

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

November 7, 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, The First Church of God in Christ, Coffeyville

**PLEDGE OF ALLEGIANCE:** Commissioner McManus.

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**AGENDA APPROVAL:**

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

*ROLL CALL VOTE - Commissioner Brown - Yes*

*Commissioner McManus – Yes*

*Commissioner York - Yes*

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner York to approve invoices in the amount of - \$12,382.55 (Prepays) as presented by the County Clerk's office. The motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE - Commissioner Brown - Yes*

*Commissioner McManus – Yes*

*Commissioner York - Yes*

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner York to approve the minutes of October 31, 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*

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**MONTGOMERY COUNTY ACTION COUNCIL – EXECUTIVE SESSION – FINANCIAL MATTERS/TRADE SECRETS:**

**ACTION:** *A motion was made by Commissioner McManus to recess to Executive Session at 9:10 AM to return at 9:35 AM with the Board, County Clerk, Tom Simpson, Interim Director of MCAC and Trish Purdon, Coffeyville City Assistant City Manager for the purpose of discussing financial matters and Trade Secrets. Motion was seconded by Commissioner York.*

*ROLL CALL VOTE - Commissioner Brown - Yes*

*Commissioner McManus – Yes*

*Commissioner York - Yes*

Returned to session at 9:35 AM stating no decisions made and no action to be taken.

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**PUBLIC WORKS:**

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

1. Memo regarding the Coffeyville Industrial Park request for the county to donate equipment and labor for a road project in the Industrial Park. They estimate the project will take one day and possibly two days using a grader, steel roller, loader and water truck. The City of Coffeyville will donate the rock for the road. **The request was approved by the Board.**
2. Executive Session – Acquisition of Right-of-way -

**ACTION:** *A motion was made by Commissioner McManus to recess to Executive Session at 9:52 AM to return at 10:02 AM with the Board, Public Works Coordinator and Assistant Public Works Coordinator present to discuss the acquisition of real property. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE - Commissioner Brown - Yes*

*Commissioner McManus – Yes*

*Commissioner York - Yes*

Returned to session at 9:58 AM stating no decisions were made.

The Board discussed the request on the Minnich property to offer an additional \$1,500.00. Public Works recommended accepting the request and award the additional \$1,500.00. The following action was taken:

**ACTION:** *A motion was made by Commissioner York to approve the increase of \$1,500.00 in the offer for right-of-way on the Minnich property upon the recommendation of the Public Works Department. Motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE - Commissioner Brown - Yes*

*Commissioner McManus – Yes*

*Commissioner York - Yes*

*RES. NO. 16-150*

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Recessed at 10:15 AM.

Returned at 10:20 AM.

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**SEK AREA AGENCY ON AGING – CINDY LANE, DIRECTOR – MEALS ON WHEELS:**

SEK Area Agency on Aging met with the Board to discuss legal issues which affects the Meals on Wheels Program. The Agency provides Meals on Wheels to senior citizens which were formerly provided through Senior Services of Southeast Kansas. This agency is now in bankruptcy. In order to continue using the building, equipment and vehicles their agency needs to provide the meals and deliver those homebound, it will be necessary for them to provide funding for a settlement. She is asking each of the nine counties served to provide approximately \$1,000 each to settle the bankruptcy lawsuit of Senior Services of Southeast Kansas.

After discussion it was the opinion of the Board to have Ms. Lane contact the Council on Aging Advisory Board if they would want to provide the \$1,000.00 since they have the mill levy of .50 each tax year. She will contact the Advisory Board Members.

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**MONTGOMERY COUNTY HEALTH DEPARTMENT – CAROLYN MULLER – TRAINING SESSION:**

Montgomery County Health Director Carolyn Muller requested approval to close the County Health Office during a training session. She will notify the media when the offices will be closed. The Board approved the request.

Ms. Muller requested approval to file an application for a grant in the amount of \$2,500. The Board approved the request.

A request was made for approval to hire a part-time employee to help with WIC Program. This employee will not be required to be a nurse. The Board approved the request.

**OTHER COUNTY BUSINESS:**

1. Register of Deeds October, 2016 report –
2. Executive Session – Confidential Financial Matters –

**ACTION:** A motion was made by Commissioner McManus to recess to Executive Session at 10:40 AM to return at 10:50 AM with the Board and County Clerk present for discussion of Confidential Financial Matters. Motion was seconded by Commissioner York.

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

Returned to session at 10:40 AM stating no decisions made and no action to be taken.

3. Shared Leave between Departments –  
Because of budget constrictions, the Board discussed shared leave between departments. It was decided shared leave will be allowed between departments but the department whose employee is sharing his or her leave, will assume the hourly wage of the person receiving the leave for the length of time approved. The following action was taken:

**ACTION:** A motion was made by Commissioner McManus to approve the following shared leave policy amendment and placed in the Montgomery County Employee Handbook:  
Shared leave is allowed between departments but the department whose employee is sharing his or her leave, will assume the hourly wage of the person receiving the leave for the length of time approved. The total time used will be calculated at the employee's salary receiving the leave and the funds transferred between budgets. Motion was seconded by Commissioner York.

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

RES. NO. 16-151

4. City of Cherryvale Neighborhood Revitalization –

**ACTION:** A motion was made by Commissioner York to approve Montgomery County entering into an Interlocal Agreement between the County and City of Cherryvale for a Neighborhood Revitalization Plan (West Side), expiring September 30, 2026. Motion was seconded by Commissioner McManus.

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

RES. NO. 16-152

5. Addendum to Settlement Agreement 10116 – CRNF –

**ACTION:** A motion was made by Commissioner McManus to authorize the Chairman to sign on behalf of Montgomery County an Addendum to Settlement Agreement 10116 between Montgomery County and CRNF. Motion was seconded by Commissioner York.

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

RES. NO. 16-153

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6. There will be no meeting held Monday, November 14<sup>th</sup>, the meeting will be Thursday, November 17<sup>th</sup> which will also include the canvass of votes for the 2016 General Election held November 8<sup>th</sup>.

**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**

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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**