

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

December 14, 2015

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

CALL TO ORDER: Commissioner Brown.

INVOCATION: Reverend Joe Davolt, The Bible Holiness Church, Independence.

PLEDGE OF ALLEGIANCE: Commissioner McManus.

AGENDA APPROVAL:

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

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

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner McManus to approve invoices in the amount of \$300.00 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 York- Absent*

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner McManus to approve the minutes of December 7, 2015 as presented by the County Clerk. The motion was seconded by Commissioner Brown.*

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

DEPARTMENT OF CORRECTIONS JUVENILE SERVICES – JUVENILE ACCOUNTABILITY BLOCK GRANT REQUEST:

Family and Children Services Director Duane Powell met with the Board to request a match fund from the County to be able to apply for a Juvenile Accountability Block Grant in the amount of \$5,460.00 with the matching funds to be \$607.00. The following action was taken:

ACTION: *A motion was made by Commissioner McManus to approve the matching of funds request in the amount of \$607.00 for the Juvenile Accountability Block Grant application to be paid from the County General Operating Fund if the grant is approved. Motion was seconded by Commissioner Brown.*

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

RES. NO. 15-172

MONTGOMERY COUNTY ACTION COUNCIL – MJD PRODUCTS INCENTIVE:

Montgomery County Action Council Director Aaron Heckman met with the Board to discuss an incentive for MJD Products relocating from Parsons, Kansas to the Industrial Park at Coffeyville in the building formerly Dixon Industries.

The incentive package will be paid out over five years at \$1,000 per job and no more than \$6,000 per year. This will be based on full-time employees (30) and work for a full year. This incentive will all be based over five (5) years if jobs are as proposed. The company is investing approximately 1.7 million dollars in new equipment. The following action was taken:

ACTION: *A motion was made by Commissioner McManus to approve an incentive by Montgomery County to MJD Products in the amount of a maximum of \$30,000.00 to be paid over a five (5) year period based on \$1,000.00 per job created and work for one full year. The incentive will be paid at no more than \$6,000.00 per year from the Montgomery County General Operating Fund. Motion was seconded by Commissioner Brown.*

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Absent

RES. NO. 15-173

Mr. Heckman discussed an issue with Cessna and taxes paid from 2011 through 2014 and the 2015 taxes that have not been paid. These taxes are assessed against the Cessna Learning Center on the Independence Community College Campus.

When the Learning Center was established it was funded through Industrial Revenue Bonds. In 2006 the deed for the property should have been transferred to the college due to the bonds being relieved. The city of Independence received the tax bill each year and it was paid by Cessna. Cessna is requesting a rebate for taxes paid and have filed a Tax Grievance with the State of Kansas.

Mr. Heckman is asking the county agree to the rebate and remove their objection for taxes to be refunded. It was explained Tax Grievance appeals can only be used to correct the clerical errors described in K.S.A. 79-1701. Grievances that cannot be remedied at the county level can be submitted to the State Board of Tax Appeals and must be acted upon by the State Board. Since the error was not a clerical error by the County, the County Appraiser had to file the objection.

DISTRICT COURT – JUDGE CULLINS – COFFEYVILLE COURT ROOM REMODELING:

Judge Cullins met with the Board to discuss the purchase of carpeting for the offices at the Coffeyville Court. He had encumbered the funds from the 2014 budget but the carpet has not been purchased and will not be until a later date.

The funds may be encumbered for 2015 or if not purchased by June, 2016 may be paid from General Operating Capital Outlay. The Board agreed to be paid from Capital Outlay Funds if this purchase could not be made by the date of closing for encumbered funds for 2015.

EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

ACTION: *A motion was made by Commissioner McManus to recess to Executive Session at 10:00 AM to return to session at 10:20 AM to discuss non-elected personnel with the Board, County Clerk and Human Resources present. Motion was seconded by Commissioner Brown*

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Absent

Returned to session at 10:20 AM. The session was extended to 10:50 AM to include Cris Bilby and County Appraiser Angie Wright with a motion by Commissioner McManus, seconded by Commissioner Brown all voting yes. Returned to session at 10:50 AM with discussion by the Board. The discussion involved a position in the Emergency Preparedness Department and the need for the position. Due to financial constraints the Board discussed eliminating the position of GIS Tech II being in the Emergency Management Office.

EXECUTIVE SESSION – NON-ELECTED PERSONNEL (Continued):

The following action was taken:

ACTION: *A motion was made by Commissioner McManus to eliminate the GIS Tech II position in the Emergency Management Department due to budgetary financial constraints effective immediately. Motion was seconded by Commissioner Brown.*

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

RES. NO. 15-174

OTHER COUNTY BUSINESS:

1. Engagement Letter with Auditor Harley Schlotterbeck approved for the 2015 audit –

ACTION: *A motion was made by Commissioner McManus to approve the Letter of Engagement between Montgomery County and Schlotterbeck & Burns, LLC, Chanute, KS for the Montgomery County 2015 Audit to be completed. Motion was seconded by Commissioner Brown.*

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

RES. NO. 15-175

2. Computer Director Jason Clubine asked if the County wanted the caller ID number to be changed from the existing number. The Board wishes the ID number to remain the same.
3. The Board approved the payment of the Kansas Association membership and dues in the amount of \$7,465.63 –
4. Alcoholic Liquor Tax Funds to be distributed –

ACTION: *A motion was made by Commissioner McManus to approve the distribution of the Alcoholic Liquor Tax Funds by population prorated to all incorporated cities in Montgomery County, for Special Parks and Recreation in the amount of \$13,811.04 to be distributed. Motion was seconded by Commissioner Brown.*

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

RES. NO. 15-176

5. City of Cherryvale Aerial Imagery Agreement –

ACTION: *A motion was made by Commissioner McManus to authorize the Chairman to sign on behalf of Montgomery County the agreement for Aerial Imagery between Montgomery County and City of Cherryvale to be provided at the time Montgomery County agrees to provide the additional funding for these services. Motion was seconded by Commissioner Brown.*

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

RES. NO. 15-177

6. County Clerk's November Statement of Receipts, Disbursements & Balances –

ADJOURNMENT: 11:05 AM

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

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

FRED BROWN, Chairman

LARRY McMANUS, Member

RYAN YORK, Member

ATTEST:

County Clerk