

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

April 13, 2009

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

CALL TO ORDER: Commissioner Fowler.

INVOCATION: Reverend Margie Miller, Crossroads Community of Christ Church, Independence

PLEDGE OF ALLEGIANCE: Commissioner McManus.

AGENDA APPROVAL:

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

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner Fowler to approve invoices in the amount of \$47,623.36, \$13,447.00 and \$150.00 as presented by the County Clerk's office. The motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Fowler to approve the minutes of April 6, 2009 as presented by the County Clerk. The motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

CORRESPONDENCE:

1. Letter from County Treasurer on Idle Funds.
2. Report of an Open Burning Incident from Environmental Health.
3. Letters to Representatives and Senators from Board of County Commissioners.
4. Letter on Underground Storage.

CANVASS OF VOTES – CITY/SCHOOL GENERAL ELECTION:

The Board of County Commissioners serving as the Board of Canvassers met at 9:15 AM to conduct the official canvass for the City/School General Election. The canvass was declared closed with tie votes for two (2) board members for USD #447 and two (2) councilman for Liberty City. The winners will be decided at the April 20th meeting at 9:05 AM with the toss of coin.

PUBLIC WORKS:

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

1. Bridge Inspection bid opening –

Cook, Flatt & Strobel, Topeka, Kansas	\$12,740.00
Schwab-Eaton, P.A., Manhattan, Kansas	\$17,355.00
TranSystems Corporation, Independence, Kansas	\$109,470.00
BWR Corporation, Salina, Kansas	No Bid

Discussed bridge inspections and fees which previous cost about \$50.00 each. Under the new KDOT regulations, they will run much higher. No action taken at this time.

2. Recommendation on 1-Ton 4WD Heavy Duty Chassis-Cab Truck Bid from meeting of April 6th - Mr. Bever recommended the bid from Merle Kelly Ford, Chanute, Kansas in the amount of \$36,346.00. The following action was taken:

ACTION: *A motion was made by Commissioner Brown to accept the recommendation of the Public Works Coordinator to purchase a one ton 4WD Heavy Duty Truck, Chassis only and bed transfer, to Merle Kelly Ford, Inc., Chanute, Kansas at a cost of \$36,346.00. Debit Road and Bridge Fund. Motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

RES. NO. 09-61

3. Recommendation on bid for Auto Lift Crane from meeting of April 6th – Mr. Bever recommended the bid from Midwest Truck Equipment, Inc., Wichita, Kansas in the amount of \$2,150.00 FOB Independence be accepted. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to accept the recommendation of the Public Works Coordinator to purchase an Auto Lift Crane from Midwest Truck Equipment, Inc., Wichita, Kansas in the amount of \$2,150.00 FOB Independence. Debit Road and Bridge Fund. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

RES. NO. 09-62

4. Discussed issues regarding state highways within Montgomery County: (1) Spears Intersection; (2) Liberty Intersection; and (3) North of Liberty at the railroad crossing.
5. Discussed intersection lighting at Highway 75 and County Road 2600 (Havana).
6. Major Bridge Replacement Status.
7. Noxious Weed – Nomination for County Weed Supervisor and Household Hazardous Weed Supervisor. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to accept the recommendation of the Public Works Coordinator and appoint Bill Racy as Montgomery County Weed Supervisor and Household Hazardous Waste Supervisor and the form be executed for transmittal to the Administrator, Kansas Department of Agriculture. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

RES. NO. 09-63

SHERIFF AND DEPARTMENT OF CORRECTIONS – CBM FOOD SERVICE PROPOSAL:

Sheriff Robert Dierks, Under Sheriff Troy Mackie and Jail Supervisor Jimmy Holt and representatives from CBM Food Service presented the proposal for food service at the Department of Corrections. A power point presentation was provided to the Board. The food service would save the county approximately \$60,000.00 per year and a lesser liability to the county for food related illnesses if they occur. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to enter into a five-year contract (1 year renewal) with CBM Food Service for the Department of Corrections at a cost per meal estimated at \$1.60 each and based on inmate population effective May 14, 2009. Motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

RES. NO. 09-64

ACTION: *A motion was made by Commissioner Brown to authorize the Chairman to sign the contract between Montgomery County and CBM Food Service. Motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

Under Sheriff Troy Mackie reported to the Board their department received a \$4,500 community grant from Walmart Supercenter in Independence and the money will be utilized to purchase four (4) radar units to be placed on patrol. He stated, “This type of alternative funding will be sought out by the Sheriff’s Office to supplement our equipment purchases.”

COMMUNITY CORRECTIONS – BID OPENING:

Community Corrections Director Kurtis Simmons met with the Board for a bid opening for two (2) laptop computers. Bids were as follows:

Computer Generation, Inc., Independence, KS	\$1,052.00 each
Advantage Computers, Iola, KS	\$1,274.00 each
Kontemporary Keyboards, Coffeyville, KS	No Bid
Dell Online Sales, Dell.com	\$1,207.50 each

The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to accept the recommendation of the Community Corrections Director for the low bid of \$1,052.00 each for two (2) lap top computers from Computer Generation, Independence, Kansas. Debit Community Corrections Fund. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

RES. NO. 09-65

COUNTY APPRAISER:

County Appraiser LeRoy Burk met with the Board and presented an graph on the decline of personal property values in Montgomery County. He also gave an update on the work being done in the department.

Recessed at 12:10 PM.

Returned to session at 1:30 PM.

WORK SESSION:

Under Sheriff Troy Mackie and Jail Administrator Jimmy Holt met with the Board in work session. A presentation was made on lease/purchase plan for sheriff's vehicles and Mr. Mackie presented costs and interest proposals from three (3) banking institutions in Montgomery County. No decisions were made at this time and has been scheduled for an agenda item Monday, April 20th.

Discussed the GPS system to be used for work release and the fee will be paid by the individuals on this program.

OTHER COUNTY BUSINESS:

1. Report of Spill Incident and Response southwest corner of 1st and Wilson Streets in Cherryvale, Kansas. Report provided by Environmental Health Director.
2. County Clerk reported on meeting in Chanute for Neighborhood Stabilization Program. The Board decided to notify SEKRPC the County will not be administering the program and requested it be given to one of the cities in Montgomery County.
3. Briefing on grant for aerial photos for Montgomery County by Jim Miller, Emergency Management Director.
4. Executive Session:

ACTION: *A motion was made by Commissioner Fowler to recess to Executive Session at 2:50 PM to discuss non-elected personnel to return at 3:10 PM with the Board and the County Clerk present for the first ten minutes of the session and the Board present for the remainder of the session. Motion was seconded by Commissioner Brown.*

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

Returned to session at 3:10 PM with no action taken and no decisions made.

ADJOURNMENT: 3:30 PM

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

*ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

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

TONY FOWLER, Chairman

FRED BROWN, Member

LARRY MCMANUS, Member

ATTEST:

County Clerk