

MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
Monday, January 23rd, 2012

The Board of Wagoner County Commissioners met with Tim Kelley, Chairman; James Hanning, Vice-Chairman; Chris Edwards, Member; Carolyn Kusler, County Clerk; and Char Dubree, Secretary. Assistant District Attorney John David Luton was not present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on January 20th, 2012.

Location: Wagoner County Courthouse
Commissioner's Meeting Room

- I. The meeting was called to order by Commissioner Kelley at 9:03 a.m.
- II. Roll Call – Roll was called with the following responses: Hanning, present; Kelley, present; and Edwards, present.
- III. The Prayer was led by Chris Edwards and the Pledge of Allegiance was led by Carolyn Kusler.
- IV. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve the minutes of Commission meeting held January 17th, 2012. The motion was approved with the following votes cast: Hanning, abstained; Edwards, aye; Kelley, aye.
- V. Action Items
 - A. Commissioner Kelley stated that the cut off time for Agenda items, with appropriate documentation, will continue to be noon on Thursday prior to Agenda date. He stated that he was reiterating this policy which has been in effect since January 18th, 2011 and other items will be considered for the Agenda until 9:00a.m. on Friday, if an emergency exists.
 - B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve of the following Utility Permit:
 1. 3002-12, Applicant: Oklahoma Natural Gas, 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 Edwards and seconded by Commissioner Kelley to approve the following Labor Waiver(s):

1. Clean fence row, off County Right-of-Way, at 13450 S. 289th E. Ave., Coweta, Oklahoma, Geraldine Gilbert property, for District Three.
2. Clean fence row, off County Right-of-Way, at 76090 S. 300th Road, Wagoner, Oklahoma, Randy Wassom property, for District Two.

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

D. The Board received Notice to Proceed from EODD for County-Wide REAP Grant. No action was taken.

E. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve signing Certificate of Authorized Signatures Form for Oklahoma Department of Commerce. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

F. A motion was made by Commissioner Kelley (Correcting the name Keek to Keck) and seconded by Commissioner Edwards to approve the following Receiving Officers:

Ricky Keek and Terry Robertson for Account C35-Tulahassee Fire Department, FY2011-2012.

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

G. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve payment of \$250.00 burial costs to Shipman Funeral Home for indigent person, Michael Cowden, Okay, Oklahoma. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

H. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to remove from the Agenda item regarding Planning and Zoning Final Plat of Turtle Creek III. 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 pay \$25.00 Close Out Fee to Secretary of State for dissolving Wagoner County Educational Facilities Trust Authority, and if there is no money in the Account, it is to be paid from Commissioners Use Tax. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VI. Old Business

- A. The Board discussed the Earth Quake Assessment Report as prepared by Madsen, Kneppers and Associates, Inc. (MKA). A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to instruct County Engineer Monty Proctor to get quotes for repair of earthquake damage at OSU Extension Center and the Courthouse Jail. 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 discussion and possible action regarding request from Treasurer for remodel of her office to increase security, to allow more time for contractors to respond. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. The Board discussed item regarding Request for Proposal for roofing project of DAV Building in Coweta. Commissioner Kelley expressed concern with the dollar amount of the one quote received. Commissioner Hanning stated he would contact some Contractors in Tulsa regarding quotes. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to table this item. 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. The Board discussed the start date for distribution of CBRI Appropriation, approved January 9th, 2012, and Resolution #2012-009, reflecting same.

A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to shore up the CBRI Account to \$200,000.00 to accommodate existing projects, then split the remainder among the three Districts, with the future monies to be allocated to the Districts on an equal basis beginning with the February, 2012 appropriation of monies received in January, 2012. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

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

County Clerk Carolyn Kusler stated that last Friday she received a telephone call regarding a legal matter to Opt-in a Class Action suit against Bank of America which was forwarded by the Board to the District Attorney's Office in December. The Option deadline has been extended to February 2nd, 2012, and the Wagoner County Courthouse Renovation and Criminal Justice Authority is to receive \$14,735.36 if the Option deadline is met. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve signing the documents required. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

IX. Public Comment – There was none.

X. Announcements – Commissioner Kelley apologized to County Engineer Monty Proctor for overlooking January 4th as National Short People Day.

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

- A. Planning and Zoning for the week of January 17th, 2012.
- B. Emergency Management for the week of January 17th, 2012 .
- C. Engineer for the week of January 17th, 2012.
- D. 911 for the week of January 17th, 2012 .

E. Toppers Fire Department for the months of October, November and December, 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 legal item to the District Attorney:

Cause CD 201106407-T, Applicant: Red Fork (USA)

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, to include Warrant #1552. 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 the following Blanket Purchase Orders:

#4468 through #4471, #4533, and #4547.

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. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to recess at 11:05a.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 30th day of January, 2012.

TIM KELLEY, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER
WAGONER COUNTY CLERK
