

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

December 15, 2014

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

Commissioner McManus serving as Acting Chairman.

CALL TO ORDER: Commissioner McManus.

INVOCATION: Reverend Melvin Simpson, First Church of God in Christ, Coffeyville.

PLEDGE OF ALLEGIANCE: Commissioner McManus.

AGENDA APPROVAL:

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

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

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner Rau to approve invoices in the amount of - \$863,278.39 as presented by the County Clerk's office. The motion was seconded by Commissioner McManus.*

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

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Rau to approve the minutes of December 8, 2014 as presented by the County Clerk. The motion was seconded by Commissioner McManus.*

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

ENVIRONMENTAL HEALTH/ZONING – EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

Environmental Health/Zoning Administration Scott Barnhart 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 9:06 AM to return at 9:21 AM to discuss non-elected personnel with the Board and Scott Barnhart present. Motion was seconded by Commissioner Rau.*

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

Returned to session at 9:21 AM stating no decisions made and no action to be taken.

MONTGOMERY COUNTY ACTION COUNCIL – EXECUTIVE SESSION – CONFIDENTIAL DATA RELATING TO FINANCIAL AFFAIRS:

Montgomery County Action Council Director Aaron Heckman met with the Board to request an Executive Session for Confidential Data Relating to Financial Affairs and requested the County Clerk be present with the Board. The following action was taken:

ACTION: *A motion was made by Commissioner Rau to recess to Executive Session at 9:23 AM to return at 9:33 AM to discuss Confidential Data Relating to Financial Affairs with the Board, Aaron Heckman and the County Clerk present. Motion was seconded by Commissioner McManus.*

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

Returned to session at 9:33 AM stating no decisions made and no action to be taken.

PUBLIC WORKS:

Public Works Coordinator Robert Bever and Assistant Coordinator Jim Wright met with the Board. Mr. Bever presented the weekly written report. The following items were discussed:

1. Rock Report for November 2014 –
2. Balance Sheet for Road and Bridge for November 2014 –
3. Employee Change of Status for employee that quit –
4. Memo from KDOT on 2014 Aggregate Resurfacing –
5. Signature required on Settlement Agreement & Mutual Release with Enbridge –
ACTION: *A motion was made by Commissioner Rau to approve the Settlement and Mutual Release with Enbridge. Motion was seconded by Commissioner McManus.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner Rau – Yes*
6. GIS Work Load Report –
7. Rural Water District #8 – Jim Wright met with the Board regarding charges Rural Water District #8 claims the county owes for damages to their line. Mr. Wright gave information to the Board along with drawings of the area it was necessary for the line to be moved by the water district. The three charges submitted to the county were \$2,300.00, \$1,250.00 and \$5,439.50. The County will offer payment of \$625.00 (one-half of the \$1,250.00 charge). If the offer is refused, the Board does not feel it is the county's responsibility and the offer will be withdrawn. The area is on CR 4000 (Sedan Shortcut).

MONTGOMERY COUNTY SHERIFF – VEHICLE BID RESULTS:

Montgomery County Sheriff Administrative Assistant Liz Schwatken, met with the Board to present results of the bid opening for three (3) vehicles for their Department. Bids were as follows:

(1 - 2015) Dodge Charger

Quality Motors, Independence	\$27,781.00
Shields Motors Co., Inc, Chanute	\$28,186.00
GSA	\$27,110.42

Recommended purchasing from Quality Motors, Independence. The bid is in county and within 10% of the low bid and to be paid from Vin and Special Law.

(2 – 2015) Ram 1500 Crew Cab Pickups

Quality Motors, Independence	\$52,948.00
Shields Motors Co., Inc, Chanute	\$53,820.00
GSA	\$49,847.54

Recommended purchasing from Quality Motors, Independence. The bid is in county and within 10% of the low bid and to be paid from (1) Sheriff's Department and (1) County General Capital Outlay. The following action was taken:

ACTION: *A motion was made by Commissioner Rau to approve the purchase of (1) Dodge Charger to be paid from Vin and Special Law. and (2) Ram 1500 Crew Cab Pickups to be paid (1) Sheriff's Department and (1) County General Capital Outlay. Motion was seconded by Commissioner McManus.*

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

OTHER COUNTY BUSINESS:

1. Cereal Malt Beverage License – ADAS Inc. DBA Jump Start Markets, Independence –
ACTION: *A motion was made by Commissioner McManus to approve the issuance of a Cereal Malt Beverage License to ADAS Inc., DBA Jump Start Market, Independence, KS. Motion was seconded by Commissioner Rau.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner Rau – Yes*

RES. NO. 14-175
2. Occupational License – Coffeyville Country Club –
ACTION: *A motion was made by Commissioner Rau to approve the issuance of an Occupational License to Coffeyville Country Club, Coffeyville, KS. Motion was seconded by Commissioner McManus.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner Rau – Yes*

RES. NO. 14-176
3. Risk Management Reserve Fund Resolution –
ACTION: *A motion was made by Commissioner McManus to establish a Risk Management Reserve Fund for Montgomery County, State of Kansas, for the purpose of providing moneys to reimburse insurable losses, not otherwise insured. Expenditures and funding guidelines will apply as outlined in KSA 12-2615. Motion was seconded by Commissioner Rau.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner Rau – Yes*

RES. NO. 14-173
4. 911 Meeting Update by Commissioner Rau. He told the Board the State of Kansas has extended the deadline due to equipment requirements. He also talked about the county portion of the funding from 911 which should be in the \$94,000 presently in the 911 fund with the City of Independence.
5. County Clerk’s Statement of Receipts, Disbursements & Balances for November 2014 –
6. IRB Informational Statement from Kansas Board of Tax Appeals on application by City of Independence/Cessna Aircraft Company in the amount of \$1,000,000 and year at issue 2015-2024.
7. Sue Hucke appeared before the Board to discuss the increase in taxes on oil and gas. She told the Board the last three (3) years the taxes have been figured by the County Appraiser’s Office incorrectly. She has been in contact with the State of Kansas and said they told her this needs to be corrected by the County Appraiser’s Office. She is paying these taxes under protest.

ADJOURNMENT: 10:20 AM

ACTION: *Motion by Commissioner Rau, seconded by Commissioner McManus.*

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

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

FRED BROWN, Chairman

LARRY McMANUS, Member

LEON RAU, Member

ATTEST:

County Clerk