54°36'45" E a distance of 96.57 Feet; Thence N 03°40'22" W a distance of 57.87 Feet; Thence N 45°17'54" W a distance of 63.89 Feet; Thence N 23°07'34" W a distance of 40.70 Feet; Thence N 89°20'14" W a distance of 72.64 Feet; Thence N 61°53'10" W a distance of 55.63 Feet; Thence S 77°29'16" W a distance of 55.02 Feet; Thence N 39°23'42" W a distance of 32.82 Feet; Thence N 03°08'51" E a distance of 43.76 Feet; Thence N 57°49'11" W a distance of 61.95 Feet; Thence N 51°01'01" W a distance of 35.86 Feet; Thence S 48°42'57" W a distance of 32.71 Feet; Thence S 02°24'27" W a distance of 32.16 Feet; Thence S 44°49'02" W a distance of 58.88 Feet; Thence S 17°27'11" E a distance of 56.28 Feet; Thence S 27°03'25" W a distance of 52.09 Feet; Thence S 12°35'48" E a distance of 50.32 Feet; Thence S 45°37'47" W a distance of 35.87 Feet; Thence N 88°45'44" W a distance of 61.81 Feet; Thence N 45°28'59" W a distance of 39.93 Feet; Thence N 11°25'33" W a distance of 33.60 Feet; Thence N 03°20'07" E a distance of 68.10 Feet; Thence N 68°24'20" W a distance of 54.58 Feet to the Point of Beginning. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Kathryn Chambers presented quotes to re-roof the Emergency Management building from Armor Roofing & Fencing for \$47,981 (#26296), Heritage Roofing for \$51,055 (#26297), Solid Roofing for \$76,208.85 (#26298), RoofPro for \$53,340 (#26299) and RoofPro for \$59,840 (#26300). ADA Ashley Kane advised the Board to Bid the project.

Everett Piper moved to approve and sign Resolution rescinding prior Resolution #025630 regarding opening Section Line described as Section Line opens at the NE/4 of Section 4, Township 27, Range 10 East and the SE/4, of Section 33, Township 28, Range 10 East, for an estimated 1710 feet from CR 3455 to Mary Bohannon property Parcel 04-27-10-00250 RPID 5700.5050 and adding 1 whistle. Charlie Cartwright seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26301)

Charlie Cartwright moved to approve and sign Contract with Oklahoma Department of Agriculture, Food, and Forestry in the amount of \$2,400 for Labor and Materials for Wildlife Damage Management. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26302)

Charlie Cartwright moved to approve and sign Resolution for payment to Architects in Partnership (AIP) for Invoice 3 for \$50,017.46 to Bancfirst. Everett Piper stated the drawings for the Annex are 65% done and should be 100% at the end of the month. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26303)

Charlie Cartwright moved to table quotes for one week for removal of Star Building (40X60 foot metal building with Red Steel Frame) for District #3. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to allow Saddle Up for Christ to use the Clarence Brantley Indoor Arena for the direct expenses to the County. Everett Piper asked Kathryn Chambers the amount. Kathryn Chambers stated \$322/day. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to approve and sign Fiscal Year End Summary 2022/2023 for Treasurer. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26304)

Everett Piper moved to approve and sign the Resolution for the maximum monthly Highway Expenditures for June 2023. Charlie Cartwright seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26305)

Charlie Cartwright moved to approve and sign ODOT Form 324A for J/P #34578 for \$3,995.63. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26306)

Everett Piper moved to approve and sign ODOT Form 324A for Blackburn Washout-CN NS-360 J/P #34579(04) for Services ending 5/31/2023 for \$2,000. Charlie Cartwright seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried. (#26307)

Everett Piper moved to approve to transfer \$50,000 from Sheriff M&O (Account 1226-2-0400-2005) to Sheriff Salaries (Account 1226-2-0400-1110). Charlie Cartwright seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Charlie Cartwright moved to approve and sign Transfer of Funds for Nutrition for \$31,500 from 1242-3-5200-2005 (M&O) to the following: 1242-3-5200-1110 (Salaries) \$21,000; 1242-3-5200-1210 (FICA) \$1,000; 1242-3-5200-1221

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(OPERS) \$3,500 and 1242-3-5200-1221 (Health Insurance) \$6,000. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

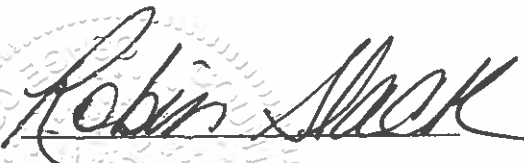
Charlie Cartwright moved to approve and sign Cash Fund Estimate of Needs (SAI 308) for City of Barnsdall. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Under Citizen's Input, Jerry Butterbaugh wanted more information on item #15. Everett Piper stated the contract is with the State for the trapping of animals. Jeff Bute stated people are excited for Cavalcade this week and there is an opportunity for the event to be record-breaking. Bute thanked the Board for the teamwork this year and the new lights in the arena. Bute stated Anthony Hudson and Travis Millard have been tremendous. Everett Piper stated they are all doing a great job. Bud Beaston inquired if the Fairgrounds Solar Panels work. No one had any answers. Dean Holt inquired if about any update on Holt Road. Steve Talburt stated they are doing acquisitions for properties.



Charlie Cartwright moved to adjourn. Everett Piper seconded the motion. Piper-yes; Talburt-yes; Cartwright-yes. Motion carried.

Read and approve this 24<sup>th</sup> day of July, 2023.

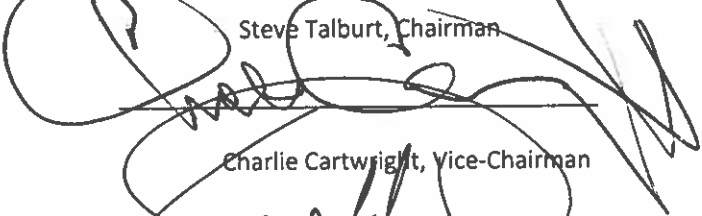
Board of County Commissioners  
Osage County, Oklahoma



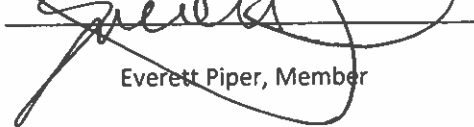
Robin Slack, Osage County Clerk



Steve Talburt, Chairman



Charlie Cartwright, Vice-Chairman



Everett Piper, Member