

MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
Monday, November 7th , 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 November 4th, 2011.

Location: Wagoner County Courthouse
Commissioner's Meeting Room

- I. The meeting was called to order by Commissioner Hanning at 9:03a.m.
- II. Roll Call – Roll Call was done with the following responses: Hanning, present; Kelley, present; and Edwards, present.
- III. The Pledge of Allegiance was led by Commissioner Kelley and the Prayer was led by Commissioner Edwards.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve minutes of Commission meeting held October 31st, 2011.

- V. Action Items.
 - A. Dennis Peschka with Air Evac gave a presentation by regarding air ambulance services. Mr. Peschka gave an overview of the Company and explained their membership program. He will be presenting to individual offices. No action was taken.
 - B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the following Labor Waiver(s):
 1. Clean out ditch and install tin horn off County Right-of-Way at 37755 E. 161st South, Porter, Oklahoma, Lisa Von Tuyl property 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 to approve replacement of eight (8) ballasts and 16 bulbs, in the amount of \$475.00. Commissioner Hanning then modified his motion to include that the amount of \$475.00 should be paid from Commissioner's Use Tax. The motion was seconded

by Commissioner Kelley. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. It was recommended by Commissioner Edwards that the light fixtures be up-graded to more efficient units. Monty Proctor will check to see if the Energy Efficient Grant monies can be used to fund the upgrade.

- D. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve utilizing county deductible fund to pay for repair/replacement of Sheriff's Department Tahoe. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve participation in the food drive to benefit Wagoner Area Neighbors at the Wagoner County Courthouse. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VI. Old Business

- A. Matt Roberg, Castlecom, gave a presentation regarding the Alcatel-Lucent phone system, and possible proposal to investigate and re-work the Courthouse phone system. Mr. Roberg confirmed that Castlecom is certified and a partner with Alcatel-Lucent phone system. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to allow Castlecom submit a proposal for investigating and re-working the Courthouse phone system. 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 table approval or disapprove of Lease Renewal with Bob Kelley on Wagoner County owned property at 18567 Hwy 64, Haskell, Oklahoma, until November 14th, 2011, to allow time to confer with the District Attorney's office regarding changes in the content of the Lease. 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 Hanning to table discussion and possible action regarding

authorization for Treasurer to invest until the Assistant District Attorney has time to review. 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 Kelley to approve the removal of trees in fence line on County property in Coweta. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. The Board discussed Resolution 2011-058 for Engineering Design for Bridge over Salt Creek Local#2. A motion was made by Commissioner Hanning to approve Resolution 2011-058, approving engineering to seek BR funds, as long as it does not impact the 5-Year Bridge Plan. Commissioner Edwards stated that Wade Tackett with CED informed him that passing this Resolution would immediately impact the present 5-Year Bridge Plan. Commissioner Hanning stated that Wade Tackett told him just the opposite, and that he isn't the final authority on BR funds. Commissioner Edwards asked Bill Childers with Science Applications International Corporation(SAIC) if they had talked to Wade Tackett at CED. Mr. Childers said they had, but what Mr. Hanning was referring to was they had talked with Mark Scott at ODOT and he had told them that we are not using BRO funds now and they are available. After further discussion, Commissioner Edwards made a motion to table further discussion and possible action regarding Resolution 2011-058, until next week, requesting attendance of Wade Tackett and Gary Harrison at that meeting to discuss this item. Commissioner Hanning stated that he had a motion on the floor. Commissioner Edwards stated the motion died for lack of second. Commissioner Hanning then withdrew his motion. Commissioner Kelley seconded Commissioner Edward's motion. 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 table discussion and possible action regarding 5-year bridge plan. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- G. The Board received and opened the following bids submitted for Bid #11, Two(2) Brush Trucks and one(1) Tanker(Re-Bid) for Rolling Hills Fire Department:

Brush Truck #1

Brindlee Mountain – \$69,000.00
Jerry Ingram/Fire & Rescue – \$69,350.00
Brindlee Mountain – \$99,000.00

Brush Truck #2

Jerry Ingram/Fire & Rescue – \$70,500.00

Tanker

Brindlee Mountain – \$59,000.00
Brindlee Mountain – \$69,000.00
Jon’s Mid America Fire Apparatus – \$92,500.00
Jon’s Mid America Fire Apparatus – \$118,200.00
Brindlee Mountain – \$119,000.00
Jerry Ingram/Fire & Rescue – \$176,880.00

A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table award of Bid#11 until Rolling Hills Fire Department could review the submitted bids. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- H. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to table discussion and possible action regarding quote for moving phones to conference room for Charlie Burns, Juvenile Offender Program until Castlecom could look at it. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. Charlie Burns asked what process he needed to go through to get a Budget. Commissioner Kelley stated that it is not on this Agenda and could not be discussed but suggested it be placed on next weeks Agenda.
- I. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table discussion and possible action regarding

energy efficiency and conservation strategy until it was determined whether the monies could be used for new lighting in the OSU Extension building. 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 Appropriations. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

C. Transfer(s):

1. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve transfer from Commissioner's Use Tax C-42 to Engineer Salary Account C42-01-1A in the amount of \$55,339.00; Engineer Travel Account C42-01-1C in the amount of \$3,000.00; and Engineer M&O Account C42-01-2 in the amount of \$3,000.00. The motion was approved with the following votes cast: Hanning, abstain; Edwards, aye; Kelley, aye.

2. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve transfer from OSU Extension Salary 09-1A to OSU Extension Travel 09-1C in the amount of \$3477.41. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

D. Invoice(s):

1. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve payment to Kerry John Patten, CPA, for services regarding the FY2011-2012 Budget, in the amount of \$5,750.00. 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 payment to Craig County Regional Detention Center for juvenile detention for the month of October, 2011, in the amount of \$187.22. 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 Juvenile Detention Transportation Claim for the month of October, 2011, in the amount of \$1,282.56. 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 Edwards to approve request for Election Board Reimbursement for the month of October, 2011, in the amount \$3,907.50. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- G. The Board discussed allocation of funds for dispatch and E-911 personnel. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve the transfer of the remaining 50% to Personal Services, Travel and M&O. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to transfer the monthly amount of \$22,000.00 previously approved from Commissioner's Use Tax, to E-911 Salary Account. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- H. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Treasurer's Allocation of Beverage Tax. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- I. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve payment of County Employee Safety Awards as submitted by Safety/Emergency Management Director Heath Underwood, to be paid out of General Government Account. The motion

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

VIII. New Business – There was none.

IX. Public Comment – There was none.

X. Announcements

Engineer Monty Proctor reported that he had completed Bridge Inspections, however, in light of the recent earthquake activity, he will re-check the masonry constructed bridges for any damages.

Scott Brians gave an update on Stone Bluff Senior Citizens Center.

Emergency Management Director Heath Underwood reported that the Creek Nation arbor service has wood chips they wish to deposit in the County.

Election Board Secretary Larry Wilkenson reported that they are still having phone issues, there is a leak in the roof, that his office is training precinct workers and gave update on new voter registration cards.

XI. 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 October 31st, 2011

B. Planning and Zoning for the month of October 2011

C. Emergency Management for the week of October 31st, 2011.

D. Engineer for the week of October 31st, 2011.

E. 911 for the week of October 31st, 2011.

F. County Clerk for the month of October, 2011.

G. Assessor for the month of October, 2011.

H. Treasurer for the month of October, 2011.

I. Oak Grove Fire Department for the month of October, 2011.

J. Fire Department Appropriation Ledgers for the month of October, 2011.

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

XII. Legal Items

1. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to forward Case No. CJ-07-173, Solomon, L. vs. Wagoner County to the District Attorney. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to take a lunch break at 11:26a.m.

Commissioner Hanning reconvened the meeting at 12:40p.m.

XIII. Purchase Orders

A. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning 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 blanket purchase order(s) #2918, #2919, #2920, #2960 through #2965, #2973, #3018, and #3029. 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, except for Court Clerk's P.O. #3022 ; Edwards, aye; Kelley, aye.

XIV. Executive Session.

A. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table going into Consider Executive Session Pursuant to Title 25, O.S. §307(B)4 for confidential communications with the attorney regarding the following item:

1. Personnel Matters related to compensation of Board employees – Planning and Zoning, Stormwater, E-911, Engineer, Courthouse Security, Judges Secretaries, Maintenance Staff, and Emergency Management.

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

XV. Consider reconvening into open session. – No action taken.

XVI. No action was taken regarding discussion and possible action regarding the following:

1. Personnel Matters related to compensation of Board employees – Planning and Zoning, Stormwater, E-911, Engineer, Courthouse Security, Judges Secretaries, Maintenance Staff, and Emergency Management.

XVII. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to recess at 1:49p.m.

Presented and approved by the Wagoner County Commission on this 14th day of November, 2011.

JAMES HANNING, CHAIRMAN

TIM KELLEY, VICE-CHAIRMAN

CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER
WAGONER COUNTY CLERK
