

**MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 31ST, 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 were also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on May 27th, 2016.

- I. The Meeting was called to order by Commissioner Edwards at 9:15 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 Kelley.
- IV. A motion was made by Commissioner Kelley and seconded by Commissioner Hanning to approve minutes of commission meeting held May 23rd, 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 Hanning and seconded by Commissioner Kelley to approve ODOT County Road Action Report adding 519.30 feet (0.10 miles) on E. 65th Street South, located East of S. 289th East Avenue in Broken Arrow, Oklahoma, Wagoner County District One. 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 Contract between Wagoner County Treasurer and TM Consulting. 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 Community Care Senior Health Plan HMO Group Health Services Agreement. 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 Hanning to approve Emergency Management request to designate Receiving Officers for Accounts C32-1A thru C32-2, C32 NSU Grant, C32G, C32 LEPC, C32-R, C42-03-1A thru C42-03-2, C43-03-1C thru C43-03-2. 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 Resolution #2016-030 Okay Fire Department to Surplus the following:
 1. One (1) 1978 Ward Fire Truck VIN#801371
 2. One (1) 1987 GMC Brigadier 350 Pumper/Tanker Truck VIN#1GDT9C4C2HV532675The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - F. A motion was made by Commissioner Edwards and seconded by Commissioner Kelley to approve the following Utility Permit(s):
 1. #2012-16 Applicant: Rural Water District #5 for District Two
 2. #3026-16 Applicant: Oklahoma Natural Gas for District ThreeThe motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
 - G. A motion was made by Commissioner Edwards and seconded by Commissioner Hanning to approve the following labor waiver(s):
 1. Clean out ditch, clean fence row, dig rock, dig shale, dump debris, dump dirt, dump rock, install tin horn, slope bank, stock pile road materials, fix water runoff and clean gravel off County Right-of-Way at 33248 E 652 Dr. Chouteau, OK 74337; property owner Christopher S Ward for District two.

2. Clean out ditch, dump dirt, dump wood chips, slope bank off County Right-of-Way at 33960 Eagle Circle, Wagoner OK; property owner Ron Ashbrener 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 Hanning and seconded by Commissioner Edwards to approve installation of cloud-based remote-monitoring system in Courthouse 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 award Bid #2016-27, Equipment for Brush Truck for Stone Bluff Fire Department, to the only bidder which was Hesselbein in the amount of \$7,980.20. 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 award Bid #2016-28 Engine Truck for Okay Fire Department, to Jon's Mid America in the amount of \$119,100.00 (the only bid submitted that met specifications of bid). 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 cancellation of Transfer of \$5,000.00 from Election Board Salary Account 22-1A to M&O Account 22-2 in the amount of \$4,500.00 and to Travel Account 22-1C in the amount of \$500.00; and, Transfer \$3,900.00 from Election Board Part-Time Help Account 22-1B to M&O Account 22-2, which was approved on 05-23-2016. 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 Transfer of \$6,500.00 from Election Board Salary Account 22-1A with \$6,200 to Election Board M&O 22-2 and \$300 to Election Board Travel 22-1C; and Transfer \$1,500.00 from Election Board Part Time Help to Election Board Election Board M&O 22-2. 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 – Court Clerk Jim Hight announced that his office received a grant to purchase a “Smart Board”

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

- A. Cash Voucher
- 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 Kelley and seconded by Commissioner Edwards to forward the following legal items to the District Attorney:

- A. U.S. Bank, N.A. vs. David Biggs Trust and Wagoner County, et al

B. Case No. 16-60040 (DRJ) United States Bankruptcy Court vs. Linn Energy, LLC 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 Kelley and seconded by Commissioner Hanning 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): #7319 through 7338, #7354, #7363 through #7368, #7372, #7373, #7390 through #7397, #7399, and 7415. 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 Kelley and seconded by Commissioner Hanning to go into Executive Session (at 10:57a.m.) Pursuant to Title 25, O.S. §307 §(B)4 for discussion and possible action regarding:

A. 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 Kelley to reconvene into Open Session at 12:43a.m. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

XVI. No action was taken regarding the following;

A. 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. Adjourn – A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to adjourn at 12:45p.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 6th day of June, 2016.

CHRIS EDWARDS, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

ATTEST: LORI HENDRICKS
WAGONER COUNTY CLERK

TIM KELLEY, MEMBER