

## MINUTES OF WAGONER COUNTY COMMISSION MEETING

Monday, August 29<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. Also in attendance was Assistant District Attorney John David Luton. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on August 25<sup>th</sup>, 2011.

Location: Wagoner County Courthouse  
County Commissioner's Meeting Room

- I. The meeting was called to order by Chairman Hanning at 9:03am.
- II. Roll Call – All members present.
- III. The pledge of allegiance was led by Carolyn Kusler. The prayer was led by Chris Edwards.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve minutes, with noted addition, of Commission meeting held August 22<sup>nd</sup>, 2011. With all members present, all voted aye. Motion carried.
- V. Financial Matters
  - A. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to approve deposits. With all members present, all voted aye. Motion carried.
  - B. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to approve Payroll. With all members present, all voted aye. Motion Carried.
  - C. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Highway Appropriations. With all members present, all voted aye. Motion Carried.
  - D. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to Approve transfer from Highway District 3 Account T2(3) to Health Insurance Account 23-1 in the amount of \$3,530.49; to Retirement (OPERS) Account 23-7 in the amount of

\$2,424.47; and, to One Cent sales Tax (Gov) Account C43 in the amount of \$1,794.11. With all members present, all voted aye. Motion Carried.

- E. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve invoice from Kerry Patten in the amount of \$3600 for the audit of the Wagoner County Educational Facilities Authority. With all members present, all voted aye. Motion Carried.
- F. A motion was made by Commissioner Kelley to approve transfer of balance of funds in the Wagoner County Educational Facilities Authority account C53 in the amount of \$22,643.32 to the Stone Bluff Senior Citizen Center account G-14 to complete the project. Motion died for lack of second. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve transfer of balance of funds in the Wagoner County Educational Facilities Authority account C53 in the amount of \$22,643.32 to the Stone Bluff Senior Citizen Center account G-14 to complete the project and transfer the funds for appliances, if the meeting with INCOG and the Trust reveals no irregularities on management of the Project. Commissioner Hanning voted "No". With two members voting, motion carried.

#### VI. Reports

A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to receive the following reports:

- A. Planning and Zoning for the week of August 22<sup>nd</sup>, 2011
- B. Emergency Management for the week of August 22<sup>nd</sup>, 2011.
- C. Engineer for the week of August 22<sup>nd</sup>, 2011.
- D. 911 for the week of August 22<sup>nd</sup>, 2011.
- E. Oak Grove Fire Department for the Month of July, 2011.
- F. Drug Asset Forfeiture Annual Report from Brian J. Kuester, District Attorney.

With all members present, all voted aye. Motion Carried.

#### VII. Action Items

- A. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve the following Utility Permit:

1. 2011–2012, for District Two; Applicant. Wagoner County Rural Water District #6.

With all members present, all voted aye. Motion Carried.

B. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve the following Requisition Officers:

Doug Disler and Mike McNeer for Account C35–Wagoner County Fire Trust Authority. With all members present, all voted aye. Motion Carried.

C. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve the following Receiving Officers:

Trina Robertson and James Suddath for Account C35–Wagoner County Fire Trust Authority. With all members present, all voted aye. Motion Carried.

D. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to lift the Burn Ban for Wagoner County. Commissioner Kelley voted “No”. With two members voting aye, motion Carried.

E. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve FY–2011–2012 Juvenile Detention Contract with Eastern Oklahoma Youth Services, Inc. for Pittsburg and Woodward Counties, in the amount of \$23.25 per juvenile per day. With all members present, all voted aye. Motion Carried.

F. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Resolution #2011–049 National Moment of Remembrance of the 10<sup>th</sup> anniversary of September 11<sup>th</sup>. With all members present, all voted aye. Motion Carried.

G. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Certificate of Signatures for Oklahoma Department of Commerce. With all members present, all voted aye. Motion Carried.

H. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve appointment of Renee Schwabe, Juanita Young and Jamie Bevard to the Stone Bluff Senior Citizen Board to oversee operation of the Center upon completion. With all members present, all voted aye. Motion Carried.

- I. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table until September 26<sup>th</sup>, 2011, discussion and possible action regarding Commissioners Sale and 80% of FMV Rule. With all members present, all voted aye. Motion Carried.

A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to break for lunch at 12:10p.m.

Commissioner Hanning reconvened the meeting at 1:24p.m.

VIII. Old Business.

- A. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table approving or disapproving signing Lease/Purchase Agreement with ODOT for Equipment for District Three. With all members present, all voted aye. Motion Carried.
- B. The Board discussed Harris Radio System. Judy Elliott gave an update. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table until Thursday, September 1<sup>st</sup>, 2011, further discussion and possible action regarding Harris Radio System. With all members present, all voted aye. Motion Carried.
- C. The Board discussed Budget and Budget Process for FY2011–2012. A Special Meeting Agenda was presented for signature in order for the Board to participate in the Wagoner County Excise Board meeting regarding this matter on Tuesday, August 30<sup>th</sup>, 2011. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table further discussion and possible action regarding Budget and Budget Process FY2011–2012. With all members present, all voted aye. Motion Carried.
- D. The Board discussed the Courthouse phone system. Commissioner Edwards requested a letter be sent by the Assistant District Attorney to Bodie Wilson asking Green Country to address issues regarding the phone system. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table further discussion and possible action regarding Courthouse Phone system. With all members present, all voted aye. Motion Carried.

- E. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table until September 26<sup>th</sup>, 2011, discussion and possible action regarding mobile home installation in mobile home parks. With all members present, all voted aye. Motion Carried.
- F. The Board discussed re-districting of Wagoner County. Rich Briere and Barbara Gibson from INCOG presented a different re-districting plan and made adjustments to the plan as requested by Board Members. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table this item. With all members present, all voted aye. Motion Carried.
- G. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table discussion and possible action regarding Lojack system for Wagoner County. With all members present, all voted aye. Motion Carried.
- H. The Board discussed repair or replacement of Courthouse capstones. Monty Proctor, County Engineer, reported that the cost would be \$13,000.00 to replace/repair all the capstones. A motion was made by Commissioner Hanning to adjust quantity to below \$10,000.00 including labor. Commissioner Hanning then withdrew his motion. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to allow Monty Proctor to get quotes on repair, replacement and labor, keeping total under \$10,000.00 by adjusting quantity. With all members present, all voted aye. Motion Carried.
- I. The Board discussed the Stone Bluff Senior Citizen project. A motion was made by Commissioner Hanning to request a full audit by the State Auditor regarding the Stone Bluff Project. Motion died for lack of second. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table this item until Tuesday, September 9<sup>th</sup>, 2011, with a request to have members of Stone Bluff Trust Authority and members of INCOG present. With all members present, all voted aye. Motion Carried.  
(Barbara Allbritton with INCOG stated she would be present for that meeting.)

- J. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table discussion and possible action regarding award of paving and striping of the parking lot and county road for the Stone Bluff Senior Citizen project. With all members present, all voted aye. Motion Carried.
- K. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table approving or disapproving 2010 REAP Contract Closeout Certification. With all members present, all voted aye. Motion Carried.
- L. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table discussion and possible action regarding establishing borders for Oneta and Lone Star Fire Districts. With all members present, all voted aye. Motion Carried.
- M. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table discussion and possible action regarding Planning & Zoning, code enforcement, and inspections relating to Roy Shepherd, and any other issues. With all members present, all voted aye. Motion Carried.
- IX. A motion was made by Commissioner Hanning to go into Executive Session for the purpose of discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of the following:
  - A. County Engineer
  - B. County Stormwater ManagerMotion died due to lack of second.
- X. Consider reconvening into Open Session – No action taken.
- XI. Commissioner Hanning put County Engineer Monty Proctor and Stormwater Manager Scott Brians on notice that he would be putting a letter of reprimand in each of their files; Scott Brians for disobeying a direct order during the meeting of August 22<sup>nd</sup>, 2011, and for Monty Proctor regarding his confusion about what he is reporting.
- XII. There was no new business.
- XIII. Announcements.

Monty Proctor announced that Stone Bluff would have a final walk-through on Friday at 8a.m.

Commissioner Kelley announced that Stone Bluff had been awarded \$3,000.00 from FY2012 CENA Program.

XIV. There was no public comment.

XV. Purchase Orders

A. There were no purchase orders for cancellation - no action taken.

B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve blanket purchase orders #1252, #1297, #1298, #1309, #1311, #1312, 1313, #1314, #1324, #1325, #1326, #1328, #1329, #1330, #1331, #1332, #1333, #1334, #1335, #1336, #1337, #1338, #1339, #1340, #1341, #1342, #1343, #1344, #1345, #1351, #1352, #1354, #1356, #1358, #1360, #1362, #1364, #1366, #1367, #1368, #1369, #1371, #1372, #1373, and #1382. With all members present, all voted aye. Motion Carried.

C. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve calendar claims. With all members present, all voted aye. Motion Carried.

X. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to recess at 2:34 p.m. With all members present, all voted aye. Motion Carried.

Presented and approved by the Wagoner County Commission on this 6<sup>th</sup> day of September, 2011.

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JAMES HANNING, CHAIRMAN

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TIM KELLEY, VICE-CHAIRMAN

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CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER  
WAGONER COUNTY CLERK

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