

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

October 20, 2008

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

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**CALL TO ORDER:** Commissioner Lewark-Wood.

**INVOCATION:** Commissioner Tucker.

**PLEDGE OF ALLEGIANCE:** Commissioner Fowler.

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**AGENDA APPROVAL:**

**ACTION:** *A motion was made by Commissioner Fowler 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*

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner Tucker to approve invoices in the amount of - \$640,354.08 and \$407.36 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*

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner Lewark-Wood to approve the minutes of October 13, 2008 as presented by the County Clerk. The motion was seconded by Commissioner Fowler.*

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

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**EXECUTIVE SESSION:**

**ACTION:** *A motion was made by Commissioner Lewark-Wood to recess to Executive Session at 9:10 AM to return at 9:25 AM to discuss non-elected personnel with the first five minutes with the County Clerk and the Board present and ten minutes with only the Board present. Motion was seconded by Commissioner Fowler.*

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

Returned to session at 9:24 AM with no action taken and no decisions made.

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**COUNTY APPRAISER:**

County Appraiser LeRoy Burk met with the Board and discussed the following:

1. New hire to replace an employee that resigned;
2. Discussed GIS Ag use sheet and updated on work needing to be done;
3. Update on progress in the Appraiser's Office;
4. Requested module on system to provide information to Appraisers and Realtors 24-7 with security. The cost will be initially \$3,595.00 for equipment (a one-time cost), \$995.00 for Maintenance per year, \$955.00 for secured user "spots" per year. He suggested a user fee of \$200.00 to \$250.00 per year. No action was taken at this time.
5. Executive Session – Non-elected personnel:

**ACTION:** *A motion was made by Commissioner Lewark-Wood to recess to Executive Session at 9:33 AM to return at 9:43 AM with the County Appraiser present to discuss non-elected personnel. Motion was seconded by Commissioner Tucker.*

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

Returned to session at 9:43 AM with no action taken and no decisions made.

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Recessed at 9:45 AM.

Returned at 9:50 AM.

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**CHERRYVALE CITY ADMINISTRATOR – EPA GRANT:**

Cherryvale City Administrator Trey Cocking and Cherryvale City Clerk Becky Anderson met with the Board to request the County's support in the form of a letter for obtaining an EPA Grant in the amount of \$400,000.00 for the Old Petroleum District (between Liberty Street and the old smelter). This will enable a contractor to assess the contamination and will help to do a development plan for the city. The following action was taken:

**ACTION:** *A motion was made by Commissioner Lewark-Wood to approve a letter of support to the City of Cherryvale for obtaining an EPA Grant in the amount of \$400,000.00. Motion was seconded by Commissioner Fowler.*

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

*RES. NO. 08-158*

Mr. Cocking invited the Board to the Open House at the Council Chambers at the Cherryvale City Hall from 5 to 7 pm this evening.

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**DEPARTMENT OF CORRECTIONS – FINGER PRINTING DATA BASE:**

Mr. Jimmy Holt, Department of Corrections Administrator, presented a request to the Board for the purchase of a fingerprinting data base in the amount of \$37,000.00 with an interface fee of approximately \$800.00. The following action was taken:

**ACTION:** *A motion was made by Commissioner Tucker to approve the purchase of a fingerprinting data base in the Department of Corrections in the amount of \$37,000.00 and is to be made available to other departments in the sharing of information pertaining to their department. The interface fee will be approximately \$800.00. Debit Capital Outlay Fund. Motion was seconded by Commissioner Fowler.*

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

*RES. NO. 08-159*

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Recessed at 9:45 AM

Returned at 9:50 AM

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**PUBLIC WORKS:**

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

1. Bid Opening for two (2) ½ ton extended cab 4-wheel drive pickups. Bids were as follows:

Romans Motor Co., Independence, KS	\$45,415.56
Quality Motors, Independence, KS	\$54,177.90
Perl Chevrolet, Coffeyville, KS	\$45,580.76

**ACTION:** *A motion was made by Commissioner Tucker to approve the purchase of two (2) ½ ton extended cab 4-wheel drive pickups from Romans Motor Co., Independence, KS in the amount of \$45,415.56 to be debited from Special Equipment Fund. Motion was seconded by Commissioner Lewark-Wood.*

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

*RES. NO. 08-160*

2. Rock Report for September, 2008
3. Letter from Independence Community College requesting a stoplight at the intersection of West College Avenue and 10<sup>th</sup> Street. Discussed several intersections and traffic counts will be made by Public Works.
4. Oakwood Drive and Hilltop Drive Memo – Mr. Bever suggested the county asphalt it next year and then also look at the 165 feet section off Hilltop to the west at an estimated cost of \$5,000. The following action was taken:

**ACTION:** *A motion was made by Commissioner Tucker to approve the recommendation of the Public Works Coordinator to asphalt the request for Oakwood Drive and Hilltop Drive Project in 2009. Motion was seconded by Commissioner Lewark-Wood.*

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

5. Reported on 27 sites for debris pickup at an estimated cost of \$37,050.00.
6. Presented Sewer District No. 2 delinquency report.

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**SHERIFF:**

Sheriff Stan Veach reported to the Board there are two (2) cars and one (1) van ready for the county sale. The Board set the sale for November 6<sup>th</sup> at 5:00 PM.

Executive Session:

**ACTION:** *A motion was made by Commissioner Tucker to recess to Executive Session at 10:45 AM to return at 10:55 AM with the Sheriff present to discuss non-elected personnel. Motion was seconded by Commissioner Fowler.*

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

Returned to session at 10:55 AM with no action taken and no decisions made.

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**OTHER COUNTY BUSINESS:**

1. Acknowledged letter from County Treasurer.
2. Received report from Department of Corrections dated 3-2008.
3. Report on Kansas Economic – Vitality and Distress by Kansas Inc.
4. Received CD from Ethics and Public Policy Center
5. Did not act on agenda item NACO Membership
6. Mr. Ryan McElroy was present at the meeting but did not address the Board.

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**ADJOURNMENT: 11:10 AM**

**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**

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**BILLIE LEWARK-WOOD, Chairman**

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**GENE TUCKER, Member**

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**TONY FOWLER, Member**

**ATTEST:**

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**County Clerk**