

**MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
MONDAY, AUGUST 3RD, 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 Mohorovicic was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on July 31st, 2015.

- I. The Meeting was called to order by Commissioner Kelley at 9:06 a.m.
- II. Roll was called with the following responses: Hanning, present; Edwards, present; Kelley, present.
- III. Prayer was led by Commissioner Edwards and Pledge of Allegiance was led by Commissioner Hanning.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve minutes of commission meeting held July 27th, 2015. The motion was approved with the following votes cast: Hanning, aye; Edwards, abstain; Kelley, aye.

- V. Action Items
 - A. The Board opened bids submitted for Bid #2016-02 Lignin-Based Soil Stabilizer for Commissioners as follows:
 1. Alliance Liquid at \$1.43 per gal. FOB; and \$1.662 delivered
 2. Midwest Industrial Supply, Inc. at \$3.43 per gal. FOB; and \$3.93 per gal. deliveredA motion was made by Commissioner Edwards and seconded by Commissioner Hanning to accept Alliance Liquid bid, which was the lowest. 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 Whitehorn Cove Fire Department request to designate John Hallford and Craig Minton as Receiving Officers for Account C35-Whitehorn F.D. 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 Okay Fire Department appointment of Payden Metzger as the Fire Department Trustee to the Wagoner County Fire Trust Authority. 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 approve Contract between the Oklahoma Department of Mental Health and Substance Abuse Services and Cherokee/Wagoner/Adair County Drug Court FY2015-16. 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 Edwards to approve the following Labor Waivers:
 1. Clean out ditch off County Right-of-Way at 12172 S. 257th E. Ave., Coweta, Oklahoma, property owner Margie Lamberson for District Three.
 2. Park County equipment off County Right-of-Way at 12928 S. 257th E. Ave., Coweta, Oklahoma, property owner Misty Dodson, for District Three.The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

F. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve the following Utility Permit(s):

1. #1014-15 Applicant: Rural Water District #5 for District One.
2. #1015-15 Applicant: Oklahoma Natural Gas for District One.
3. #2013-15 Applicant: Oklahoma Natural Gas for District Two.
4. #3030-15 Applicant: Valor Telecom for District Three.

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 INCOG Dues for FY2015-16 in the amount of \$18,916 and Green Country Stormwater Alliance in the amount of \$4,000 for a total amount of \$22,916. 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 Addendum to the Detention Services Agreement Contract between Tulsa County Juvenile Detention Home and Wagoner County. 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 Kelley and seconded by Commissioner Edwards to approve transfer from Mental Health Court Account C44 to Adult Drug Court Salary Account C38-1A in the total amount of \$10,270.83. 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 the following invoice to be paid from Account C43:

1. Eastern Oklahoma Development District Annual Membership Dues FY2015-16 in the amount of \$6,724.00.

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 – Commissioner Kelley announced that today is County Clerk Lori Hendricks' birthday; and Scott Brians' birthday was yesterday.

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

- 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 Edwards to forward the following legal items to the District Attorney:
- A. Case #CJ–2015–105 First Bank of Owasso vs. Affordable Homes, LLC and Wagoner County, et al.
 - B. Case #CS–2015–0222 Citibank, N.A. vs. Ronald D. Cornwell 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. 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 Hanning to approve the following blanket purchase order(s): #746, #747, #820, #854, and #862 through #865. 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. Executive Session – A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to go into Executive Session (at 9:39a.m.) Pursuant to Title 25, O.S. §307 § (B)1, (B)3 and (B)4 for discussion and possible action regarding the following:
- A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of employee Bo Bacinett; and E-911 Coordinator Judy Elliott.
 - B. Discussing the purchase or appraisal of real property – A motion was made by Commissioner Hanning and seconded by Commissioner
 - C. Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest.
- The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XV. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to reconvene into open session at 10:42a.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XVI. The Board discussed the following:
- A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of employee Bo Bacinett; and E-911 Coordinator Judy Elliott. – – Regarding employee Bo Bacinette – No Action Taken. Regarding E-911 Coordinator Judy Elliott, a motion was made by Commissioner Kelley and seconded by Commissioner Edwards to award a raise in salary of \$250.00 per month. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - B. Discussing the purchase or appraisal of real property – A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to allow the Chairman to sign real estate option agreement for N 100' of L1 and N 100' of L2 Blk 342 City of Wagoner; and to obtain three appraisals, cost of appraisals to be paid from Commissioners Tax. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- C. Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. – A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to table action. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- XVII. Recess – A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to recess at 11:26a.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 10th day of August, 2015.

TIM KELLEY, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

ATTEST: LORI HENDRICKS
WAGONER COUNTY CLERK

CHRIS EDWARDS, MEMBER

BOCC:LH/cs