BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS
OFFICIAL MINUTES

March 13, 2017

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

CALL TO ORDER: Commissioner Brown.

INVOCATION: Commissioner Brown.

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

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APPROVAL OF PAYMENT OF INVOICES:

No Invoices to approve.

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APPROVAL OF MINUTES:

ACTION*: A motion was made by Commissioner McManus to approve the minutes of March 6, 2017as presented by the County Clerk. The motion was seconded by Commissioner Brown.*
ROLL CALL VOTE - Commissioner Brown - Yes
Commissioner McManus – Yes
Commissioner York - Absent

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FENCE VIEWING – PROPERTY OF MS. DARLENE DONAHUE AND MR. AND MRS. STEVE FLIEARMAN:

The Chairman began the fence viewing in the office of the Board of County Commissioners using photographs provided by Ms. Donahue. Those present for the viewing were the landowners, Ms. Darlene Donahue and M. Steve Fliearman.

Ms. Donahue presented additional photos to the Board on the condition of the fence and advised the Board she has a quote from a contractor to build the fence and there will be tree removal required by bulldozing the timber. The cost will be $8,432.50.

Mr. Fliearman expressed concern regarding his responsibility for one-half of the cost of replacing the fence since he does not have livestock and a fence is not necessary. However, under the Kansas Fence Law each landowner is responsible for one-half of the cost regardless of only one having livestock. Commissioner McManus advised Mr. Flearman he has the right to obtain other bids or quotes for the work to be done.

No decision was made at this time in order to allow time for other quotes. The fence viewing is rescheduled for April 3rd at 9:30 AM.

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EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

ACTION: *A motion was made by Commissioner McManus to recess to Executive Session at 9:06 AM to return at 9:16 AM with the Board present to discuss non-elected personnel. Motion was seconded by Commissioner Brown.*

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

Returned to session at 9:16 AM stating no decisions made and no action to be taken.

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PUBLIC HEARING – EXPANSION OF RURAL WATER DISTRICT NO. 9:

The Chairman recessed the regular meeting to the Public Hearing for the expansion of Montgomery County Rural Water District No. 9 at 9:30 AM. Those present representing the Rural Water District were Mr. Carl Gorton and Mr. Mike Edington.

There being no public input on the expansion of the district, the following action was taken:

ACTION: *A motion was made by Commissioner McManus to approve the request for the annexation of land to Montgomery County Rural Water District No. 9 as requested by petition from Ethel M. Huser, Trustee of the Herbert E. and Ethel M. Huser Living Trust, Mark L. Huser and Jeryl A. Huser. The legal description is as follows:*

The Southeast Quarter of the Southeast Quarter (SE/4 SE/4) of Section Eleven (11) and the Southwest Quarter (SW/4) of Section Twelve (12), Township Thirty (30), Range Thirteen (13), Wilson County, Kansas.

The motion was seconded by Commissioner Brown.

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

RES. NO. 17-44

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MONTGOMERY COUNTY HEALTH – GRANTS:

Montgomery County Health Director Carolyn Muller met with the Board to ask for approval to hire contract labor to work and be paid by grant funds under the health department and entering into an agreement with a Wellness Coalition for the Chronic Disease Risk Reduction Grant in the amount of $20,030.00.
The following action was taken:

ACTION: *A motion was made by Commissioner McManus to approve the request of the Montgomery County Health Director and hire contract labor to be paid from grant funds and enter into an agreement with the Wellness Coalition for the Chronic Disease Risk Reduction Grant in the amount of $20,030.00. The Chairman is authorized to sign on behalf of Montgomery County, the agreement between Wellness Coalition and Montgomery County. Motion was seconded by Commissioner Brown.*

ROLL CALL VOTE - Commissioner Brown - Yes
Commissioner McManus – Yes
RES. NO. 17-45 *Commissioner York - Absent*

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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. Discussed Dust Control Letter and Application to be sent out by Public Works Department –
2. Discussion regarding the water line relocation project on Olive Street in Cherryvale –
3. Stockpiling of chips for Chip and Seal Program in three locations in the County –
4. Noxious Weed Management Plant presented for signatures of Board –

OTHER COUNTY BUSINESS:

None -

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ADJOURNMENT: 10:10 AM

ACTION: *Motion by Commissioner York seconded by Commissioner McManus.*

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

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