

MINUTES OF MEETING  
WAGONER COUNTY BOARD OF COMMISSIONERS

Monday, December 16<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 Holly Chapman and Assistant District Attorney Joy Mohorovicic were also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner Co. Courthouse on December 13<sup>th</sup>, 2013.

- I. The meeting was called to order by Commissioner Edwards at 9:02 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 Brenda Robertson.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve minutes of Commission Meeting held December 2<sup>nd</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 Hanning and seconded by Commissioner Kelley to approve the placement of a Christmas tree representing teal and purple for victims of domestic abuse and sexual assault, to be placed in front of the victim witness coordinator office. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - B. A motion was made by Commissioner Edwards to table item regarding Health Dept. Agreement; then Commissioner Edwards withdrew his motion. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Agreement between Health Dept. and Standley Systems, LLC, for lease of copier in the amount of \$184.21 per month. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - C. The Board opened bids submitted for Bid#2014-10, Wagoner County Six Month Bids. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to accept all bids submitted for availability and accessibility. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
  - D. The Board Discussed item regarding schedule and availability for County employees who report to the Board of Commissioners. No action was taken.

A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to take a break at 10:27a.m. Commissioner Edwards reconvened the meeting at 10:35a.m.

- E. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve Agreement between Meshek & Associates, PLC and Wagoner County for Right-of-Way Services for State Job No. 25488(04), Elevator Road in the

total project amount of \$210,000.00. The motion was approved with the following votes cast: Hanning, nay; Edwards, aye; Kelley, aye.

Prior to hearing Items F. and G. below, County Engineer Monty Proctor stated that the documents presented are all correct; however ODOT had verbally given information for the Agenda with the wording then after the Agenda had been posted, ODOT corrected Item F. to read "Funding Agreement for Indian Road **CIRB** Project 25489(04)" and corrected Item G. to read "Funding Agreement for Indian Road **STP** Project 28963(04)".

- F. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Funding Agreement for Indian Road STP (corrected to **CIRB**) Project 25489(04); to include approval of Resolution #2013-043. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- G. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve Funding Agreement for Indian Road CIRB (corrected to **STP**) Project 28963(04); to include approval of Resolution #2013-044. 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 Flat Rock Fire Department request to designate as follows:
- | <u>Receiving Officers</u> | <u>Requisitioning Officers</u> |
|---------------------------|--------------------------------|
| 1. Mike McNeer            | 1. Gina Roberts                |
| 2. Otto Deacon            | 2. Cindy Snodgrass             |
- 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 Edwards to approve the following Labor Waiver:
1. Dump dirt off County Right-Of-Way, at 16188 S. 327 E. Ave., Coweta, Oklahoma, Joulice Chalakee property for District Three.
- 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 approve the following utility permits:
1. #1037-13, Applicant: Windstream, For District One.
  2. #1038-13, Applicant: ONG, For District One.
- The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- K. The Board Discussed item regarding placing a 30 day limit for Pauper's Burial Assistance. No action was taken.
- L. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve Resolution #2013-42, Zoning change from AG, RS, RM, C-4 to

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

M. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to take measures to improve ventilation in E-911 equipment room by installing vents in the door and adding fans; costs to be paid out of Courthouse Maintenance Account; and allow any additional ventilation improvements to go through Chairman Edwards. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

N. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to table item regarding petition to vacate plat and removal from county road inventory as follows:

1. 2600 Block of S. 293<sup>rd</sup> E. Ave., Broken Arrow, Oklahoma.
2. 26300 Block of E. 27<sup>th</sup> St., Broken Arrow, Oklahoma.

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 approve ThyssenKrupp quote in the amount of \$9,983.28 for repair of jail elevator. 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 request from Wright-Brown Family Funeral Home for payment of Pauper's Burial Assistance in the amount of \$250.00 for indigent person, Eddie Gene Cypert, 29571 E 15<sup>9th</sup> St. South, Coweta, Oklahoma. 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 Edwards and seconded by Commissioner Kelley to approve Appropriations. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VIII. New Business

Treasurer Dana Patten stated that the County has a shortfall in the General Fund. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve Transfer of \$500,000.00 from 1 Cent Sales Tax Account C-43GOV to General Fund. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

County Clerk Lori Hendricks stated that last Friday there was a water leak in the phone closet, due to a melting ice dam on the Courthouse roof, and two switches had to be

replaced. Lori publically commended Matt Roberg with Castlecom for dropping everything and coming directly to the Courthouse to address this problem. Lori also suggested that a more permanent solution should be considered to eliminate this problem in the future.

IX. Public Comment – There was none.

X. Announcements

Commissioner Edwards announced that the decking and rafters had been replaced on the DAV building at an additional cost of \$255.00.

County Engineer Monty Proctor announced that the Courthouse Christmas Dinner was a success, and commended Chasity Levi for all her efforts in coordinating and hosting the event.

Commissioner Kelley announced that when the Courthouse was closed on Monday, December 9<sup>th</sup>, Sharon Carter in Purchasing Department had come in to work and stayed until she had assisted all the County Barns with necessary PO's. He stated that he appreciated the fact that Sharon went above and beyond what she was required to do in order for the barns to have necessary replacement of fuel, etc. used during the ice storm. Commissioner Hanning noted that she had assisted him with getting a critical PO. County Clerk Lori Hendricks commended Sharon and reiterated her value as an employee.

Election Board Secretary Larry Wilkerson stated he had had the opportunity to attend an Army/Navy game recently and experienced a proud moment regarding our military during presentations at the game.

A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to break for lunch at 12:45p.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. Commissioner Edwards reconvened the meeting at 2:00p.m.

XI. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to receive Reports as follows except R.:

- A. Cash Voucher Expense Report(s).
- B. Emergency Management for the week of December 2<sup>nd</sup>, 2013.
- C. Engineer for the week of December 2<sup>nd</sup>, 2013.
- D. E-911 for the week of December 2<sup>nd</sup>, 2013.
- E. Planning and Zoning for the week of December 2<sup>nd</sup>, 2013.
- F. Assessor for the month of November, 2013.
- G. Court Clerk for the month of November, 2013.
- H. County Clerk for the month of November, 2013.
- I. E-911 for the month of November, 2013.
- J. Election Board for the month of November, 2013.
- K. Fire Dept(s) Appropriation Ledgers for the month of November, 2013.
- L. Health Department for the month November, 2013.

- M. Juvenile Drug Court for the month of November, 2013.
- N. Planning and Zoning for the month of November, 2013.
- O. Sheriff for the month of November, 2013.
- P. Treasurer for the month of November, 2013.
- Q. Treasurer Allocation of Alcoholic Beverage Tax for November, 2013.
- R. Fire Dept(s) Appropriation Ledgers for the fiscal year 2013–2014.
- S. Tullahassee Volunteer Fire Department for the months of July through Nov., 2013.
- T. Toppers Fire Department for the month of November, 2013.

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

XII. Legal Items

A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to forward the following Legal items to the District Attorney:

- A. Case No. CV–2013–109, ODOT vs. Lloyd Thomas Wilson Sr. and Lottie Earlene Wilson and Wagoner County, et al.
- B. Case No. CV–2013–110, ODOT vs. Jimmie D. and Melissa M. Smith and Wagoner Co., et al.
- C. Case No. CV–2013–112, ODOT vs. Sharon E. Howell and Wagoner County, et al.
- D. Case No. CV–2013–111, ODOT vs. Michael Blaine and Kathlyn Jean Banks and Wagoner County et al.
- E. Case No. CIV–13–0095–FHS–SPS, Stanley Rice vs. Wagoner County.
- F. Case No. CJ–2013–0418, ODOT vs. Ronald J. Skeen and Wagoner County, et al.
- G. Case No. CJ–2013–0450, JPMorgan Chase Bank, vs. James T. Linam and Wagoner Co., et al.

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 Edwards and seconded by Commissioner Kelley to approve the following Blanket Purchase Order(s): #3667, #3670, #3705, #3718, #3736 through #3747, #3788, #3807, #3808, #3826, #3843 through #3845, #3846, #3855, #3861, #3862, #3865, and #3866. 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 4:17p.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 23<sup>rd</sup> day of December, 2013.

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CHRIS EDWARDS, CHAIRMAN

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TIM KELLEY, VICE-CHAIRMAN

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JAMES HANNING, MEMBER

ATTEST: LORI HENDRICKS  
WAGONER COUNTY CLERK

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