

MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS

Monday, November 21st , 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. Assistant District Attorney John David Luton was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on November 18th, 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 Edwards and the Prayer was led by Carolyn Kusler.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve minutes of Commission meeting held November 14th, 2011. 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 approve minutes of Special Meeting held November 9th, 2011. 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 Kelley to approve the following Utility Permit(s):
 1. 2011–3016, Applicant: Oklahoma Natural Gas for District Three.
 2. 2011–2016, Applicant: Windstream for District Two.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 Resolution #2011–062, Sheriff’s Office request to surplus the following:

1. (4) X2GEN Monitors only.
2. (1) Optiquet Monitor only.
3. (2) Lexmark Printers.
4. (3) Kodak Easy-Share Cameras.
5. (1) Toshiba Satellite Laptop.

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 Resolution #2011-061, to Retire the Wagoner County Stone Bluff Senior Citizen Trust Authority. The motion was not approved with the following votes cast: Hanning, nay; Edwards, nay; Kelley, nay.
- D. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve letter of representation for Wagoner County Development Authority's Audit by Gray and Blodgett. 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 Edwards to approve Wagoner County Development Authority journal entries for the Audit of the Authority by Gray and Blodgett. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- F. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve Wagoner County Board of Commissioners schedule of regular meetings 2012, deleting meeting dates for Monday, December 17th and Wednesday, December 26th, and adding meeting date of Thursday, December 20th, 2012. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- G. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve of replacement of hot water tank for the County Jail in the amount of \$6,800 to be taken out of Courthouse Renovation Fund. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- H. The Board discussed the replacement of awning on the back of the Courthouse. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to table this item to get other quotes. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- I. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve Contract with Eastern Oklahoma Youth Services (Pittsburg County) for juvenile detention services for FY2012, in the amount of \$23.25 per juvenile, per day. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- J. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to pay for E-911 Mobile Cop Air Cards out of Commissioner's Use Tax Fund. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, nay.
- K. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to table discussion and possible action regarding QEI-Response Form regarding Elevator Safety Inspection. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- L. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to take no action regarding a class action petition Case No. CJ-2011-1727, filed against Mortgage Electronic Registration System, Inc., et al. by Cleveland County. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- M. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to forward documents regarding Oklahoma Association of Fairs and Festivals membership and annual meeting to the Wagoner County Fair Board. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- N. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve District Attorney's request to hold a ceremony for crime victims at the Wagoner County Courthouse on

December 5th, 2011 at 6:30p.m. 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 Kelley and seconded by Commissioner Hanning to table discussion and possible action regarding Proposal from Matt Roberg, Castlecom, regarding the Alcatel-Lucent 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 approve quote in the amount of \$583.50 from Castlecom to move phones to conference room for Charlie Burns, Juvenile Offender Program to be paid from Courthouse Renovation Fund. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve payment of \$250 burial costs to Shipman Funeral Home for indigent person, Wanda Barber, a resident of City of Wagoner, Wagoner County, Oklahoma, and to approve signature on Medical Examiner Permit. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- D. The Board discussed the Lease Renewal with Bob Kelley on Wagoner County owned property at 18567 Hwy 64, Haskell, Oklahoma. Bob Kelley was present to answer questions. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve the Lease Renewal with the following additions: security fencing improvements; pit drainage; clean up of facility; no livestock within the facility; replacement of support beams; regular mowing; and correction of unsafe electrical wiring. 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 take no action regarding 5-year bridge plan and Cross Town Beams. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- F. Upon recommendation of the Election Board a motion was made by Commissioner Edwards and seconded by Commissioner Kelley to award of Bid #12, Ballots for Election Board, to Midwest Printing in the amount of \$0.160 – \$0.200 per ballot, with a onetime setup fee of \$40.00 (lowest bid). The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- G. The Board discussed Bid #11, Two(2) Brush Trucks and one(1) Tanker(Re-Bid) for Rolling Hills Fire Department. Rolling Hills Fire Chief submitted his request to reject the bids as they were purchasing the items through their General Budget. Commissioner Edwards questioned whether Rolling Hills Fire Department could be billed for additional costs incurred in order to go out for bid for a total of two times. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to take no action. 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 table discussion and possible action regarding energy efficiency and conservation strategy. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- I. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to accept the following EODD REAP Grants:
1. County-wide 2012 REAP Fund 7300, for construction of new fire station on Lone Star between 101st and 111th in the amount of \$14,000.00.
 2. District One 2012 REAP Fund 7301, for construction of new fire station on Lone Star between 101st and 111th, in the amount of \$14,000.00.
 3. District Two 2012 REAP Fund 7302, for improvement of shoulder road profile on Grey Oak Road, in the amount of \$14,000.00.
 4. District Three 2012 REAP Fund 7303, for construction of emergency shelter at 16505 S. 305th East Ave., in the amount of \$14,000.00.
- 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 Hanning to approve deposits. 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 break for lunch at 11:55a.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

Commissioner Hanning reconvened the meeting at 1:15p.m.

- B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve Resolution #2011-063, to allocate reimbursement to General Fund Account 17-2. 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 approve the following transfer:

1. Commissioner's Use Tax (C-42) to Juvenile Drug Court Misc. (C-45M) in the amount of \$18,200.00.

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

- D. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve the following invoices (#1. and #2.):

1. Sac and Fox Nation for juvenile detention for the month of October, 2011, in the amount of \$295.54.
2. Tulsa County Juvenile Bureau for juvenile detention for the month of October, 2011, in the amount of \$2,201.92.

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

3. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the SignalTek invoice in the amount of \$585.76, for service on the traffic light at SH51B and US 69. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VIII. New Business

Deputy Thomas Houdyshell presented an invoice for repair of computer that controls the Jail Tower. After discussion, Sheriff Bob Colbert stated that his department would pay the invoice.

IX. Public Comment: There was none.

X. Announcements

Laura Miller announced the Christmas Dinner to be held in Judge Shepherd's Courtroom on December 9th, 2011.

Heath Underwood stated he would be doing live training in Muskogee on December 5th, 2011.

County Engineer Monty Proctor gave an update on damage to the Jail after the recent earthquakes. He also gave an update on the Courthouse Capstone Project.

Commissioner Kelley announced that County Engineer Monty Proctor has been elected President of the Association of Oklahoma County Engineers, effective January 1, 2012.

XI. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to receive the following Reports:

- A. Planning and Zoning for the week of November 14th, 2011
- B. Emergency Management for the week of November 14th, 2011.
- C. Engineer for the week of November 14th, 2011.
- D. 911 for the week of November 14th, 2011.
- E. Taylor Ferry Fire Department for the months of September and October, 2011.

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

XII. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to forward the following to the District Attorney:

1. Case No. CJ-07-173, Solomon, L. vs Wagoner County.

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

XIII. 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 blanket purchase order #3138, #3198, #3199, #3200, #3204 through #3208. 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.

XIV. Executive Session.

A. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to go into Executive Session Pursuant to Title 25, O.S. §307(B)1 for confidential communications with the attorney regarding the following item at 10:15a.m:

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. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to reconvene into open session at 10:44a.m. The

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

XVI. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to take no 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.

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

XVII. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to Recess at 3:39p.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 28th day of November, 2011.

JAMES HANNING, CHAIRMAN

TIM KELLEY, VICE-CHAIRMAN

CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER
WAGONER COUNTY CLERK
