

**BOARD OF COUNTY COMMISSIONERS  
MONTGOMERY COUNTY, KANSAS  
OFFICIAL MINUTES**

October 27, 2014

The Board of County Commissioners, two members and the County Clerk present, met in regular session at 9:00 AM. Commissioner Rau absent.

**CALL TO ORDER:** Commissioner Brown.

**INVOCATION:** Reverend Francis Aeschliman, The Wesleyan Church, Independence

**PLEDGE OF ALLEGIANCE:** Commissioner McManus.

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**AGENDA APPROVAL:**

**ACTION:** *A motion was made by Commissioner McManus to approve the agenda as amended.. The motion was seconded by Commissioner Rau.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau – Absent*

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner McManus to approve invoices in the amount of \$32,455.32 (Prepays) as presented by the County Clerk's office. The motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner McManus to approve the minutes of October 20, 2014 as presented by the County Clerk. The motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*

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**COUNTY TREASURER – EXECUTIVE SESSION – NON-ELECTED PERSONNEL:**

County Treasurer Nancy Clubine met with the Board to request an Executive Session to discuss non-elected personnel. The following action was taken:

**ACTION:** *A motion was made by Commissioner McManus to recess to Executive Session at 9:05 AM to return at 9:15 AM to discuss non-elected personnel with the Board and County Treasurer present. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau – Absent*

Returned to session at 9:15 AM stating no decisions made and no action to be taken.

Ms. Clubine requested approval for three (3) part-time employees to work during tax time. She also request the Computer Department Employees to assist during the preparation of tax statements. Approval was given for each request.

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**SOUTHEAST KANSAS REGIONAL PLANNING COMMISSION – PUBLIC HEARING FOR RURAL WATER DISTRICT NO. 12 GRANT CLOSE OUT:**

The Chairman recessed the regular session to the Public Hearing for Montgomery County Rural Water District No. 12 Public Hearing for the grant close out at 9:15 AM.

Laura Moore, representing SEKRPC, was present to present the close out documents for Montgomery County Rural Water District No. 12 KANSTEP Grant.

There being no public input, the Chairman closed the hearing at 9:22 AM.

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**PUBLIC WORKS – ROBERT BEVER:**

Public Works Coordinator Robert Bever presented the weekly written report. The following items were discussed:

1. Rock Report for August and September 2014 –
2. One-Ton Truck bid recommendation. Bids are as follows:

Merle Kelly Ford, Chanute	\$36,456.00
Romans Motor Co., Independence	\$38,654.91
Quality Motors, Independence	\$36,514.40

**ACTION:** *A motion was made by Commissioner McManus to approve the purchase of a one-ton truck for Public Works Department from low bidder Quality Motors, Independence, KS in the amount of \$36,514.00. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*

*RES. NO. 14-151*

3. Requested approval to purchase HTC 1800 Hydraulic Truck Conveyor in the amount of \$7,916.67 including delivery charge from Kansas City, KS. The following action was taken:

**ACTION:** *A motion was made by Commissioner McManus to approve the purchase of the HTC 1800 Hydraulic Truck Conveyor in the amount of \$7,916.67 including delivery charge from Kansas City, KS for the Public Works Department. Debit Special Equipment Fund. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*

*RES. NO. 14-152*

4. Invitation for the Public Works Annual Meeting on Friday, October 31<sup>st</sup> at noon –
5. Mike Smith wants to vacate road (Overlook Lane/Drive) in Woodland View. This is required to go before the Zoning Commission and then presented to the Board. The Board approved sending to the Zoning Commission.
6. Reported on progress in the GIS Department –

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**SEWER DISTRICT NO. 2 – EXECUTIVE SESSION (ATTORNEY/CLIENT PRIVILEGE):**

**EXECUTIVE SESSION:**

**ACTION:** *A motion was made by Commissioner McManus to recess to Executive Session at 10:10 AM to return at 10:55 AM for Attorney/Client Privilege with the following present: Board of County Commissioners, Public Works Coordinator Robert Bever, Attorney Gary Hanson, Topeka (representing Sewer District No. 2), Jim Wright, Vince Thompson, Pat Tucker, Kenneth Weaver, and Harlan McDow. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*

Returned at 10:55 AM with a motion by Commissioner McManus and seconded by Commissioner Brown to extend the session until 11:05 AM.

*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau – Absent*

Returned at 11:05 AM stating no decisions made and no action to be taken.

**OTHER COUNTY BUSINESS:**

1. Occupational License for My Place, Cherryvale –  
**ACTION:** *A motion was made by Commissioner Brown to approve the issuance of an Occupational License for My Place, Cherryvale, KS. Motion was seconded by Commissioner McManus.*  
*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*  
  
*RES. NO. 14-153*
2. Family and Children Services – Part-time Position Vacancy – The Board approved posting the position for the part-time employee.
3. Montgomery County Rural Fire #1 requested approval for reopening a charge account at Orschlans Farm Store. The request was approved by the Board.
4. Executive Session – Non-elected personnel with County Clerk –  
**ACTION:** *A motion was made by Commissioner McManus to recess to Executive Session at 9:45 AM to return at 9:55 AM to discuss non-elected personnel with the Board and County Clerk present. Motion was seconded by Commissioner Brown.*  
*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*  
  
Returned to session at 9:55 AM stating no decisions made and no action to be taken.
5. Mr. Steve Walton approached the Board with an eminent domain problem on the Sedan Cutoff road. The question will be referred to County Counselor by Public Works.

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**ADJOURNMENT: 11:10 AM**

**ACTION:** *Motion by Commissioner McManus, seconded by Commissioner Brown.*  
*ROLL CALL VOTE - Commissioner Brown - Yes  
Commissioner McManus – Yes  
Commissioner Rau - Absent*

**BOARD OF COUNTY COMMISSIONERS  
MONTGOMERY COUNTY, KANSAS**

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**FRED BROWN, Chairman**

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**LARRY McMANUS, Member**

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**LEON RAU, Member**

**ATTEST:**

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**County Clerk**