

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

January 6, 2020

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

**CALL TO ORDER:** Commissioner McManus.

**INVOCATION:** Pastor Melvin Simpson, 1<sup>st</sup> Church of God in Christ, Coffeyville.

**PLEDGE OF ALLEGIANCE:** Commissioner McManus.

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**AGENDA APPROVAL:**

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

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

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner Brown to approve invoices in the amount of \$26,858.11 as presented by the County Clerk's office. The motion was seconded by Commissioner Bever.*

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

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner Bever to approve the minutes of January 6, 2020 as presented by the County Clerk. The motion was seconded by Commissioner Brown.*

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

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**COUNTY HEALTH DEPARTMENT – PURCHASE OF REFRIGERATOR:**

County Health Administrator Carolyn Muller met with the Board to request approval for the purchase of a refrigerator for the County Health Department in Coffeyville. The cost of the refrigerator is \$4,858.00 plus \$750.18 Shipping. The total cost of the unit will be paid from County Health Department Capital Outlay budget. The following action was taken:

**ACTION:** *A motion was made by Commissioner Bever to approve the purchase of a Vaccine Refrigerator from Tempure Scientific in the amount of \$4,858.00 plus \$750.18 shipping for the Montgomery County Health Department, Coffeyville office. Debit Montgomery County Health Capital Outlay 2020 budget. Motion was seconded by Commissioner Brown.*

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

*RES. NO. 20-001*

**EMERGENCY MANAGEMENT – INVOICE FOR GENERATOR REPAIRS:**

Emergency Management Director Rick Whitson and Assistant Director Lee Miller met with the Board to present an invoice for the repair on the generator located at the Judicial Center. The generator was serviced and repaired by Foley Equipment, Topeka, KS. The amount of the total services is \$3,128.55. Mr. Whitson explained the past service repairs have been paid from General Operating funds and requested they be paid from the same funds for this invoice. The following action was taken:

**ACTION:** *A motion was made by Commissioner Bever to approve the payment of \$3,128.55 for repair services performed by Foley Equipment, Topeka, Kansas on the generator for the Judicial Building and the funding to be debited from the Montgomery County General Operating funds. Motion was seconded by Commissioner Brown.*

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

RES. 20-002

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**PUBLIC WORKS:**

Public Works Coordinator Jim Wright and Assistant Public Works Coordinator Brandon Beurskens met with the Board to discuss the written report. The following items were discussed:

1. Request for street light at 58 Road and Brookside Dr. - After some discussion it was decided this being a residential area it would not be necessary and the Board declined approval.
2. Discussion with Kenneth Weaver regarding dissolution of the Sewer District #2 Advisory Board. After discussion with Mr. Weaver and Mr. Wright, the Board agreed as follows and the following action was taken:

**ACTION:** *A motion was made by Commissioner Bever to dissolve the Sewer District No. 2 Advisory Board and Montgomery County Public Works will assume responsibility for the Sewer District. All records and equipment will be returned to the County and the balance of funds held by the Sewer District will be deposited with the Montgomery County Treasurer. This resolution is in effect January 7, 2020. Motion was seconded by Commissioner Brown.*

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

RES. NO. 20-003

3. PUBLIC HEARING – Vacation of a portion of 11<sup>th</sup> Avenue, Caney, Kansas:

The Chairman recessed from the regular meeting to the Public Hearing at 9:30 AM.

Minutes of the Montgomery County Planning Commission were presented with a recommendation to vacate the street, but not the alley. The only public present at the meeting was Mr. Larry Schenk and his concern is he owns property adjacent to the property owned by the petitioner and at certain times he would have to access the property by the street but does have other access to his property.

The following action was taken:

**ACTION:** *A motion was made by Commissioner Bever to accept the recommendation of the Montgomery County Planning Commission and approve the vacation of the street but not to vacate the alley according to the following legal description.*

*“A tract of land, previously used for road purposes, a portion of West Railway Street with a platted width of 40’, in Book 533 Page 312 in the Montgomery County Register of Deeds, and described as follows: Beginning at the Southeast corner of Lot 4 Block 3, thence North along the East line of said Block 180’, thence 40’, thence South 180’, thence West 40’ to the place of beginning all in Section 3, Township 34 South Range 15 East of the 6<sup>th</sup> PM, Montgomery County, Kansas.”*

*Motion was seconded by Commissioner Brown.*

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

RES. NO. 20-004

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**OTHER COUNTY BUSINESS:**

1. Montgomery County Action Council Trisha Purdon – report on Parmac is settled all but signing of agreement papers and presented a short update on the AIW building –
2. Executive Session – Job Status of Non-Elected employee –

**ACTION:** *A motion was made by Commissioner Bever to recess to Executive Session at 9:45 AM to return at 10:00 AM with the Board and County Clerk present to discuss the job status of a non-elected personnel. Motion was seconded by Commissioner Brown.*

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

Returned to session at 9:55 AM stating no decisions made and no action to be taken.

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**ADJOURNMENT: 9:55 AM**

**ACTION:** *Motion by Commissioner Bever, seconded by Commissioner Brown.*

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

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

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**LARRY McMANUS, Chairman**

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**FRED BROWN, Member**

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**ROBERT BEVER, Member**

**ATTEST:**

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**County Clerk**