

MINUTES OF MEETING  
WAGONER COUNTY BOARD OF COMMISSIONERS  
Monday, September 30<sup>th</sup>, 2013

The Board of Wagoner County Commissioners met in the Wagoner County Courthouse Commissioners Meeting Room. Chairman Chris Edwards; Vice-Chairman Tim Kelley; Member James Hanning; County Clerk Lori Hendricks; and Secretary Char Stevens were present. Assistant District Attorney Doug Dry was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner Co. Courthouse on September 27<sup>th</sup>, 2013.

- I. The meeting was called to order by Commissioner Edwards at 9:03 a.m.
- II. Roll was called with the following responses: Kelley, present; Hanning, present; Edwards, present.
- III. The prayer was led by Commissioner Edwards and the pledge was led by Judy Elliott.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve minutes of Commission Meeting held September 23<sup>rd</sup>, 2013. 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 table approval or disapproving signing Proclamation of Domestic Violence Awareness Month. 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 Hanning to approve Coordinated Community Response request to place display for Victims of Abuse on Courthouse lawn October 4<sup>th</sup>, 2013, from 8a.m.-4p.m. for Domestic Violence Awareness. 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 switch providers for 125 Cafeteria Plan Administration to AFLAC. 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 the following Labor Waiver:
    1. Remove road material for County use, off County Right-of Way from lots behind Wagoner Fire Station, for Ronnie Smith and Fred Smalley, land owners for District Two.

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 renewal of Gas Supply Agreement between Constellation NewEnergy – Gas Division, LLC and Wagoner County Jail. 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 Hanning to approve letter of engagement from Gray, Blodgett and Company, PLLC for audit for Wagoner County Development Authority. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- G. The Board opened bids submitted for Bid#2014-01, Used Tractor for District Three as follows:
  - 1. P & K Equipment for a new tractor in the amount of \$47,075.64.
  - 2. Hogan Tractor Co. in the amount of \$60,300.00.
  - 3. P & K Equipment for a new tractor in the amount of \$66,022.50.A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table award to allow time for District Three to review and recommend. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- H. The Board opened bids submitted for Bid#2014-02, Installation of Guard Rail for District Two as follows:
  - 1. Cowboy Contracting in the amount of \$17,700.00.
  - 2. Time Striping in the amount of \$18,900.00 (\$9.00/LF).
  - 3. Fensco, Inc. in the amount of \$15,015.00 (\$7.15/LF).A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to table award to allow time for District Two to review and recommend. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- I. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table approval or disapproval Planning and Zoning Resolution #2013-036, request to change zoning from WCZ#4-13 from AG to CG-Commercial and RD-Duplex (Bryant McEntire, Applicant), location: County Line Road, Coweta, Oklahoma (corrected to Broken Arrow, Oklahoma). The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- J. Alan Parnell introduced new OSU Family and Consumer Science educator, Stacey Jones to Commissioners. The Commissioners welcomed her. No Action was taken.
- K. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to approve request from Engineer Monty Proctor and Stormwater Manager Scott Brians for Out-of-State Travel to Bentonville, Arkansas, October 2<sup>nd</sup> through

October 4<sup>th</sup>, 2013 to attend Stormwater Conference. The motion was approved with the following votes cast: Hanning, nay; Edwards, aye; Kelley, aye.

- L. The Board discussed item regarding Planning and Zoning permitting for a pond across from 2601 South 294<sup>th</sup> East Avenue, Broken Arrow, Ok.; and, events that took place at that location on 9/25/13. Citizens Joseph Watt, P.E., Ky Vargas, Tracy and Paul Gibson, Kayleen Reeves and Dennis Dorsey, and David Steeber were present and spoke to this subject.

A motion was made by Commissioner Edwards and seconded by Commissioner Kelley requesting reports relating to this matter, to include public safety issues, be completed and provided to the Board. 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 County employee leave policies. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to take a break at 11:07a.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. Commissioner Edwards reconvened the meeting at 11:17a.m.

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 Hanning to approve Juvenile Detention Transportation Claim for the month of August, in the total amount of \$1,868.76. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VIII. New Business

County Engineer/Flood Plain Manager/Code Enforcement Administrator Monty Proctor presented the Board with a Report of Grievance Against Commissioner James Hanning.

A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to receive the Report of Grievance. 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 announced that District Three is holding a County-wide “Clean Up Wagoner County Day” at 16507 S. 305<sup>th</sup> East Avenue, Coweta, Oklahoma on Saturday, October 5<sup>th</sup> from 8:00a.m.–2:30p.m. District Three will have 40 yard dumpsters for household trash and other unwanted items. (No hazardous waste such as paint or batteries will be accepted.)
- Commissioner Edwards announced the DAV Annual Pie Action will be held on Thursday, October 3<sup>rd</sup> at 6:00p.m.
- XI. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to receive the following Reports except B. and E.:
- A. Cash Voucher Expense Report(s).
  - B. Emergency Management for the week of September 23<sup>rd</sup>, 2013.
  - C. Engineer for the week of September 23<sup>rd</sup>, 2013.
  - D. E-911 for the week of September 23<sup>rd</sup>, 2013.
  - E. STEP Drill Sergeant for the week of 23<sup>rd</sup>, 2013.
  - F. Planning and Zoning for the week of 23<sup>rd</sup>, 2013.
- The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XII. 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 Hanning to approve the following Blanket Purchase Order(s): #2099 through #2101, #2150 through #2162, #2170 through #2174, #2206 through #2210, #2217 through #2219, #2245, #2256, #2277, #2280 and #2281. 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 Hanning to approve calendar claims. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XIII. A motion was made by Commissioner Hanning to go into Executive Session for discussion and possible action regarding the following:
- A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of County Engineer Monty Proctor and Stormwater Manager/County Inspector Scott Brians.
- Commissioner Edwards seconded the motion for discussion. After discussion, the motion was not approved with the following votes cast: Hanning, aye; Edwards, nay; Kelley, nay.

- XIV. Consider reconvening into open session. No action was necessary.
- XV. Discussion and possible action regarding the following:
  - A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of County Engineer Monty Proctor and Stormwater Manager/County Inspector Scott Brians. No action was taken.
- XVI. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to Adjourn at 1:20p.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 7<sup>th</sup> day of October, 2013.

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CHRIS EDWARDS, CHAIRMAN

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TIM KELLEY, VICE-CHAIRMAN

ATTEST: LORI HENDRICKS  
WAGONER COUNTY CLERK

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JAMES HANNING, MEMBER

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