

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

August 13, 2007

The Board of County Commissioners, two members and the County Clerk present, met in regular session at 9:00 AM. Commissioner Lewark-Wood was absent due to surgery.

CALL TO ORDER: Commissioner Tucker.

INVOCATION: Commissioner Fowler.

PLEDGE OF ALLEGIANCE: Jim Miller.

AGENDA APPROVAL:

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

*ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner Fowler to approve invoices in the amount of - \$212,233.20 as presented by the County Clerk's office. The motion was seconded by Commissioner Tucker.*

*ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Fowler to approve the minutes of July 2, July 9, and July 16, 2007 as presented by the County Clerk. The motion was seconded by Commissioner Tucker.*

*ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

PUBLIC WORKS:

Robert Bever, Public Works Coordinator, presented the weekly written report. The following items were discussed: Request for new timekeeping program; Planned Priority Public Works Projects List for 2007-2009; Letter from EMC Insurance regarding the 1999 New Holland Tractor Model TL90 that was wrecked (totaled) at the end of last month; Major Bridge Replacement Status; Employee requesting shared leave; and Sewer District #2 delinquent customers (past due balances will be placed on property taxes). As a result of this report, the following was discussed and action taken:

PUBLIC WORKS (Continued):

1. Software by Star Programming in the amount of \$6,750.00 was requested to be purchased to add to the present system for timekeeping. The following action was taken:

ACTION: A motion was made by Commissioner Fowler to approve the purchase of Software by Star Programming for new timekeeping program for Public Works in the amount of \$6,750.00 to be purchased from Star Programming, Danville, Kansas. Debit Road and Bridge Fund. Motion was seconded by Commissioner Tucker.

ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes

RES. NO. 07-152

2. Insurance settlement on 1999 New Holland Tractor. The insurance offered a payoff of \$16,656.00 and the County keep the tractor. The following motion was made:

ACTION: A motion was made by Commissioner Tucker to accept Option #1 from EMC Insurance Company in settlement for the New Holland Tractor, in the amount of \$21,657.00. Motion was seconded by Commissioner Fowler.

ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – No

Motion did not carry.

3. Shared leave request for Public Works employee to another department employee was approved.
4. Sewer District #2 – Advised there are three (3) customers delinquent on paying for sewer service. No response to many notifications of past due balance. As of September 1, 2007 the past due balances will be added to the tax roll by the County Clerk.

COUNTY 2008 BUDGET HEARING:

The County 2008 Budget Hearing was held at 9:37 AM with Larry Wright present. The public attending the hearing was Walter Hudiburg.

There being no public input at the hearing, the following action was taken:

ACTION: A motion was made by Commissioner Fowler to approve the budget as published for 2008 with a published total of 49.345 mills Motion was seconded by Commissioner Tucker.

ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes

RES. NO. 07-154

Mr. Hudiburg said he could not understand there being no interest by the public in the public hearing. He thanked the County Clerk for the time working with him to understand the budgeting for 2008 and the affect the valuation and exemptions have on the mill levy.

SHERIFF:

Sheriff Veach met with the Board regarding the wrecked 2001 Crown Victoria. The insurance offer for settlement is \$4,386.00 for totaling the car or \$3,595 and keep the car. The following action was taken:

ACTION: A motion was made by Commissioner Fowler to accept the \$4,386.00 for totaling the 2001 Crown Victoria as offered by the insurance company as settlement. Motion was seconded by Commissioner Tucker.

ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes

RES. NO. 07-155

JUDGE CANADAY – COFFEYVILLE COURT AIR CONDITIONING & MISCELLANEOUS ITEMS:

Judge Russell Canaday met with the Board on the following items:

1. Shelving bids – recommended shelving in the amount of \$10,700 from Service Office Supply, Coffeyville, Kansas and to be paid from County General Capital Outlay Fund. The following action was taken:
ACTION: *A motion was made by Commissioner Fowler to approve the amount of \$10,700 for shelving in the Unified Court to be provided by Service Office Supply. Debit County General Capital Outlay Fund. Motion was seconded by Commissioner Tucker.*
*ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

RES. NO. 07-156
2. Air conditioning in courtroom and Court Services Offices on 3rd floor of Coffeyville City Hall and replacing the air conditioning in the large courtroom first. The funds will be encumbered from this year's budget. The following action was taken
ACTION: *A motion was made by Commissioner Fowler to approve funds to be encumbered from the County General Capital Outlay Fund for air conditioning for the Coffeyville Courtrooms. Motion was seconded by Commissioner Tucker.*
*ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

RES. NO. 07-157
3. Requested approval for bids for OJA scanner – Approved
4. Requested approval for bids for copier for Court Clerk's office – Approved
5. Requested approval for bids for court recording equipment for Court Clerk's office – Approved
6. Requested approval for bids for 12 computers for court system. – Approved

OTHER COUNTY BUSINESS:

1. **Approved letter from Commission congratulating Scott Gordon as presented by the County Clerk.**
2. **Report by Jim Miller on ammonia release from refinery.**
3. **Executive Session:**
ACTION: *A motion was made by Commissioner Tucker to recess to Executive Session at 11:10 AM to return at 11:20 AM to discuss non-elected personnel. Motion was seconded by Commissioner Fowler.*
*ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

Returned from Executive Session at 11:20 AM with no action taken and no decisions made.
4. **Registration of Contractors** – Information presented by Scott Barnhart. Commissioner Fowler asked if someone needs a permit to renovate in the County. The answer was yes a permit is needed.

ADJOURNMENT: 11:45 AM

ACTION: *Motion by Commissioner Fowler, seconded by Commissioner Tucker.*
ROLL CALL VOTE – Commissioner Lewark-Wood - Absent
Commissioner Tucker - Yes
Commissioner Fowler – Yes

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

BILLIE LEWARK-WOOD, Chairman

GENE TUCKER, Member

TONY FOWLER, Member

ATTEST:

County Clerk