

MINUTES OF MEETING  
WAGONER COUNTY BOARD OF COMMISSIONERS

Tuesday, December 27<sup>th</sup>, 2011

The Board of Wagoner County Commissioners met with James Hanning, Chairman; Tim Kelley, Vice-Chairman; Chris Edwards, Member; Carolyn Kusler, County Clerk; and Char Dubree, Secretary. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on December 22<sup>nd</sup>, 2011.

Location: Wagoner County Courthouse  
Commissioner's Meeting Room

- I. The meeting was called to order by Commissioner Hanning at 9:07 a.m.
- II. Roll Call – Roll was called with the following responses: Hanning, present; Kelley, present; and Edwards, present.
- III. The Pledge of Allegiance was led by Commissioner Hanning and the Prayer was led by Carolyn Kusler.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve minutes of Commission meeting held December 19<sup>th</sup>, 2011. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.  
.
- V. Action Items
  - A. Labor Waiver(s):
    1. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Labor Waiver:  
Dump debris and stock pile road material off County Right-of-Way at 924 W. 90<sup>th</sup> Street North, Okay, Oklahoma on Daryl Bolton property, for District Two.  
The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
    2. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Labor Waiver:  
Dump debris, dump dirt, dump rock, and dump wood chips off County Right-of-Way at 47815 Hwy 51B, Porter, Oklahoma on Darrell Bailey property, for District Three.

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 Utility Permits, with #2011-3019 corrected to #2011-2017 for District Two:
1. 2011-3018, Applicant: Rural Water District #4, for District Three.
  2. 2011-3019, Applicant: Oklahoma Natural Gas, for District Three.
- The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Resolution #2011-067, designating January 1<sup>st</sup>, 2012, as start date for maintaining roads in new Districts. 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 Edwards to approve Lease/Purchase Agreement between Wagoner County/Tulahassee Fire Department and Blanchat Manufacturing for Wildland Bed/Skid Unit (Bid #2) in the amount of \$54,704.00. (Purchasing Agent Carolyn Henderson noted that First Bank agreed to Welch's lower interest rate.) 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 setting March 6<sup>th</sup>, 2011, as the date for Public Election for Lone Star Fire Department, upon approval of Resolution #2011-068 on January 3, 2012. (It was noted that the prior publication invoice in the amount of \$148.50 needed to be paid and that the Lone Star Fire District would be responsible for paying for the ballots and notice of election.) The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- F. A motion was made by Commissioner Hanning to table Items F and G. Commissioner Hanning then withdrew his motion. Election Board Secretary Larry Wilkinson noted that he would pay for Items F. and G. from Election Board funds. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to table further

discussion and possible action regarding quote from Castlecom for security camera outside front door of Election Board Building, to allow time to obtain additional quotes. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- G. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to approve allowing restoration of fiber optic cable between Election Board Building and Courthouse, at the expense of the Election Board. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VI. Old Business

- A. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve signing the following Utility Permit, (which was approved by emergency easement on December 19<sup>th</sup>, 2011):

1. 2011-3020, Applicant: Rural Water District #5, for District Three.

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 Hanning to accept all qualified bids of Bid #13, Wagoner County Six Month Bids, based on availability and location. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- C. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table further discussion and possible action regarding request from Treasurer for remodel of her office to increase security, as Treasurer Dana Patten reported she did not yet have all needed information to proceed. 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 Edwards to approve Management Contract between the Board of Commissioners and the Stone Bluff Senior Citizen Board for the operation of the Center. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- E. The Board discussed request from Oneta Fire Association to assist with their Attorney's fees. Commissioner Kelley noted that he had listened to

the meeting recording of the September 1<sup>st</sup>, 2011 Board of County Commissioner's Special Meeting, wherein Attorney Jim Melton stated he "respectfully volunteered" to assist the District Attorney regarding wording for request for Attorney General's Opinion. Commissioner Edwards also noted during the Board of County Commissioner's meeting of March 28<sup>th</sup>, 2011, Assistant District Attorney stated that the County could not participate with financial help. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards not to participate with any attorney fee reimbursement for the Fire Associations. 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 Edwards and seconded by Commissioner Kelley to approve Deposits. 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 Payroll. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Highway Appropriations. 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 Edwards to approve the following request for Transfer:
  - 1. Assessor M&O Account (16-2) to Assessor Travel Account (16-1C) in the amount of \$5,000.00.The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Account (20-2) to fund payment to the following items, 1., 2., and F. (approved for payment on December 19<sup>th</sup>, 2011) are to be paid:

1. Tahlequah Fire Equipment Specialists (for Sheriff's Office) in the amount of \$130.00.

2. Mark's Plumbing (for Sheriff's Office) in the amount of \$334.10.

F. Mac Systems for annual Fire Inspections. (Approved on December 19<sup>th</sup>, 2011)

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

VIII. New Business in accordance with 25 O.S. §311 A. County Engineer Monty Proctor noted he would have a Labor Waiver regarding the Hidden Hills Project on the next Agenda.

IX. Public Comment: There was none.

X. Announcements – There were none.

XI. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to receive the following reports:

A. Planning and Zoning for the week of December 19<sup>th</sup>, 2011

B. Emergency Management for the week of December 19<sup>th</sup>, 2011.

C. Engineer for the week of December 19<sup>th</sup>, 2011.

D. 911 for the week of December 19<sup>th</sup>, 2011.

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

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

A. American Community Developers Letter of Intent regarding low income housing; Autumn Woods Apartments.

B. Notice to Elected Officials from Summit Housing Partners Management, LLC., regarding application to OHFA.

C. Case No. CJ-07-173, Solomon, L. vs. Wagoner County.

D. Case No. 1:08-CV-10843-PBS, Opt-in Form/Class Action / U.S. District Court-District of Massachusetts.

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

XIII. Purchase Orders

A. A motion was made by Commissioner Edwards to approve cancellation of Purchase Orders. Commissioner Edwards then withdrew his motion as there were no cancellations.

B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Blanket Purchase Orders: #3884 through #3887, #3896 through #3910, #3924 through #3928, and #3995 through #3999.

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.

D. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Cancellation:

1. Warrant #1261 (024993) in the amount of \$202.18, which was issued to the wrong Chris Edwards, re-issued to the correct Chris Edwards under PO #3816.

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

XIV. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to adjourn at 12:15p.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

Presented and approved by the Wagoner County Commission on this 3<sup>rd</sup> day of January, 2012.

\_\_\_\_\_  
JAMES HANNING, CHAIRMAN

\_\_\_\_\_  
TIM KELLEY, VICE-CHAIRMAN

\_\_\_\_\_  
CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER  
WAGONER COUNTY CLERK