

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

July 13, 2015

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

**Commissioner McManus will serve as Chairman in the absence of Commissioner Brown.**

**CALL TO ORDER:** Commissioner McManus.

**INVOCATION:** Commissioner McManus.

**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 York.*

*ROLL CALL VOTE - Commissioner Brown - Absent*

*Commissioner McManus – Yes*

*Commissioner York- Yes*

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner McManus to approve invoices in the amount of \$228,711.51, \$2,129.95, \$64,502.99 and \$20,000.00 as presented by the County Clerk's office. The motion was seconded by Commissioner York.*

*ROLL CALL VOTE - Commissioner Brown - Absent*

*Commissioner McManus – Yes*

*Commissioner York- Yes*

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner McManus to approve the minutes of June 29, 2015 as presented by the County Clerk. The motion was seconded by Commissioner York.*

*ROLL CALL VOTE - Commissioner Brown - Absent*

*Commissioner McManus – Yes*

*Commissioner York- Yes*

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**DEPARTMENT OF CORRECTIONS JUVENILE SERVICES – SALARY INCREASES:**

Department of Corrections Juvenile Services Director Duane Powell met with the Board to present salary increases to employees of the department for 3.5%. The increase have been approved by the JJA Advisory Board. The following action was taken:

**ACTION:** *A motion was made by Commissioner McManus to approve salary increases in the amount of 3.5% for employees of the Department of Corrections Juvenile Services Department. These increases have had prior approval by the JJA Advisory Board before being presented to the Commission. Motion was seconded by Commissioner York.*

*ROLL CALL VOTE - Commissioner Brown - Absent*

*Commissioner McManus – Yes*

*Commissioner York- Yes*

*RES. NO. 15-95*

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**ENVIRONMENTAL HEALTH/ZONING – PUBLIC HEARING FOR SPECIAL EXCEPTION REQUEST – RECOMMENDED REVISED ENVIRONMENTAL FEES:**

Environmental Health/Zoning Administrator met with the Board for a Public Hearing for a Special Exception Request. Commissioner McManus recessed the meeting to enter into the public hearing at 9:15 AM.

There being no public opposition to the Special Exception Request for a lot/tract split application submitted by Mr. Roger King for subdividing lands residing therein Section 4 Township 32 Range 17 of Montgomery County, the Board adjourned the Public Hearing and returned to regular session at 9:25 AM.

Upon returning to regular session, the following action was taken on the application submitted by Mr. King:

**ACTION:** *A motion was made by Commissioner McManus to approve the Special Exception Request for a lot/tract split application submitted by Mr. Roger King for subdividing lands residing therein Section 4 Township 32 Range 17 of Montgomery County with no opposition from the Office of the Zoning Administrator. Motion was seconded by Commissioner York.*

*ROLL CALL VOTE - Commissioner Brown - Absent*

*Commissioner McManus – Yes*

*Commissioner York- Yes*

*RES. NO. 15-96*

Mr. Barnhart presented information on Kansas Associated Environmental Service Fees, comparing the fees presently charged in Montgomery County with several other counties on Onsite Wastewater, Individual Water Well, Contractor Licenses and Water Screening. He was asked to return to the Board with recommended revised fees to equal approximately 50% of his departmental costs. No action was taken at this time.

Mr. Barnhart also presented a request to the Board for consideration of a refund to a resident for wastewater inspection pending a sale of the residence. The inspection had not transpired when the sale of the residence did not go through. The Board approved the refund of the inspection to the resident.

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**SHERIFF'S DEPARTMENT – INMATE SHOWER AND VEHICLE SALVAGE AND SALE:**

Sheriff Robert Dierks and Administrative Liz Schwatken met with the Board to present a request for purchase of a system to provide antibacterial body wash and staph shampoo or the prevention of staph infections to be used in the Department of Corrections jail facility. The system is through Romaine Shower Systems and will cost approximately \$7,000.00. This will be paid from Special VIN Fund. The following action was taken:

**ACTION:** *A motion was made by Commissioner McManus to approve the purchase of a system to provide antibacterial body wash and staph shampoo or the prevention of staph infections to be used in the Department of Corrections jail facility. The system will be purchase from Romaine Shower Systems for \$7,000.00 and will be paid from Special VIN Fund. Motion was seconded by Commissioner York.*

*ROLL CALL VOTE - Commissioner Brown - Absent*

*Commissioner McManus – Yes*

*Commissioner York- Yes*

*RES. NO. 15-97*

The Sheriff's Department will be disposing of vehicles used for salvage parts and also selling two (2) out of the fleet on Purple Wave.

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**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. Balance Sheet for Road and Bridge for 2015 –
2. Set Road Viewing date of August 3, 2015 for Cheyenne Addition in Caney –
3. Signature required on Change of Status Report for a promotion to Assistant Road Supervisor –
4. Final draft from the County to be sent to the City of Coffeyville to review regarding the 3<sup>rd</sup> Floor in Coffeyville. The Board accepted the draft and it will be sent to the City of Coffeyville and Mr. Bever will contact Paul Kritz.

**PUBLIC WORKS (Continued):**

5. Approved the extension on Phone Contract with AT&T -
6. Balance Sheet for Noxious Weed 2015 –
7. Requested permission to solicit bids for chemicals. Request was approved by the Board.
8. Requested permission to make an offer for land needed for construction of Bridge #514 (County Road 3000-01) The following action was taken:  
***ACTION:** A motion was made by Commissioner McManus to authorize the Public Works Department to make an offer for land needed for construction of Bridge #514 (County Road 3000-01) in the amount of \$1,340 on North ROW (0.67 acres) and \$3,100 on South ROW (fence replacement), \$1,800 (Water-gap) and \$940 (0.47 acres). Motion was seconded by Commissioner York.*  
*ROLL CALL VOTE - Commissioner Brown - Absent  
Commissioner McManus – Yes  
Commissioner York- Yes*  
*RES. NO. 15-98*
9. Signature on King Construction contract for Bridge #809 (CR 4900-10) –
10. GIS – Discussed 911 update and who will be responsible. It was decided it will be under Jim Miller and Robert Bever will work with Mr. Miller.
11. Sale of GIS Data – Cris Bilby was instructed to proceed with the sale and charges for information as has been done previously.
12. Report on work load from previous week -

The Chairman recessed the regular meeting to the Public Hearing for Road Viewing at 10:00 AM.

Those present for the hearing were Mr. David Elsheimer and Ms. Allison Kastler. After receiving input from the public, there being no objections by the landowners to the vacation and after reviewing the information provided by the Public Works Department on the request for vacation of a tract of land, previously used for road purposes, a portion of CR 2700 mile 09 laying between the intersections of CR 2700/CR2575 and CR2700/CR1425, the Chairman closed the Public Hearing at 10:05 AM.

Returned to regular session at 10:05 AM. The following action was taken on the results of the Public Hearing on the road viewing:

***ACTION:** A motion was made by Commissioner McManus to vacate in accordance with KSA 68-102a and 68-104 the following as described:*

*A tract of land, previously used for road purposes, a portion of County Road 2700 mile 02 laying between the intersections of CR2700/CR2575 and CR2700/CR1425, as described as a portion of Wagon Road 90 with the recorded width of 50', copies located in the Montgomery County Public Works Department, all being in the Northeast quarter of Section 12, Township 35 South, Range 14 and the Northwest quarter of Section 7, Township 35 South, Range 15 East of the 6<sup>th</sup> Principal Meridian, Montgomery County, Kansas; approximately 1/10<sup>th</sup> of a mile in length.*

*The above described tracts of land are subject to easements for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto.*

*Motion was seconded by Commissioner York.*

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

*RES. NO. 15-99*

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**ENCOMPASS HR SOLUTIONS AND 2016 BUDGET:**

Mr. Micah Boulanger representing Encompass HR Solutions and BMI, our current employee insurance, presented cost containment strategy recommendations for 2015. These recommendations were as follows:

1. Removing retirees from the plan –
2. Encourage employees over 65 to explore a Medicare policy –
3. Change the share pay plan from \$750 to \$2,000 with Co-Pays continuing to apply to the ACA maximum of \$6,600 –
4. Increasing Out of Network cost to the employee –
5. Prescription benefits from \$10 (Generic) -\$20 (Formulary) -\$30 (Brand Name) and \$100 Specialty Medications –
6. Dental Plan – annual benefit maximum of \$1,500 –

**ENCOMPASS HR SOLUTIONS (Continued):**

Mr. Boulanger presented information on out-patient surgeries and diagnostic testing services and where there will be the largest discounts.

No action was taken at this time.

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**CORRESPONDENCE:**

1. Letter to USD 446 regarding consideration by the Producers Park Grandstand at Shulthis Stadium, Independence –
2. Letter from Oak River Insurance Company denying claim for damages related to law enforcement's apprehension of a suspected felon -

**OTHER COUNTY BUSINESS:**

1. County Clerk's June Report –
2. Register of Deeds June Report –
3. County Clerk was authorized and instructed by the Board to transfer Bryer Styve from GIS Department to Emergency Preparedness Department effective with July 26<sup>th</sup> payroll.
4. County Health's June Report -

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**ADJOURNMENT: 12:05 PM**

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

**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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**RYAN YORK, Member**

**ATTEST:**

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**County Clerk**