

**MINUTES OF MEETING**  
**WAGONER COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, MARCH 10<sup>TH</sup>, 2014**

The Board of Wagoner County Commissioners met in the Wagoner County Courthouse Commissioners Meeting Room. Chairman James Hanning; Vice-Chairman Chris Edwards; Member Tim Kelley; County Clerk Lori Hendricks; and Secretary Char Stevens were present. Assistant District Attorney Joy Mohorovicic was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner Co. Courthouse on March 7<sup>th</sup> , 2014.

- I. The meeting was called to order by Commissioner Hanning at 9:04a.m.
- II. Roll was called with the following responses: Kelley, present; Edwards, present; Hanning, present.
- III. Prayer was led by Sandy Hodges and Pledge of Allegiance was led by Monty Proctor.
- IV. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve minutes of commission meeting held February 24<sup>th</sup>, 2014. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  
- V. Action Items
  - A. Discussion was held regarding Appeal by William Mark and Tamara Autry of Zoning Case WCZ #1-14, to change from C-4 to I-3, denied by WMAPC on February 25<sup>th</sup>, 2014. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to deny zoning change. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - B. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve revision in County Leave Policy as presented. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - C. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve transferring \$10,000.00 to Emergency Management M&O Account from Commissioner's Use Tax Account. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - D. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve Building Maintenance Procedure as presented. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - E. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Lease/Purchase Agreements between Wagoner County and Vance Country Ford for (2) F-350 Cab and Chassis; Bid #2014-07 for Taylor Ferry Fire Department, total amount \$50,334.00. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - F. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Labor Waiver:
    1. Clean Out ditch, clean fence row and slope bank off County Right-of-Way at 21125 S. 429<sup>th</sup> E Ave., Porter, Oklahoma, Robert L. Hogan property for District Three.

The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- G. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve the following Utility Permits:
1. #3008-14, Applicant: Robert Howell, for District Three.
  2. #3009-14, Applicant: Oklahoma Natural Gas for District Three.
  3. #2002-14, Applicant: Rural Water District #5 for District Two.
  4. #2003-14, Applicant: Rural Water District #5 for District Two.
  5. #3010-14, Applicant: Rural Water District #5 for District Three.
  6. #3011-14, Applicant: Rural Water District #5 for District Three.
- The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- H. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Resolution #2014-012; Fair Board to surplus (1) Metal Fence Panels to be transferred to Coweta FFA Barn; (2) Miscellaneous parts and equipment to surplus, and to be sold, auctioned, recycled, or disposed of. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- I. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Resolution #2014-013; Wagoner County Burn Ban, for a period of seven (7) days. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- J. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve Agreement between Wagoner County Fair Board and Coweta Round-Up Club. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- K. E-911 Coordinator Judy Elliot gave an update regarding connecting Courthouse site to 800 radio Microwave System. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve the connection and payment by E-911. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- L. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to receive Audited Financial Statements for year ending June 30, 2013, from Gray, Blodgett & Company, PLLC for Wagoner County Development Authority. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- M. A quote for snow/ice removal around Courthouse, parking lot(s) and Election Board parking lot from Josh Eidson was presented. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to allow use, if needed, for thirty (30) days, any invoice to be paid from Courthouse M&O account. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- N. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Resolution #2014-14 vacating unnecessary roadway easement regarding Springcreek I and Springcreek III Additions. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- O. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Offer Letters for Job Project 25488(04) Grain Elevator Road as listed, and approve Offer Letter Approval Policy with each Commissioner signing for their own District. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VI. Old Business

- A. Approve or disapprove the following relative to Armory Road Project:
  - 1. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve invoice for Universal Field Services invoice number 63779 in the amount of \$5,497.61, for right of way acquisition services to date. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - 2. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve 324A Claim Form for review appraisal services to be paid to Franklin & Associates, Inc. in the total amount of \$1,200.00. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - 3. After review of summary appraisals, a motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve administration of County COBRA coverage by Ameribank Group Benefits. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VII. Financial Matters

- A. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve deposit(s). The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- B. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Appropriations. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Transfer:
  - 1. From Porter Radios EODD REAP Account G-21 to T2(3) Highway Account in the amount of \$7,000.00.The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- D. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Election Board request for reimbursement for the month of February, 2014 in the amount of \$3,931.77. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Harris Corporation PSPC Invoice No. P00000593A for payment in the amount of \$321,203.40. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VIII. New Business

County Engineer Monty Proctor requested approval or disapproval to attend Hydrology Seminar, stating that email regarding this came after Agenda was posted, and early registration would give cost savings of \$100.00. Total Cost \$350.00. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

IX. Public Comment

Assessor Hodges addressed the non-working West door of the Courthouse. Commissioner Hanning stated that a work order should be given to Maintenance for repair.

X. Announcements

Election Board Secretary Larry Wilkinson stated that he is contacting Contractors to address several issues with their building and that he has the money in his budget to pay.

Amanda Alsip announced that the Wagoner 4<sup>th</sup> grade basketball team received silver and the 5<sup>th</sup> grade received gold in the play-offs.

Court Clerk Jim Hight gave an update on backup of documents.

Commissioner Hanning extended Happy Birthday greetings to Jim Hight, whose birthday is tomorrow.

Assessor Sandy Hodges announced that the Wagoner County Economic Development Booth at the Home and Garden Show in Tulsa was successful.

Sandy Hodges also announced that Wagoner County has joined in ACCO Wellness Program.

XI. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to receive the following Reports, except S. and V.:

- A. Cash Voucher(s): (2-24-14, 3-3-14, and 3-10-14)
- B. Emergency Management
- C. Engineer
- D. Planning & Zoning
- E. E-911
- F. Assessor for the month of February, 2014.
- G. Court Clerk for the month of February, 2014.
- H. County Clerk for the month of February, 2014.
- I. E-911 for the month of February, 2014.
- J. Election Board for the month of February, 2014.
- K. Fire Department(s) Appropriation Ledgers for the month of February, 2014.
- L. Health Department for the month of February.
- M. Juvenile Drug Court for the month of February, 2014.
- N. Planning & Zoning for the month of February, 2014.
- O. Sheriff for the month of February, 2014.
- P. Treasurer for the month of February, 2014.
- Q. Treasurer Allocation of Alcoholic Beverage Tax for the month of February, 2014.

- R. Stone Bluff Senior Citizens Board Meeting for February, 2014.
- S. Stone Bluff Fire Department.
- T. Red Bird Volunteer Fire Department for the year 2013; and the months of Jan. & Feb., 2014.
- U. Toppers Fire Department.
- V. Tallahassee Fire Department.
- W. Taylor Ferry Fire Department.
- X. Oak Grove Fire Department.
- Y. Okay Fire Department.

The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- XII. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to forward the following Legal items to the District Attorney:

- A. Case No. 13-CV-515-JHP; Robert Lee Osburn vs. Wagoner County.
- B. Case No. CJ 2013-408; Arvest Mortgage Co. vs. Billy Clyde and Terry Lynn Jones, et al.

The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to take a break at 12:55p.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. Commissioner Hanning reconvened the meeting at 1:22p.m.

- XIII. Purchase Orders

- A. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve cancellation of Purchase Orders. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- B. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve the following blanket purchase order(s): #5430, #5487, #5490 through #5492, #5499, #5557, #5561, #5572, #5573, #5584, #5589, #5629, #5665, #5673, #5674, #5688, #5705, #5710 through #5716, #5766 and #5767. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve calendar claims. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- XIV. A motion was made by Commissioner Hanning to go into Executive Session Pursuant to Title 25, O.S. §307(B)1 and § (B) 4 for discussion and possible action regarding the following:

- A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of County Engineer Monty Proctor.
- B. Confidential communications between a public body and its attorney concerning a pending investigation, claim or action.

Motion failed due to lack of second.

- XV. Consider reconvening into open session – No action was taken.
- XVI. Discussion and possible action regarding the following:
  - A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of County Engineer Monty Proctor.
  - B. Confidential communications between a public body and its attorney concerning a pending investigation, claim or action.No action was taken
- XVII. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to Recess at 3:08p.m.

Presented and approved by the Wagoner County Commission on this 17<sup>th</sup> day of March, 2014.

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JAMES HANNING, CHAIRMAN

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CHRIS EDWARDS, VICE-CHAIRMAN

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TIM KELLEY, MEMBER

ATTEST: LORI HENDRICKS  
WAGONER COUNTY CLERK

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