

MINUTES OF MEETING
WAGONER COUNTY BOARD OF COMMISSIONERS
Monday, February 13th, 2012

The Board of Wagoner County Commissioners met with Tim Kelley, Chairman; James Hanning, Vice-Chairman; Chris Edwards, Member; Carolyn Kusler, County Clerk; and Char Dubree, Secretary. Assistant District Attorney John David Luton was also present. Advance notice of the meeting was posted on bulletin boards and public entrances of the Wagoner County Courthouse on February 10th, 2012.

Location: Wagoner County Courthouse
Commissioner's Meeting Room

- I. The meeting was called to order by Commissioner Kelley at 9:02 a.m.
- II. Roll Call – Roll was called with the following responses: Hanning, present; Kelley, present; and Edwards, present.
- III. The Prayer was led by John David Luton and the Pledge of Allegiance was led by Sandy Hodges.
- IV. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to approve the minutes of Commission meeting held February 6th, 2012. 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 Edwards and seconded by Commissioner Kelley to approve the following Utility Permits(s):
 1. #3004-12, Applicant: Oklahoma Natural Gas, for District Three.
 2. #3005-12, Applicant: Windstream Communications, for District Three.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 forward to the District Attorney item regarding Gray, Blodgett & Company, PLLC to audit the Home Finance Authority for

year ended December 31, 2011. 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 Gray, Blodgett & Company, PLLC to audit the Wagoner County Development Authority for year ended June 30, 2012, to be paid by the Health Department. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- D. The Board opened (2) bids submitted for Bid #14, Rescue Equipment for Broken Arrow Fire Department. The first bid was from Ingram Fire and Rescue and was a "No Bid"; the second bid was from Blaze Enterprises, LLC in the amount of \$11,544.00. A motion was made by Commissioner Hanning and seconded by Commissioner Kelley to forward the bid to Broken Arrow Fire Department for review and recommendation. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- E. The Board discussed item regarding leaking windows in Courthouse. Maintenance Supervisor David French reported that he had caulked some of the areas of the windows and flashing, but needed a lift to complete the job. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table until District One could see if their lift is available for this project. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- F. A motion was made by Commissioner Hanning to discuss purchase of clerical supplies for the Energy Efficiency Strategy Program. His motion died for lack of second and Commissioner Kelley opened the item up for discussion. Commissioner Hanning objected to the purchase of the iPad, and use from these particular funds. A motion was then made by Commissioner Kelley and seconded by Commissioner Edwards to approve request of County Engineer Monty Proctor, Energy Manager, to purchase listed clerical supplies for the Energy Efficiency Strategy Program in the total amount of \$1,853.00. The motion was approved with the following votes cast: Hanning, nay; Edwards, aye; Kelley, aye.
- G. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to forward request from the office of the Chief

Medical Examiner in Tulsa to the District Attorney for review and opinion. 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 Kelley to approve County participation in ODOT “Trash-Off” program. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

VI. Old Business

- A. The Board discussed item regarding Sale of Easement to Crown Castle. County Clerk Carolyn Kusler stated the County only owns the land and not the tower. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to approve the Contract for Sale of Easement to Crown Castle. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, nay.
- B. The Board discussed consideration to participate with INCOG with Aerial Photographs of remaining area of the County. Commissioner Kelley reported that the Creek Nation would not participate. Commissioner Edwards stated that he would contact the Cherokee Nation regarding participation. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to table further discussion and possible action of this item to allow Commissioner Edwards to contact the Cherokee Nation regarding participation. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- C. The Board discussed request from Treasurer for remodel of her office to increase security. Two proposals were submitted as follows: Bennett/Cahill Contractors in the amount of \$16,898.00 and Hoppy Estep Construction in the amount of \$18,700.00; plus, for 2 sets of door closures (hardware and openers), using 6 remote door openers for an additional amount of \$1,100.00; or, using 6 cards for an additional amount of \$1,400.00. County Treasurer Dana Patten recommended acceptance of proposal from Hoppy Estep Construction to do the remodel, as it more closely follows the Plan for the construction remodel. A motion was made by Commissioner Hanning and seconded by

Commissioner Kelley to accept and approve proposal from Hoppy Estep Construction in the amount of \$18,700.00 to be paid by Treasurer. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- D. The Board discussed item regarding tin horns. After unsuccessful attempts to contact several persons in the Auditors Office, Assistant District Attorney John David Luton gave his opinion regarding this matter, stating that he believes the County is not legally prohibited in the manner in which the Districts handle this issue now. No action was taken.

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 Hanning and seconded by Commissioner Edwards to approve the following invoice(s):

1. Texas County Juvenile Detention Center for the month of January, 2012, in the amount of \$117.44.
2. Muskogee County Regional Juvenile Detention Center for the month of January, 2012, in the amount of \$442.13.
3. Tulsa County Juvenile Bureau in the amount of \$2,516.48, for the month of January, 2012.

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

VIII. New Business in accordance with 25 O.S. §311 A.

County Engineer Monty Proctor, Flood Plain Administrator, requested approval from the Board to prepare a Press Release regarding the Flood Plain Maps. A motion was made by Commissioner Hanning and seconded by Commissioner Edwards to allow Monty to prepare the Press Release and present it to the Board on 2-21-2012 for approval or disapproval. The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.

- IX. Public Comment – There was none.
- X. Announcements – County Clerk Carolyn Kusler reminded the Elected Officials of their scheduled appointments with the Auditor today; and, also noted that each Commissioner had received copies of ACCO–SIG Liability Protection Agreement and ACCO–SIG Property Protection Agreement for review.
- XI. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to receive the following Reports:
- A. Planning and Zoning for the week of February 6th, 2012.
 - B. Emergency Management for the week of February 6th, 2012 .
 - C. Engineer for the week of February 6th, 2012.
 - D. 911 for the week of February 6th, 2012 .
 - E. Planning and Zoning for month of January, 2012.
- The motion was approved with the following votes cast: Hanning, aye; Edwards, aye; Kelley, aye.
- XII. 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 Hanning and seconded by Commissioner Kelley to approve of the following Blanket Purchase Order: #5033. 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 calendar claims. The motion was

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

XIII. A motion was made by Commissioner Kelley and seconded by Commissioner Edwards to Recess at 11:04 a.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 21st day of February, 2012.

TIM KELLEY, CHAIRMAN

JAMES HANNING, VICE-CHAIRMAN

CHRIS EDWARDS, MEMBER

ATTEST: CAROLYN KUSLER
WAGONER COUNTY CLERK
