

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

August 11, 2008

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

CALL TO ORDER: Commissioner Lewark-Wood.

INVOCATION: Commissioner Tucker.

PLEDGE OF ALLEGIANCE: Commissioner Fowler.

AGENDA APPROVAL:

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

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

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner Tucker to approve invoices in the amount of - \$286,360.67 as presented by the County Clerk's office. The motion was seconded by Commissioner Lewark-Wood.*

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

EXECUTIVE SESSION:

ACTION: *A motion was made by Commissioner Lewark-Wood to recess to Executive Session at 9:06 AM to return at 9:11 AM to discuss non-elected personnel with the Board present. Motion was seconded by Commissioner Tucker.*

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

Returned to session at 9:11 AM with no action taken and no decisions made.

CANVASS OF VOTES - AUGUST 5TH PRIMARY ELECTION:

The Canvass of Votes convened at 9:15 AM with the Board of County Commissioners acting as the Board of Canvassers. All reasons each provisional ballot was issued was reviewed and the Board made the decisions if the ballots were eligible to be counted.

All provisional ballots eligible to be counted were tabulated through the optic-scan ballot machine and totals were included in all candidates final tally. There were no changes in the results of the election due to these tabulations.

The Board adjourned as the Board of Canvassers at 10:45 AM.

PUBLIC WORKS:

Public Works Coordinator Robert Bever presented the weekly written report. The following items were discussed:

1. 15” and 18” Corrugated Metal Pipe bid opening, bids were as follows:

J&J Metal Products Co.	\$14,521.50
Welborn Sales, Inc.	\$12,243.25

No action taken.

2. Quote request for work to be done on County Road 5200 West of Highway 75 as discussed at the August 4th meeting.
3. Memo on Underwater Bridge Inspections - Following action taken:

ACTION: *A motion was made by Commissioner Fowler to authorize the Chairman to sign on behalf of Montgomery County, the necessary required forms for Underwater Bridge Inspection as presented by the Public Works Coordinator. Motion was seconded by Commissioner Lewark-Wood.*

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

4. Memo on Old Parker Southeast of Coffeyville – Disagreement over driveway in Parker area. County records do not show this as included in 1877 in new subdivision. County does not recognize this as a county road. This matter has been discussed with County Counselor and this is a civil case. Should be stated in a resolution this is not a County road. The following action was taken:

ACTION: *A motion was made by Commissioner Tucker to clarify, by County Resolution, that the roadway in Old Parker subdivision is not a County Road, and is not recognized nor will be adopted as a County Road but is considered a private drive.*

*Motion was seconded by Commissioner Lewark-Wood
ROLL CALL VOTE – Commissioner Lewark-Wood - Yes
Commissioner Tucker - Yes
Commissioner Fowler – Yes*

RES. NO. 08-124

5. Major Bridge Replacement Status -

SHERIFF:

Sheriff Stan Veach met with the Board. The subject of the two (2) cars for weather spotting was discussed and Sheriff Veach said the Sheriff’s Reserve could also use some of the cars. The following action was taken:

ACTION: *A motion was made by Commissioner Lewark-Wood to approve the use for Weather Spotting, of two (2) cars from the Sheriff’s Department that are no longer used by for patrol cars. Motion was seconded by Commissioner Fowler.*

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

RES. NO. 08-125

BUDGET PUBLIC HEARING – 2009 COUNTY BUDGET:

The Public Hearing for the 2009 County Budget was held at 11:00 AM. The mill levy calculated to be an estimated 42.881 mills. The following action was taken:

ACTION: *A motion was made by Commissioner Tucker to approve and adopt the Montgomery County 2009 Budget with an estimated mill levy of 42.881 mills. Motion was seconded by Commissioner Lewark-Wood.*

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

RES. NO. 08-126

PAUL BENSON – ROAD CONDITION DISCUSSION:

Mr. Paul Benson met with the Board again to discuss the road conditions and a “flier” he is planning on going out in the newspapers. He said some of the road grading was a “good job grading”. He discussed problems with CR 2300 from the old highway to the new highway. Many of these complaints and comments have been presented to the Board of County Commissioners in past meetings. Members of the audience spoke on behalf of the Public Works Department and the circumstances leading to the road conditions and the County is now faced with the repairs.

CONFERENCE CALL – LARRY REYNOLDS – STATE APPRAISER’S OFFICE:

Mr. Larry Reynolds of the State Appraiser’s Office spoke to the Board on the status of hiring an appraiser for Montgomery County. The status of the hiring will determine if Mr. Reynolds should plan to schedule work for our county if we are not going to be hiring an appraiser in the near future. Mr. Reynolds will schedule to be on the agenda to meet with the Board in the next couple of weeks.

OTHER COUNTY BUSINESS:

1. **Closing of County Health Department in Coffeyville for the Fair and Rodeo Parade at 3:00 PM as has been the practice in past years. – The Board approved the closing.**
2. **Acknowledged a report from Scott Barnhart, Environmental Health Director regarding a spill of Motorized Vehicle Lubrication Fluids caused by an automobile accident. – No action required.**
3. **Jim Miller reported on the progress of the Mitigation meetings –**
4. **Mr. Nelson Olinger, Montgomery County resident, congratulated Commissioner Lewark-Wood on her professionalism in her thank you advertisement after the Primary Election.**

ADJOURNMENT: 12:09 PM

ACTION: *Motion by Commissioner Lewark-Wood seconded by Commissioner Fowler.*

ROLL CALL VOTE – Commissioner Lewark-Wood - Yes

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