

MINUTES OF WAGONER COUNTY COMMISSION MEETING

Monday, April 12th, 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 April 9th, 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 Carolyn Kusler. The prayer was led by ADA John David Luton.
- IV. Motion by Commissioner Hargrove to approve minutes of Commission meeting held April 5th, 2010 and Special Meeting held April 7th, 2010. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- V. 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 Edwards to approve calendar claims. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
 - C. Motion by Commissioner Hargrove to cancel purchase order numbers 1730 & 5273. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
 - D. Motion by Commissioner Vincent to approve blanket purchase order numbers 6184, 6225, 6229, 6244, & 6285. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
 - E. Motion by Commissioner Hargrove to approve transfer of \$8,000.00 from General Government Capital Outlay to General Government Maintenance

- for the maintenance account. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- F. Motion by Commissioner Hargrove to approve transfer of \$11,243.00 from Assessor Maintenance and Operation to Assessor Personnel Services due to mis-calculation of S.S. and redistribution for the budget cut. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- G. Motion by Commissioner Hargrove to approve transfer of \$1,000.00 from Assessor Travel account to Assessor part-time personnel account due to mis-calculation of S.S. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- H. Motion by Commissioner Edwards to approve transfer of \$5,250.00 from Sheriff Service Fee to Sheriff Service Fee Donation account. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.
- I. Motion by Commissioner Hargrove to approve payment of \$4,389.25 for INCOG quarterly membership dues. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
- J. Motion by Commissioner Hargrove to approve payment of \$488.67 to Muskogee County Regional Juvenile Detention Center for services in March 2010. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- K. Motion by Commissioner Hargrove to approve payment of \$485.53 to Sac & Fox Nation for juvenile detention services in March 2010. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
- L. Motion by Commissioner Hargrove to approve payment of \$3,027.64 to Tulsa County Detention Home for juvenile detention services in March 2010. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.
- M. Motion by Commissioner Hargrove to approve payment of \$4,750.00 to USDA for wildlife damage management. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- N. Motion by Commissioner Hargrove to approve request for reimbursement of 569.00 for March 2010 Alternative to Detention/Transportation claim

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

- O. Motion by Commissioner Edwards to approve reimbursement of \$4,234.42 for Election Board secretary salary for March 2010. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.

VI. Reports

Motion by Commissioner Hargrove to receive the following reports:

- A. Treasurer for March 2010
- B. Health Department for March 2010
- C. Planning and Zoning for March 2010
- D. Porter Fire Department medical and fire runs for January – March 2010
- E. Tallahassee Volunteer Fire Department medical and fire runs for March 2010
- F. Stonebluff Volunteer Fire Department for January–March 2010
- G. Flat Rock Fire Department for March 2010
- H. Toppers Fire Department for March 2010
- I. Fire departments expenditure report for March 2010

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

VII. Legal Items

Motion by Commissioner Edwards to send the following to the District Attorney's office:

- A. Summons and Petition in 31ST Street, LLC versus Board of County Commissioners in case no: CJ-10-212.
- B. Letter of update in Sanders, S. versus Wagoner County in case no: CIV-09-253-JHP.

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

VIII. Action Items

- A. The Board received information regarding notice of appeal for 77.77 acres of land in Wagoner County being placed in a trust for Muskogee Creek Nation. Muskogee Creek Nation has applied for the land to be taken off the tax roll record to become Indian land, which would be taken off ad-valorem taxes in the amount of \$127K. This letter presents the

opportunity for Wagoner County to appeal this process. Motion by Commissioner Hargrove to appeal. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried. Carolyn Kusler will draft an appeal letter.

- B. Motion by Commissioner Hargrove to approve Detention Services Agreement between SAC & Fox Nation and Board of Wagoner County Commissioners. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.
- C. Motion by Commissioner Edwards to approve labor waiver agreement to dump debris at 31058 E. 683 Dr. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.
- D. Motion by Commissioner Edwards to approve labor waiver agreement to dump debris and clean out ditch at 8521 S. 273 E Ave in Broken Arrow. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.
- E. Motion by Commissioner Edwards to approve the Assessor's office having a breakfast sale for Relay for Life in the Courthouse hallway, first floor, on May 6th, 2010. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.
- F. Motion by Commissioner Hargrove to allow placement of pinwheels at the Courthouse in April for the Pinwheels for Prevention campaign. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.

IX. Old Business.

- A. Motion by Commissioner Edwards to approve labor waiver agreement to dump debris at 33506 E 697 Rd in Wagoner. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.
- B. The Board discussed options regarding purchase of property in Wagoner County for an animal shelter with proposal from Blaire Spence to provide animal control services for the County. Motion by Commissioner Hargrove to look into putting the cost of the animal shelter, as well as building other buildings on the property, on a ballot to be voted in by the people at the cost of 1/16th of a cent on sales tax. Seconded by Commissioner Edwards. With all members present, all voted aye. Motion carried.

Blaire Spence informed the Board that the adjoining 80 acres is also for sale.

C. Motion by Commissioner Edwards to approve Notice of Communication Line Installation per Snug Harbor work order 720005031. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.

D. Monty Proctor, County Engineer, informed the Board that the waterline installation by the City of Coweta had been stopped due to noncompliance of the approved permits. Commissioner Edwards stated that he had received calls from home owners stating that ruts were being left in their driveways.

Motion by Commissioner Hargrove to stop all work if permits are not followed, and to have the City of Coweta come before the Board before doing anymore more work. Seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

E. Jaison Scott, Emergency Management Director, informed the Board that he would be meeting with FEMA on Friday at 9:00am regarding the FEMA declaration for winter storm events occurring in December 2009 and January 2010. Mr. Scott requested expense reports be turned in by Wednesday.

F. Monty Proctor stated Trash Day is this Saturday. Commissioner Edwards informed the Board that trash bags could be picked up at District 2 barn.

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

A. Jaison Scott requested reports of chemicals in the County from the Board. Chemicals in quantity of 2,000 gallons or more must be reported.

XI. 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.

A. Patrice Kellams informed the Board of difficulty in acquiring a permit for electricity on her property. Ms. Kellams would like electricity for the use of power tools while remodeling her mobile. The County has been assisting in a water retention problem on her property. Commissioner Edwards stated the land may be uninhabitable considering the length of time water has remained.

Motion by Commissioner Hargrove for Ms. Kellams to complete a perk test, which will possibly enable her to install an aerobic septic system. Motion seconded by Commissioner Vincent. With all members present, all voted aye. Motion carried.

XII. Motion by Commissioner Edwards to recess at 11:10am. Seconded by Commissioner Hargrove. With all members present, all voted aye. Motion carried.

Presented and approved by the Wagoner County Commission on this 19th day of April, 2010.

CHRIS EDWARDS, CHAIRMAN

JIM HARGROVE, VICE-CHAIRMAN

TOM VINCENT, MEMBER

ATTEST CAROLYN KUSLER
WAGONER COUNTY CLERK

By: