

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

May 16, 2016

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

CALL TO ORDER: Commissioner Brown.

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 McManus to approve the agenda as amended.. The motion was seconded by Commissioner York.*

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Yes

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner McManus to approve invoices in the amount of \$168,890.74 as presented by the County Clerk's office. The motion was seconded by Commissioner York.*

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Yes

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner York to approve the minutes of May 9, 2016 as presented by the County Clerk. The motion was seconded by Commissioner McManus.*

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Yes

MONTGOMERY COUNTY ACTION COUNCIL - AARON HECKMAN – RURAL OPPORTUNITY ZONE RENEWAL FOR FUNDING – DATA BASE AGREEMENT BETWEEN CITY OF COFFEYVILLE AND MONTGOMERY COUNTY:

Montgomery County Action Council Director Aaron Heckman met with the Board to present the Rural Opportunity Zones (ROZ) resolution for renewal with the Kansas Department of Commerce. Mr. Heckman provided information on the number of applicants and the number of students that have been approved for Montgomery County. The County agreed to pay \$15,000 on student loans and fund 10 students. The cost for the first year was \$13,086.35. Nineteen students were approved and ten received funding.

The following action was taken:

ACTION: *A motion was made by Commissioner York to approve the renewal of the Rural Opportunity Zone Agreement (ROZ) for Montgomery County to provide up to \$15,000.00 and fund ten (10) students through the program with the Kansas Department of Commerce. Motion was seconded by Commissioner McManus.*

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Yes

RES. NO. 16-73

MONTGOMERY COUNTY ACTION COUNCIL (Continued):

Mr. Heckman presented information to the Board on a data base plan agreement between Montgomery County and City of Coffeyville with Whittaker Associates that will identify corporations and companies that are looking at locations in the near future, at the present time using it to market the Amazon and Southwire buildings. This agreement would be an “up front” payment of \$5,000 split between the County and City of Coffeyville and if the building sells to one of the companies on the list and the business locates in Montgomery County it would be an additional payment of \$7,500 with the real estate broker paying one-half and the county and city each paying one-fourth of the \$7,500.

The following action was taken:

ACTION: *A motion was made by Commissioner York to approve an agreement between Montgomery County and City of Coffeyville with Whittaker Associates. This agreement would be an “up front” payment of \$5,000 split between the County and City of Coffeyville only if the building sells and business locates in Montgomery County. When the transaction is completed there will be an additional payment of \$7,500 with the real estate broker paying one-half and the county and city each paying one-fourth of the \$7,500. Motion was seconded by Commissioner McManus.*

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

RES. NO. 16-74

SEWER DISTRICT NO. 2 – REQUEST TO APPLY TO THE STATE OF KANSAS FOR WASTE WATER PLANT PERMIT – NEW RULES AND REGULATIONS TO CHAPTER 6 SECTION 4 OF THE SEWER DISTRICT NO. 2 BY-LAWS:

Mr. Vincent Thompson, Montgomery County Sewer District No. 2 Board Member, met with the Board to present a request for approval to apply to the State of Kansas for a Waste Water Plant Permit. The waste water plant will be owned and managed by the Sewer District, will take care of 200,000 gallons of waste water with an estimate of a 20 year life. Currently the District is paying the city of Independence approximately \$197,000.00 per year for waste water disposal for the Sewer District. This will require a certified operator to maintain and oversee the plant. The following action was taken:

ACTION: *A motion was made by Commissioner McManus to grant approval to the Sewer District No. 2 Board to proceed in applying to the State of Kansas for a waste water plant permit. Motion was seconded by Commissioner York.*

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

RES. NO. 16-75

Mr. Thompson presented an addition to the Montgomery County Sewer District No. 2 By-Laws (Chapter 6 – Section 4) regulating permanent structures on District’s easements. The following action was taken:

ACTION: *A motion was made by Commissioner McManus to approve the addition to the Montgomery County Sewer District No. 2 By-Laws, Chapter 6, Section 4 as follows:*

Permanent structures are not permitted within the District’s easement. This includes structures that are permanently attached to the ground or a foundation and structures that are not easily and immediately movable. The District may allow the placement of a non-permanent storage building, on a case-by-case basis after review by the District’s board, subject to the following minimum conditions: (a) the building can be no larger than 12’ by 12’ by 12’ from ground level; (b) it cannot be connected to or served by any utilities; (c) it must not block access to District’s facilities.

Motion was seconded by Commissioner York.

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

RES. NO. 16-76

PUBLIC WORKS:

Public Works Coordinator Robert Bever, Assistant Coordinator Jim Wright and Maintenance Supervisor Jeff Phelps met with the Board.

The first item of the Public Works items to be discussed was the floor in the bathrooms on the first floor of the Judicial Center settling due to a problem with the injection pump in the basement of the building. Mr. Bever was instructed by the Board to find someone that could do the necessary work and proceed with the repairs.

The weekly written report was presented and the following items were discussed:

- Signature required on Dust Control Policy for Montgomery County –
- Bids for Corrugated Metal Pipe – Bids were as follows:

Welborn Sales, Salina, KS	\$15,886.00
J & J Drainage, Hutchinson, KS	\$18,323.40
Metal Culverts Inc., Jefferson City, MO	\$18,373.44

ACTION: A motion was made by Commissioner York to approve the low bid from Welborn Sales, Salina, KS for Corrugated Metal Pipe in the amount of \$15,886.00 Debit Road and Bridge Fund. Motion was seconded by Commissioner McManus.

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Yes

RES. NO. 16-77

- Discussed offers for fence repairs needed for Bridge 1183 east of Tyro. Cost for fence repairs for the project is \$3437.00 and \$3474.00. The following action was taken:

ACTION: A motion was made by Commissioner York to approve the replacement costs in the amount of \$3,437.00 and \$3,474.00 for fences for the Bridge 1183 east of Tyro project. Motion was seconded by Commissioner McManus.

ROLL CALL VOTE - Commissioner Brown - Yes

Commissioner McManus – Yes

Commissioner York- Yes

RES. NO. 16-78

- Reported on Tenth Street bridge work having five (5) working days left on completion.

FAMILY AND CHILDREN SERVICES – CHANGES IN GRANT BY THE STATE - DUANE POWELL:

Family and Children Services Director Duane Powell met with the Board with information on changes made by the State according to Senate Bill 367 and how it will affect their department. He provided a breakdown by Section No. on changes on the grant. No action was required.

OTHER COUNTY BUSINESS:

1. Car Pooling Policy – Commissioner Brown asked for discussion on a “car pooling policy” for Montgomery County. New policies were passed at the last meeting on travel expenses but did not address car pooling or use of a county vehicle to attend out of town meetings. Paul Kritz will be contacted to prepare a policy that will be the “most cost advantageous to the county” as stated by Commissioner York.
2. Lehunt Cemetery Discussion – Commissioner York addressed gates and locks denying access causing a problem at Lehunt Cemetery. He has been contacted by out-of-town individuals here for class reunions not being able to visit the cemetery. This will be further discussed next week at the regular meeting.
3. Copy of letter from County Treasurer to Ms. Kathy Scott explaining the charges for “Fees & Penalty” due when taxes on property are delinquent.

ADJOURNMENT: 10:55 AM

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

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

FRED BROWN, Chairman

LARRY McMANUS, Member

RYAN YORK, Member

ATTEST:

County Clerk