

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

September 14, 2015

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

CALL TO ORDER: Commissioner McManus.

INVOCATION: Reverend Doug Mund, Grace Fellowship Church, Coffeyville

PLEDGE OF ALLEGIANCE: Commissioner McManus.

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

AGENDA APPROVAL:

ACTION: *A motion was made by Commissioner York to approve the agenda as amended to include residents from Quail Run to address the opposition to the purchase of a residence by Four County Mental Health in their residential district. The motion was seconded by Commissioner McManus.*

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

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner York to approve invoices in the amount of - \$317,622.69 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 York- Yes*

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner York to approve the minutes of September 14, 2015 as presented by the County Clerk. The motion was seconded by Commissioner McManus.*

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

COUNTY CLERK'S PLAT QUAIL RUN HOMEOWNERS – PROTEST PETITION:

A group of homeowners from County Clerk's Plat Quail Run met with the Board to present a petition in opposition to allow Four County Mental Health to establish a Group Home at 2521 Brookside Drive, Independence, Kansas. Those present in the homeowners group were, Drew Demo, Kevin Cooper, Kathy McManus, Josh Heller, Mark Dill, Erin Robins, Jimmy Waters, Tamara Christenson and Attorney Paul Oakleaf.

A petition was presented to the Board of County Commissioners with 35 homeowner names. The petition asked the Board to not allow the property located at 2521 Brookside Drive, Independence be used for the purpose of a "group home" that would be owned and operated by Four County Mental Health.

Environmental Health/Zoning Administrator Scott Barnhart was present at the request of the Board. Mr. Barnhart explained the area is zoned as R-3 which is multiple family. He referred to KSA 12-736 and the regulations for Group Homes which states "No municipality shall prohibit the location of a group home in any zone or area where single family dwellings are permitted."

GROUP HOME (Continued):

Commissioner York asked the audience if any of them had contacted Four County Mental Health and expressed their concerns. He said he would advise they each contact Four County.

The group will return to the Board on September 21st at 9:30 AM. No action was taken at this time.

OTHER COUNTY BUSINESS:

1. Occupational License – My Place, Cherryvale –
ACTION: *A motion was made by Commissioner York to approve the Occupational License to be renewed for My Place, Cherryvale, Kansas. Motion was seconded by Commissioner McManus.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner York- Yes*
RES. NO. 15-125

2. Juvenile Corrections Advisory Board Appointment –
ACTION: *A motion was made by Commissioner McManus to appoint Mr. George Owens to be the Education Representative to Juvenile Corrections Advisory Board to fill the vacancy created by the retirement of Mr. Randy Wagoner. Mr. Owens appointment is a three (3) year appointment to June 30, 2018. Motion was seconded by Commissioner York.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner York- Yes*
RES. NO. 15-126

3. Executive Session – Non-elected Personnel –
ACTION: *A motion was made by Commissioner York to recess to executive session at 9:15 AM to return at 10:05 AM with the Board, County Clerk and Human Resources Director present to discuss non-elected personnel. Motion was seconded by Commissioner McManus.*
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner York- Yes*
Returned to session at 10:05 AM with a motion by Commissioner McManus to extend the session until 10:30 AM. Motion was seconded by Commissioner York.
*ROLL CALL VOTE - Commissioner Brown - Absent
Commissioner McManus – Yes
Commissioner York- Yes*
Returned to session at 10:30 AM stating no decisions made and no action to be taken.

4. Monthly reports for August 2015 from Montgomery County Clerk and Register of Deeds.

ADJOURNMENT: 11:05 AM

- 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**

FRED BROWN, Chairman

LARRY McMANUS, Member

ATTEST:

RYAN YORK, Member

County Clerk