

MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
Tuesday, May 29th, 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 Holly Chapman was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on May 25th, 2012.

Location: Wagoner County Courthouse
Commissioner's Meeting Room

- I. The meeting was called to order by Commissioner Kelley at 9:07 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 James Hanning.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve the minutes of Special Commission meeting held May 23rd, 2012. 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 the minutes of Commission meeting held May 21st, 2012. 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 Edwards and seconded by Commissioner Kelley to approve the following Labor Waiver(s):
 1. Knock down dirt off County Right-of-Way at 19327 US Highway 64, Haskell, Oklahoma, Janet Long property for District Three.
 2. Stock pile road materials off County Right-of-Way at 4997 Hwy 251A, Fort Gibson, Oklahoma, Annabell Rousselot property, for District Two.The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

B. After a presentation by Brenda Robertson, Planning and Zoning, and Applicant's Attorney Phil Frazier, Brenda reported that there was no opposition at their public hearing regarding this zoning change. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve request from Planning and Zoning to change zoning as follows:

1. WCZ#4-12-John Easton, Owner and Applicant request to change zoning on a 5.9 Acre Tract of land from AG to IM for a sand mining operation on general location South of 171st on the West side of 209th East Avenue.

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 the following Utility Permit:

1. 2011-12, Applicant: Rural Water District #5 for District Two.

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 Contract between Wagoner County Health Department and United Resources Building Co., in the amount of \$769,000.00. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

E. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Resolution #2012-023, ACCO Self-Insurance Fund/Workers Compensation Insurance Quote with Options One, FY2012-13. The motion was not approved with the following votes cast: Hanning, nay; Edwards, nay; Kelley, nay.

A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table approval or disapproval of Resolution #2012-023, ACCO Self-Insurance Fund/Workers Compensation Insurance Quote with Options One and Two, FY2012-13 to allow time to request and receive information regarding claims paid for County for FY2011-2012. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- F. The Board approved request from Adult Drug Court as follows:
1. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to approve Holli Wells and George Tony Drywater, as Requisitioning Officers for Accounts C38-1A thru C38-2. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 2. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Dovie Dawn Bailey as Receiving Officer for Accounts C-38-1A thru C38-2. 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 request from Flat Rock Fire Department as follows:
1. Philip Jones and Ken Duncan as Receiving Officers for Account C35. 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 approve Agreement with CGI Communications, Inc. for a no cost promotional video for Wagoner County (sponsored by NACO), along with preparation of a letter to be signed by the Chairman to be presented to Wagoner County Business Owners. The motion was approved with the following votes cast: Hanning, nay; Edwards, aye; Kelley, aye.
- I. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve the purchase of USB hard drive for daily backups for the phone system in the amount of \$745.50. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to pay the \$745.50 out of the General Fund M&O Account. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VI. Old Business

- A. The Board received and discussed an Opinion from Assistant District Attorney Holly Chapman regarding encumbering Purchase Orders. No action was taken.
- B. Commissioner Hanning presented a letter for the file which was written by Commissioner Hanning regarding requisitions, purchase orders, encumbering and Board of County Commissioners approval of purchase orders. No action was taken.
- C. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Maintenance Agreement with Castlecom for the Alcatel-Lucent phone system in the amount of \$16,362.92 to be paid out of General Fund M&O Account. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to take a 5 minute break at 10:13a.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. Commissioner Kelley reconvened the meeting at 10:23a.m.

- D. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table approval or disapproval of the Drug Policy for Personnel Handbook. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. Commissioner Edwards reported that a contractor was scheduled to come today to present an estimate for grouting the jack casing in the pits for the elevators. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table further discussion and possible action regarding quotes to grout the jack casing in the pits for the elevators. 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 Kelley and seconded by Commissioner Edwards to approve Payroll. The motion was approved with the following votes cast: Hanning, abstain; Edwards, aye; Kelley, aye.
- C. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve Highway Appropriations. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- D. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve Special Appropriation to Juvenile Offenders Program Grant in the amount of \$3,955.55. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. Transfer(s):
 - 1. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve transfer from Election Board M&O (Account 22-2) to Election Board Travel (Account 22-1C) in the amount of \$1,500.00. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - 2. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve transfer from Sheriff's M&O (Account #04-2) to Sheriff's Salary (Account 04-1A) in the amount of \$55,996.72. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- F. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to Approve the following invoice:
 - 1. Tulsa County Juvenile Bureau in the amount of \$1,376.20.
The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- VIII. New Business – There was none.
- IX. Public Comment – There was none.
- X. Announcements

Scott Brians, P&Z, notified that Crossman called today and said they will do road cut today.

Undersheriff Mike Stickelmeyer discussed a concern regarding their present internet service.

It was announced that the Wagoner County Board of Commissioners will meet tonight at Lone Star Baptist Church for a Special Meeting regarding Lone Star Fire District.

- 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 May 21st, 2012.
 - B. Emergency Management for the week of May 21st, 2012.
 - C. Engineer for the week of May 14th, and May 21st, 2012.
 - D. 911 for the week of May 21st, 2012.

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

- XII. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to forward the following Legal item to the District Attorney:
Case No. CJ-07-173, Solomon, L. v. 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 the following Blanket Purchase Orders: #7144, #7173, #7197, #7208, #7216, #7217, #7223 through #7225, #7227 through #7232, and #7236 through #7239, #7278, and #7287 through #7294.

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

XIV. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to recess at 12:33p.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 4th day of June, 2012.

TIM KELLEY, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER
WAGONER COUNTY CLERK
