

**MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
MONDAY, MAY 26TH, 2015**

The Board of Wagoner County Commissioners met in the Wagoner County Courthouse Commissioners Meeting Room. Chairman Tim Kelley; Vice-Chairman James Hanning; Member Chris Edwards; and, County Clerk Lori Hendricks were present. Assistant District Attorney Joy Pittman was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on May 22nd, 2015.

- I. The Meeting was called to order by Commissioner Kelley at 9:02 a.m.
- II. Roll was called with the following responses: Hanning, present; Kelley, present; Edwards, present
- III. Prayer was led by Larry Wilkinson and Pledge of Allegiance was led by Sheriff Bob Colbert.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve minutes of commission meeting held May 18th, 2015 corrected from May 11th as shown on the Agenda. 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 Kelley and seconded by Commissioner Hanning to approve Warranty for FY2015-16 between Telco Supply Company and Wagoner County Health Department. 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 request notice from Pioneer Telephone Cooperative, Inc. 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 table action regarding FY2015-16 Agreement Contract with Tulsa County Juvenile Bureau/Detention Home, at the rate of \$44.00 per juvenile per day. The item was later revisited after District Attorney review and a motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve FY2015-16 Agreement Contract with Tulsa County Juvenile Bureau/Detention Home, at the rate of \$44.00 per juvenile per day. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - D. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve FY2015-16 Agreement Contract with Muskogee Youth Services, at the rate of \$23.27 per juvenile per day. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - E. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve the purchase of fencing for J/P #28963, Indian Road Surface Transportation Project. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye
 - F. After Discussion regarding construction permits in the tornado affected area a motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve waiving permit fees for those affected by the recent tornado. 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 Edwards to table action regarding Senior Citizen Center(s) donations. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye. This item was re-visited later in the meeting after reviewing account balances and a motion was made by Commissioner Kelley and seconded by Commissioner Hanning to continue donations in the amount of \$200/month to the Senior Citizen

Center(s) for 1 year. 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 Corps of Engineers License No. DACW56-3-271, Renewal of expired license No. DACW56-3-10-119. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

I. (Corrected from E.) A motion was made by Commissioner Kelley and seconded by Commissioner Edwards Approve the following Utility Permit(s):

1. #2005-15 Applicant: Oklahoma Natural Gas for District Two

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 Edwards to table Discussion and possible action regarding adoption of Wagoner County Media Policy. 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 new membership application with Northeastern Oklahoma Regional Alliance (NORA), 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 Hanning and seconded by Commissioner Edwards to approve deposit(s). 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 Payroll. 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 Highway Appropriations. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

D. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to receive County Treasurer's Resale Property Financial Report. 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 Juvenile detention transportation claim for the month of April, 2015 in the amount of 911.18. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VIII. New Business – The board discussed the need to bid for Asphalt services for emergency repairs due to the recent flooding. ADA Joy Pittman notified the board she would review and give notice to Commissioner Hanning. No Action was taken.

IX. Public Comment – Larry Wilkinson asked if Action item F included water damage due to recent flooding. The board responded item F would cover any storm related damage that required permitting.

X. Announcements – Commissioner Hanning thanked Emergency Management Director, Heath Underwood and an Oklahoma Highway Patrol officer for escorting the work crew to the bridge collapse in District One. He also

thanked Cook Construction for use of their crane. Sheriff Bob Colbert added all deputies who worked extra shifts during inclement weather. Larry Wilkinson notified the board of upcoming office renovations. Chairman Tim Kelley requested all quotes for renovations be submitted in the next open meeting.

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

- A. Cash Voucher(s)
- B. Emergency Management
- C. Engineer
- D. Planning & Zoning
- E. E-911

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

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

- A. State District Court Case No. CJ-2013-192 and Federal Bankruptcy Court Case No. 15-80493, First Fidelity Bank vs. Emerald Falls, LLC and Wagoner County, et al.
- B. Case No. CJ-2014-33, Bank of America, N.A. vs. Chester and Teresa Jennings and Wagoner County, et al.
- C. Case No. CIV-13-0095-FHS-SPS, Stanley Rice vs. Wagoner County, et al.
- D. Case No. CJ-2008-333, First Priority Bank vs. Kary Scoggins and Wagoner County, et al.
- E. Case No. CJ-2008-339, First Priority Bank vs. Kary Scoggins and Wagoner County, 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 Hanning and seconded by Commissioner Edwards to approve cancellation of Purchase Orders, to include Warrant #000232. 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 the following blanket purchase order(s): #7084, #7102 through #7107, #7109, #7111 through #7115, #7117 through #7124, #7143, #7144, #7151, #7172, #7186 through #7190, #7203, #7205, #7206, and #7214. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. (Commissioner Hanning left the meeting during this item.) 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: Edwards, aye; Kelley, aye.

XIV. Executive Session – (This item was heard earlier in the meeting after item XII.) A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to go into Executive Session at 10:45a.m. for discussion and possible action regarding the following:

- A. Discussing the purchase or appraisal of real property
- B. Discussing the employment, hiring, appointment, promotion, demotion, disciplining or resignation of Planning and Zoning employees.

- C. Confidential communication between a public body and its attorney concerning a pending claim or action. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XV. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to reconvene into open session at 11:40a.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XVI. The Board discussed the following:
 - A. Purchase or appraisal of real property. No action taken.
 - B. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of Planning and Zoning employees. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to move Chasity Levi to planning and zoning starting June 1, 2015 and to make Monty Proctor Planning and Zoning interim supervisor effective immediately. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - C. Confidential communication between a public body and its attorney concerning a pending claim or action. No action taken.
- XVII. Adjourn – A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to recess at 12:40a.m. The motion was approved with the following votes cast: Edwards, aye; Kelley, aye.

Presented and approved by the Wagoner County Commission on this 8th day of June, 2015.

TIM KELLEY, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

CHRIS EDWARDS, MEMBER

ATTEST: LORI HENDRICKS
WAGONER COUNTY CLERK
