

MINUTES OF MEETING  
WAGONER COUNTY BOARD OF COMMISSIONERS  
Monday, April 30<sup>th</sup>, 2012

The Board of Wagoner County Commissioners met with Tim Kelley, Chairman; James Hanning, Vice-Chairman; Chris Edwards, Member; Carolyn Kusler, County Clerk; and Char Dubree, Secretary. Assistant District Attorney Holly Chapman was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on April 27<sup>th</sup>, 2012.

Location: Wagoner County Courthouse  
Commissioner's Meeting Room

- I. The meeting was called to order by Commissioner Kelley at 9:03 a.m.
- II. Roll Call – Roll was called with the following responses: Hanning, present; Kelley, present; and Edwards, present.
- III. The Prayer was led by Sandy Hodges and the Pledge of Allegiance was led by Alan Parnell.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve the minutes of Commission meeting held April 23<sup>rd</sup>, 2012. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- V. Action Items
  - A. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Resolution #2012-019, Dissolution of the Wagoner County Home Finance Authority and approve signing letter to Governor Mary Falin regarding this Resolution. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - B. No action was taken regarding letter being sent to Attorney General for opinion on behalf of Oneta Fire Department.
  - C. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Wagoner Metro Area Planning Commission request to change zoning as follows:

1. WCZ #3-12-Dollar General-Wagoner DOP VII, LLC, applicant request to change zoning from AG to C-4 to build a Dollar General Store on a 2 Acre tract of land, general location is 690 Road just East of Highway 69 on the South Side of 690 Road.

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 Labor Waiver(s):
  1. Clean out ditch off County Right-of-way at 7705 South 232<sup>nd</sup> E. Ave, Broken Arrow Oklahoma, Paul Gaffney property for District Three.
  2. Clean fence row off County Right-of-way at location North of Highway 51 on 270 Road, Wagoner, Oklahoma, Ronald Nicholas property for District Two.

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

- E. The Board opened bids received for Bid #21, Ambulance for Coweta Fire Department, as follows:
  1. Nebkan Specialty Vehicles in the amount of \$144,699.00; or with trade-in, in the amount of \$139,699.00.
  2. FireFox Rescue Equipment in the amount of \$165,327.00; or with trade-in, in the amount of \$155,327.00.
  3. Emergency Services Supply in the amount of \$141,630.00; or with trade-in, in the amount of \$129,630.00.
  4. Taylor Made Ambulances in the amount of \$121,932.00; or with trade-in, in the amount of \$111,432.00.
  5. Taylor Made Ambulances in the amount of \$118,969.00; or with trade-in, in the amount of \$108,469.00.

A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table this item to allow Coweta Fire Department to review and recommend. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- F. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Wagoner County Fair Board By-Laws as adopted and approved by the Fair Board on March 22, 2012, with

additions or changes as recommended by Assistant District Attorney Holly Chapman regarding more specifics to the Open Meeting Act and for Treasurer to be bonded. (Commissioner Kelley stated the Board will not sign until By-Laws are presented with those changes.) The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- G. The Board discussed item regarding closing of 71<sup>st</sup> Street for City of Broken Arrow Water Plant Project. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve as presented by County Engineer Monty Proctor, road closing to be after School Closing in the first week of June. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- H. The Board discussed item regarding the Circuit Engineer District 2's previous request for three bridge replacement projects and revisions previously approved by the Board of Wagoner County Commissioners for the 8 year plan. Specifically District 1 and the Engineer's recommendation of 61<sup>st</sup> Street Bridge. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to allow Commissioner Hanning to remove 61<sup>st</sup> Bridge, as it is in the City Limits of Broken Arrow, and allow Commissioner Hanning to choose another location. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- I. The Board discussed item regarding prioritization of the BR Projects for the CED#2 Eight Year Plan. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve County Engineer's recommendation for prioritization as District Two, District Three, then District One. 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 Edwards and seconded by Commissioner Hanning to select Turner & Associates, PLC for Budget Maker FY2012-2013, in the amount of \$5,000.00. 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 table further discussion and possible action regarding donation to Wagoner Senior Citizens Center and approve or disapprove Agreement with Wagoner Senior Citizens Center, in order to determine dollar amount. 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 Kelley to formally end donation to Wagoner Area Neighbors, as State Statutes do not allow it. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- D. The Board discussed request from Maintenance Manager David French for automatic flush valves for Courthouse public restrooms. Purchasing Agent Carolyn Henderson reported that she is waiting for quotes from three plumbers. Commissioner Kelley requested Energy Efficiency Grant Administrator Monty Proctor to see if this could be funded by the Grant. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table this item. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. The Board discussed the establishment of a Hotel/Motel tax, specifically to the rate of such tax, the purpose for which the revenues will be used, the target date for election and other related matters. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning for this item to go to the vote of the people on the November 6<sup>th</sup> Election Ballot at a 4% tax rate, with the revenues to be used by Economic Development. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- F. The Board discussed item regarding Lone Star Fire District Petition, setting Public Hearing and matters regarding Lone Star Fire District formation. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to call for a Board of County Commissioners Special Meeting for a Public Hearing regarding this matter on May 29<sup>th</sup>, 2012, at 6:30p.m. at the Lone Star Baptist Church. 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 Kelley and seconded by Commissioner Edwards to approve Deposits. The motion was approved with the following votes cast: Hanning, nay; Edwards, aye; Kelley, aye.

B. Transfers:

1. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve transfer from Commissioners Use Tax Account(C-42) to Engineer Salary Account (C42-01-01A) in the amount of \$11,000.00 and to Engineer Travel Account ((C420-01-01C) in the amount of \$1,000.00.

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

2. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve transfer from OSU Contractual Services Account (09-1A) to OSU Capital Outlay Account (09-3) in the amount of \$3,600.00. 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 request for reimbursement of Election Board Secretary Salary for the month of March, 2012, in the amount of \$3,963.35. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VIII. New Business – There was none.

IX. Public Comment – There was none.

X. Announcements – There were none.

XI. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to receive the following Reports except for B. Emergency Management report:

A. Planning and Zoning for the week of April 2<sup>3rd</sup>, 2012.

B. Emergency Management for the week of April 23<sup>rd</sup>, 2012.

C. Engineer for the week of April 16<sup>th</sup>, 2012 and the week of April 23<sup>rd</sup>, 2012 .

D. 911 for the week of April 23<sup>rd</sup>, 2012 .

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

XII. Purchase Orders

A. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley 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 Kelley and seconded by Commissioner Edwards to approve the following Blanket Purchase Orders:

#6608, #6609, #6614, #6620, #6641, #6527 through #6540, #6648, and #6655 through #6659, #6694 and #6695.

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.

XIII. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to Adjourn at 11:34a.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 7<sup>th</sup> day of May, 2012.

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TIM KELLEY, CHAIRMAN

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JAMES HANNING, VICE-CHAIRMAN

ATTEST: CAROLYN KUSLER  
WAGONER COUNTY CLERK

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CHRIS EDWARDS, MEMBER

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