

MINUTES OF WAGONER COUNTY COMMISSION MEETING

Monday, March 15th, 2010

The Board of Wagoner County Commissioners met with Chris Edwards, Chairman; Jim Hargrove, Vice-Chairman; Tom Vincent, Member; Carolyn Kusler, County Clerk; and Bobbi Fears, Secretary. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on March 12th, 2010.

Location: Wagoner County Courthouse
County Commissioner's Meeting Room

- I. The meeting was called to order by Chairman Edwards at 9:02am.
- II. Roll Call – All members present.
- III. The pledge of allegiance was led by Commissioner Vincent. The prayer was led by Wade Tackett of CED.
- IV. Presentation of Certificate of Appreciation to Route 51 Donuts and Deli.
- V. Motion by Commissioner Vincent to approve minutes of Commission meeting held March 8th, 2010. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- VI. Financial Matters
 - A. Motion by Commissioner Hargrove to approve deposits. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
 - B. Motion by Commissioner Vincent to approve calendar claims. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
 - C. Motion by Commissioner Hargrove to cancel purchase order numbers 3492 & 5543. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
 - D. Motion by Commissioner Edwards to approve blanket purchase order numbers 5590, 5611, 5682, 5683, 5729, 5734, & 5735. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

- E. Motion by Commissioner Hargrove to table any action regarding transfer of \$20,216.94 from REAP grant account to the Highway (T2) accounts to check with ADA John David Luton. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- F. Motion by Commissioner Hargrove to approve payment of \$1,848.04 invoice to Regional Detention for February 2010. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- G. Motion by Commissioner Edwards to approve lease purchase agreement with Warren Cat and District 2, and assignment of agreement and rights to Welch State Bank for Bid #14 (reclaimer). Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

VII. Reports

Motion by Commissioner Edwards to receive reports for the following:

- A. Court Clerk for February 2010
- B. Election Board for February 2010
- C. E-911 for February 2010
- D. Rolling Hills Fire Department Treasury report
- E. Flat Rock Fire Department Inventory for 2009, run log for January-February 2009.

Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

VIII. Legal Items

- A. Motion by Commissioner Edwards to send Request to set case in Solomon, L. versus Wagoner County in Case No. CJ-07-173 to the District Attorney's office. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

IX. Action Items

- A. Motion by Commissioner Edwards to approve Lincoln Financial 401(A) Plan. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
- B. Motion by Commissioner Hargrove to approve request for reimbursement to the County Clerk office from Fire Trust Authority for purchasing costs. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.

- C. Motion by Commissioner Hargrove to approve CPI/Neighbor Newspapers Display Advertising Agreement for the Wagoner County Health Department–Tobacco Prevention. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- D. Motion by Commissioner Edwards to table any action regarding use of County right-of-way for a RWD#4 district improvement project. Monty Proctor, County Engineer, will look into the project for site specific questions. Motion seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
- E. Motion by Commissioner Vincent to approve ODOT to encumber \$7,000 for right-of-way acquisition for BRF–173D(093)RB, J/P #21259(04).
1. Resolution 2010–008 to encumber funds
 2. Certification & affidavit and 324A claims for:
 - a. Shirley F. Lumpkin, in the amount of \$3,025.00
 - b. William L. Morgan, in the amount of \$2,000.00
 - c. Gene W. Rowe, in the amount of \$1,100.00
- The remaining \$875.00 is reserved for agreements for leasers of bean farms in the area.
- Motion seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.
- F. Motion by Commissioner Vincent to approve Resolution 2010–009 to encumber \$80,211.72 for CB–173D(136), J/P #24607(04) for bridge over Coal Creek. Fund were originally taken from the 103 account rather than the 105 account. Motion seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- G. Motion by Commissioner Hargrove to approve Resolution 2010–010 to repay Whitehorn Cove guardrail project ETRCB2–73–2(01)(09). Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- H. Motion by Commissioner Hargrove to approve Resolution 2010–011 to repay Yellowwater Bridge replacement project NBI 09066. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- I. Motion by Commissioner Hargrove to approve Resolution 2010–012 to repay Fife Creek Bridge project ETRCB2–73–1(02)09. Seconded by

Commissioner Edwards. With all members present, all voted aye. Motion carried.

- J. Jaison Scott, Emergency Management Director, spoke to the board regarding safety concerns with use of space heaters in the Courthouse. Motion by Commissioner Edwards to have Mr. Scott educate all Courthouse offices, including Planning & Zoning, the Election Board, and the Health Department on safely using space heaters. The motion continued, banning the use of extension cords, and requiring that all outside heaters brought in must be approved by the Board of Commissioners. Any questions can be directed to the safety director. Motion seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

X. Old Business.

- A. Motion by Commissioner Hargrove to approve revised Muscogee (Creek) Nation County Agreement, with requirements set forth by ODOT. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
- B. Monty Proctor spoke with the Board concerning removal from the collector system. Doing so would affect neighboring counties, as well as tribal money. Mr. Proctor will present more information as it becomes available.
- C. Commissioner Hargrove seeks clarification from the Excise Board regarding the recommended 5% budget cut. Carolyn Kusler provided information showing that an 8% cut has already been accomplished. A joint meeting with the Excise Board was set for March 29th, 2010.

XI. New Business in accordance with 25 O.S. §311 A.

- A. Jaison Scott, Emergency Management Director, requested a resolution from the Commissioners requiring county employees to wear a seatbelt when driving a vehicle, or as a passenger. This request is in response to information from ACCO regarding five workman's comp claims that resulted in fatalities that could have been avoided had the employees been buckled.
- B. Commander from Chapter 88 DAV thanked the Board for continued support. They are celebrating 12 years in their current location, the old

courthouse in Coweta. They have structural work they would like to do in the building, with labor provided by the veterans.

Commissioner Hargrove expressed appreciation for them being there and for all they do for the community.

- XII. Public Comment: Limited to specific items listed on the Agenda or items related to County business or services. Each speaker is limited to three (3) minutes. – None.
- XIII. Motion by Commissioner Edwards to recess at 10:13am. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

Presented and approved by the Wagoner County Commission on this 22nd day of March, 2010.

CHRIS EDWARDS, CHAIRMAN

JIM HARGROVE, VICE-CHAIRMAN

TOM VINCENT, MEMBER

ATTEST CAROLYN KUSLER
WAGONER COUNTY CLERK

By: