

**MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
MONDAY, APRIL 11TH, 2016**

The Board of Wagoner County Commissioners met in the Wagoner County Courthouse Commissioners Meeting Room. Chairman Chris Edwards; Vice-Chairman James Hanning; Member Tim Kelley; 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 April 8th, 2016.

- I. The Meeting was called to order by Commissioner Edwards at 9:02 a.m.
- II. Roll was called with the following responses: Hanning, present; Edwards, present; Kelley, present.
- III. Prayer was led by Lori Hendricks and Pledge of Allegiance was led by Sandy Hodges.
- IV. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve minutes of commission meeting held April 4th, 2016. 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 Edwards to approve sale of County owned property, to-wit: Sun City I Lot 8 Blk 6, Broken Arrow, Oklahoma; to Raul Gonzalez Leyva for \$7,675.00 including costs and fees. The motion was approved with the following votes cast: Hanning, abstain; Edwards, aye; Kelley, aye.
 - B. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to extend Streambank Stabilization Tire Removal Contract for ninety (90) days. 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 Resolution #2016-019 Toppers Fire Department to surplus 1982 GMC Pumper/Tanker, VIN#1GDM7D1E8CV566246, to be traded by sealed bid. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - D. The Board opened the only bid submitted for Bid #2016-23 Extrication Equipment for Whitehorn Cove Fire Department which was from Chief Fire and Safety; bid in the amount of \$8,636.00 for cutter; and bid in the amount of \$8,236.00 for spreader; for total bid of \$16,872.00. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to table action. 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 following Utility Permit(s):
 1. #3019-16 Applicant: Valor Telecom for District Three
 2. #3020-16 Applicant: Rural Water #5 for District ThreeThe 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 Edwards to approve Labor Waiver to dump dirt off County Right-of-Way at 25960 E. 111th, Coweta, Oklahoma; property owner Fred Chrisman 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 Edwards to table discussion and possible action regarding quotes received for remodel in Sheriff's Office. 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 Kelley and seconded by Commissioner Hanning 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 Edwards and seconded by Commissioner Kelley to approve Appropriations. 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 Transfer of Appropriations from INCOG REAP Stone Bluff Fire Hydrants Account C25 to Stone Bluff Fire Sales Tax Account C35 Stone Bluff, in the amount of \$6,665.04. 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 – There were none.

XI. Reports – A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to receive the following reports (except C. Engineer's report):

- A. Cash Voucher
- B. Emergency Management
- C. Engineer
- D. Planning & Zoning
- E. E-911
- F. Assessor for the month of March, 2016.
- G. Court Clerk for the month of March, 2016.
- H. County Clerk for the month of March, 2016.
- I. E-911 for the month of March, 2016.
- J. Election Board for the month of March, 2016.
- K. Fire Department(s) Appropriation Ledgers for the month of March, 2016.
- L. Health Department for the month of March, 2016.
- M. Juvenile Drug Court for the month of March, 2016.
- N. Planning & Zoning for the month of March, 2016.
- O. Sheriff for the month of March, 2016.
- P. Treasurer for the month of March, 2016.
- Q. Treasurer Allocation of Alcoholic Beverage Tax for the month of March, 2016.
- R. Okay Fire Department
- S. Toppers Fire Department

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

XII. Legal – 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. CJ-2016-114 RCB Bank vs. Karen Renae McGee and Wagoner County, et al
 - B. Case No. 6:16-cv-00115-SPS Gary Clark vs. Robert Colbert and Wagoner County, et al
 - C. Case No. CV-16-33 Multi-County Grand Jury/State of Oklahoma vs. Robert Steven Colbert
- 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 Kelley and seconded by Commissioner Hanning to approve cancellation of Purchase Orders; to include Warrant #000202 (not needed). 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): #6177, #6208, #6236, #6239, #6247. 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 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 Kelley and seconded by Commissioner Hanning to go into Executive Session at 9:37a.m. Pursuant to Title 25, O.S. §307 §(B)1 and §(B)4 for discussion and possible action regarding:
 - A. Employment, hiring, appointment, promotion, demotion, disciplining or resignation of Sheriff Department employees.
 - B. 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 interestThe motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XV. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to reconvene into Open Session at 10:52a.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 of Sheriff Department employees. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to table action regarding this item. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - B. NO ACTION WAS TAKEN regarding 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.
- XVII. Recess – A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to recess at 10:58a.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 18th day of April, 2016.

CHRIS EDWARDS, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

ATTEST: LORI HENDRICKS
WAGONER COUNTY CLERK

TIM KELLEY, MEMBER

BOCC:LH/cs