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: Mr. Donnie Collins

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 McManus to approve invoices in the amount of $285,960.81 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

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APPROVAL OF MINUTES:

ACTION: A motion was made by Commissioner McManus to approve the minutes of January 23, 2017 as presented by the County Clerk. The motion was seconded by Commissioner York.

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

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REGISTER OF DEEDS – TECHNOLOGY FUND:

Register of Deeds Marilyn Calhoun met with the Board to present a transfer of $10,000.00 from the Register of Deeds Technology Fund to Capital Outlay for the use of purchasing technology equipment regarding real estate only.

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EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

ACTION: A motion was made by Commissioner McManus to recess to Executive Session at 9:07 AM to return at 9:27 AM with the Board present. Motion was seconded by Commissioner Brown.

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

Returned to session at 9:27 AM stating no decisions made and no action to be taken.

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EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

ACTION: A motion was made by Commissioner Brown to recess to Executive Session at 9:38 AM to return at 9:58 AM to discuss non-elected personnel with the Board and Public Works Coordinator Robert Bever present. Motion was seconded by Commissioner McManus.

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

Returned to session at 9:42 AM stating no decisions made and no action to be taken:

EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

ACTION: A motion was made by Commissioner York to recess to Executive session at 9:42 AM to return at 9:58 AM to discuss non-elected personnel with the Board, Public Works Coordinator Robert Bever and Assistant Coordinator Jim Wright present. Motion was seconded by Commissioner McManus.

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

Returned to session at 9:58 AM with a motion by Commissioner York and seconded by Commissioner McManus to extend the Executive Session until 10:25 AM with the Board and Robert Bever for non-elected personnel. Motion by Commissioner Brown, seconded by Commissioner York.

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

Returned to session at 10:25 AM stating no decisions made and no action to be taken.

COUNTY COUNSELOR PAUL KRITZ – EXECUTIVE SESSION – ATTORNEY/CLIENT PRIVILEGE:

ACTION: A motion was made by Commissioner McManus to recess to Executive Session at 10:25 AM to return at 10:45 AM for Attorney/Client Privilege with the Board, County Counselor Paul Kritz and Public Works Coordinator Robert Bever present.

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

Returned to session at 10:45 AM.

BRIDGE BID AWARD DISCUSSION:

Mr. Kritz addressed the meeting stating the County’s bidding policy has a vendor preference policy, however the 10 percent was not within the $10,000.00 limit by the local bidder. He recommended awarding contracts for Bridge No. #1183 and Bridge No. 1134B to J&J Contractors, Inc. as low bidders or to reject all bids and rebid the projects. He said they could award one project to J&J Contractors, Inc. and one project to J. Graham Construction, Inc. if agreed between bidding parties and the Board. Those in attendance for the meeting was Nicholle Hoepken and Lorenzo Jensen representing J&J Contractors and Jeff Graham representing J. Graham Construction. They agreed they would each accept splitting the bridges between the two companies. The following action was taken by the Board:

ACTION: A motion was made by Commissioner York to rescind Montgomery County Resolution No. 17-18 for the awarding of Bridges No. 1183 and 1134B. Motion was seconded by Commissioner McManus.

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

RES. NO. 17-22

ACTION: A motion was made by Commissioner York to award Bridge No. 1183 to J&J Contractors, Inc., Iola, Kansas in the amount of $200,812.50 and Bridge No. 1134B Project in the amount of $261,728.95 to J. Graham Construction, Inc. Debit Special Bridge Fund. Motion was seconded by Commissioner McManus.

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

RES. NO. 17-23
PUBLIC WORKS REPORT:

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

1. Provided information on street name signage –
2. Photos showing property damage as a result of pulling down a power line –
3. Requested approval to solicit bids for two (2) motorgraders, two (2) pull-behind mowers and one (1) pickup truck – Request was approved by the Board.
4. Requested approval to solicit bids for Asphalting and Chip and seal – Request was approved by the Board.
5. Approved Cook, Flatt and Stroble for Design on South 10th Street as previously discussed
6. Requested approval for TEAP study on 10th Street (4-lane) by KDOT – Request was approved by the Board.
7. Noxious Weed Eradication Report signed by the Board
8. Requested approval for bids to relocate water lines on North Olive Street (west side of road) – Request was approved by the Board.

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OTHER COUNTY BUSINESS:

1. Personal Day for Employees –

   **ACTION:** A motion was made by Commissioner York to include the Employee Personal Day on the 2017 Holiday Schedule. Motion was seconded by Commissioner McManus.

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

   **RES. NO. 17-24**

2. Legal Services provided by Mike Hassenplug –

   **ACTION:** A motion was made by Commissioner McManus to approve the Legal Services contract between Montgomery County and Mike Hassenplug for 2017. Motion was seconded by Commissioner York.

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

   **RES. NO. 17-25**

3. After Prom -

   **ACTION:** A motion was made by Commissioner McManus to approve funds for After Prom Activities as follows:

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   Motion was seconded by Commissioner York.

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

   **RES. NO. 17-26**

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4. Donation to AWOL tabled until more information on number of animals from rural residents and total number for the facility are obtained.
ADJOURNMENT: 11:12 AM

ACTION: Motion by Commissioner Brown, seconded by Commissioner McManus.

ROLL CALL VOTE: Commission 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