BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS
OFFICIAL MINUTES

February 24, 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 Doug Mund, Grace Fellowship, Coffeyville

PLEDGE OF ALLEGIANCE: Commissioner McManus.

*******

AGENDA APPROVAL:

ACTION: A motion was made by Commissioner Bever to approve the agenda as presented. The motion was seconded by Commissioner Brown.

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

*******

APPROVAL OF PAYMENT OF INVOICES:

ACTION: A motion was made by Commissioner Bever to approve invoices in the amount of - $134,259.81 (Prepays) and $183,352.54 (end-of-month) as presented by the County Clerk’s office. The motion was seconded by Commissioner Brown.

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

*******

APPROVAL OF MINUTES:

ACTION: A motion was made by Commissioner Bever to approve the minutes of February 3, 2020 and February 10, 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

*******

COUNTY APPRAISER – UPDATE ON VALUATION NOTICES:

County Appraiser Dee Carter met with the Board to give an update on valuation notices being mailed with valuations and changes, if any. The notices will be mailed February 28, 2020.

*******
PUBLIC WORKS:

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

1. Bids for corrugated metal pipe – Bids are as follows:
   J&J Drainage, Hutchinson, KS $ 33,268.40
   Metal Culverts Inc, Jefferson City, MO $ 36,716.32
   Metal Culverts Inc, Jefferson City, MO $ 37,594.48
   ACTION: A motion was made by Commissioner Bevers to approve the bid from J&J Drainage, Hutchinson, KS in the amount of $33,268.40 for corrugated metal pipe. Debby Road and Bridge. Motion was seconded by Commissioner Brown.
   ROLL CALL VOTE - Commissioner McManus - Yes
   Commissioner Brown – Yes
   Commissioner Bever – Yes

RES. NO. 20-032

2. Notice from KDOT regarding the postponement of the bid letting for the project at CR 3900/CR 3400 (Tucker Corner) –

3. Meeting agenda for the 2020 County Commissioners and Road Officials Meeting –

4. Bids for Sheet Piling –
   Welborn Sales, Salina, KS $28,660.00
   ACTION: A motion was made by Commissioner Bevers to accept the bid from Welborn Sales, Salina, KS for Sheet Piling in the amount of $28,660.00. Debby Special Bridge Fund. Motion was seconded by Commissioner Brown.
   ROLL CALL VOTE - Commissioner McManus - Yes
   Commissioner Brown – Yes
   Commissioner Bever – Yes

RES. NO. 20-033

5. Bids for H Beams and Bridge Planks – Public Works recommended rescinding all bids and rebidding both H Beams and Bridge Planks due to not receiving sufficient bids to make a decision.
   The following action was taken:
   ACTION: A motion was made by Commissioner Bever to table a decision on the rescinding all bids and rebidding on H Beams and Bridge Planks for Special Bridge until the next regular meeting. Motion was seconded by Commissioner Brown.
   ROLL CALL VOTE - Commissioner McManus - Yes
   Commissioner Brown – Yes
   Commissioner Bever – Yes

RES. NO. 20-034

*******

Recessed at 9:20 AM.
Returned to session at 9:30 AM.

*******

PUBLIC HEARING FOR ROAD VIEWING – SPEARS MANUFACTURING PETITION:

The Chairman recess the regular meeting at 9:30 AM to enter into the Public Hearing for a road petition presented by Spears Manufacturing for the vacating of a public road. Mr. Jim Wright and Mr. Brandon Beurskens representing Montgomery County, presented the petition filed and maps outlining the requested vacation of roads with the Public Works Office for the viewing of the Board of County Commissioners. Those present for the viewing were Mr. Geoff Collins for Spears Manufacturing, Mr. Fred Gress, Caney City Administrator and Mr. Danny Scott of Caney.

There being no public comments or opposition to the closing of the roads and published, the Chairman closed the Public Hearing at 9:45 AM and returned to regular session.

The Chairman returned to Board to regular session with discussion on the vacation of the roads as described in the petition from Spears Manufacturing. The following action was taken:

ACTION: A motion was made by Commissioner Bevers to close, in accordance with KSA 68-102a and KSA 68-104 the following described roads:

A tract of land, previously used for road purposes and alleys as shown on the plat of Stone's Subdivision of a Part of The NW 1/4 of Section 13, Township 35, Range 13 East, Caney, Montgomery County, Kansas; copies of this plat can be found in the Montgomery County Register of Deeds:
PUBLIC HEARING – SPEARS PETITION (Continued):

All of 11th Street between Fawn Street and State Street as shown on said plat being 70 feet in width.

South Wood Street being 80 feet in width beginning at the North right of way of 11th Avenue, thence North 290 feet.

South Fawn Street being 70 feet in width beginning at the North right of way of 11th Avenue, thence North 291 feet.

Alleys located in block 6 and 7, having a 16 foot right of way

The above described tracts of land are subject to easements for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto.

The County will maintain 10th Street between Wood Street and State Street, Caney, Kansas.

Motion was seconded by Commissioner Brown.

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

RES. NO. 20-035

******

EMERGENCY MANAGEMENT/RURAL FIRE – MUTUAL AID AGREEMENT:

Emergency Management Director Rick Whitson presented a Mutual Aid Agreement between Montgomery County Rural Fire and the City of Independence. The following action was taken:

ACTION: A motion was made by Commissioner Bever to approve and enter into the Mutual Aid Agreement between the City of Independence, Kansas, on behalf of the Independence Fire/EMS Department and the Board of County Commissioners of Montgomery County, Kansas, on behalf of the Montgomery County Rural Fire District No. 1. Either party may request aid and assistance from the other party in responding to an incident. Motion was seconded by Commissioner Brown.

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

RES. NO. 20-034

RES. NO. 20-036

******

OTHER COUNTY BUSINESS:

1. Job Description changes and job titles changed in the County Appraiser’s Office approved as presented –

2. RV Park Application –
   Environmental Health/Zoning Matt Debo presented an RV Park Application Form to be approved by the Board. Mr. Debo was requested to take this to the County Counselor with questions on the area being outside any zoned area. He will return to the Board after getting an opinion from County Counselor.
ADJOURNMENT: 11:25 AM

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

ROLL CALL VOTE - Commissioner McMamus - Yes
Commissioner Brown – Yes
Commissioner Bever - Yes

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

LARRY McMANUS, Chairman

FRED BROWN, Member

ROBERT BEVER, Member

Charlotte Schmidt
County Clerk
RESOLUTION NO. 20-032

DATED at Independence, Montgomery County, Kansas this 24th day of February, 2020.

WHEREAS: A motion was made by Commissioner Bever to approve the low bid from J&J Drainage, Hutchinson, KS in the amount of $33,268.40 for corrugated metal pipe. Debit Road and Bridge.

Motion was seconded by Commissioner Brown

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

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

Larry McManus, Chairman

Fred Brown, Member

Robert Bever, Member

ATTEST:

Charlotte Scott Schmidt, County Clerk
RESOLUTION NO. 20-033

DATED at Independence, Montgomery County, Kansas this 24th day of February, 2020.

WHEREAS: A motion was made by Commissioner Bever to accept the bid from Welborn Sales, Salina, KS for Sheet Piling in the amount of $28,660.00. Debit Special Bridge Fund.

Motion was seconded by Commissioner Brown.

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

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

Larry McManus, Chairman

Fred Brown, Member

Robert Bever, Member

ATTEST:

Charlotte Scott Schmidt, County Clerk
RESOLUTION NO. 20-034

DATED at Independence, Montgomery County, Kansas this 24th day of February, 2020.

WHEREAS: A motion was made by Commissioner Bever to table a decision on the rescheduling all bids and rebidding on H Beams and Bridge Planks for Special Bridge until the next regular meeting.

Motion was seconded by Commissioner Brown.

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

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

Larry McManus, Chairman

Fred Brown, Member

Robert Bever, Member

ATTEST:

Charlotte Schmidt, County Clerk
RESOLUTION NO. 20-035

DATED at Independence, Montgomery County, Kansas this 24th day of February, 2020.

WHEREAS: ACTION: A motion was made by Commissioner Bever to close, in accordance with KSA 68-102a and KSA 68-104 the following described roads:

A tract of land, previously used for road purposes and alleyways as shown on the plat of Stone’s Subdivision of a Part of The NW1/4 of Section 13, Township 35, Range 13 East, Caney, Montgomery County, Kansas; copies of this plat can be found in the Montgomery County Register of Deeds:

All of 11th Street between Fawn Street and State Street as shown on said plat being 70 feet in width.

South Wood Street being 80 feet in width beginning at the North right of way of 11th Avenue, thence North 290 feet.

South Fawn Street being 70 feet in width beginning at the North right of way of 11th Avenue, thence North 291 feet.

Alleys located in block 6 and 7, having a 16 foot right of way

The above described tracts of land are subject to easements for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto.

The County will maintain 10th Street between Wood Street and State Street, Caney, Kansas.

Motion was seconded by Commissioner Brown.

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

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

Larry McManus, Chairman
Fred Brown, Member
Robert Bever, Member

Charlotte Scott Schmidt, County Clerk
RESOLUTION NO. 20-036

DATED at Independence, Montgomery County, Kansas this 24th day of February, 2020.

WHEREAS: A motion was made by Commissioner Bever to approve and enter into the Mutual Aid Agreement between the City of Independence, Kansas, on behalf of the Independence Fire/EMS Department and the Board of County Commissioners of Montgomery County, Kansas, on behalf of the Montgomery County Rural Fire District No. 1. Either party may request aid and assistance from the other party in responding to an incident.

Motion was seconed by Commissioner Brown

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

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

Larry McManus, Chairman

Fred Brown, Member

Robert Bever, Member

ATTEST:

Charlotte Scott Schmidt, County Clerk