

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

August 10, 2009

CALL TO ORDER: Commissioner Fowler.

INVOCATION: Reverend Steve Butler, Community Christian Church, Independence

PLEDGE OF ALLEGIANCE: Commissioner McManus.

AGENDA APPROVAL:

ACTION: *A motion was made by Commissioner Brown 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 - \$268,664.10 and \$13,447.00 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 McManus to approve the minutes of August 3, 2009as 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. Delegate Certification to KAC.
2. Health Fair.
3. DOC Monthly report by DOC Administrator Jimmy Holt.

MONTGOMERY COUNTY 2010 BUDGET HEARING:

Chairman Fowler recessed the regular meeting at 9:15 AM to begin the 2010 Budget Hearing as published. The meeting was open for public discussion. The first to address the budget items was Adolph Wildgrube. It was explained to Mr. Wildgrube the increase in the proposed mill levy due to the anticipated refunds to be paid on the Coffeyville fertilizer plant. The estimated loss in value and its tremendous impact on the 2010 budget.

Mr. Dave Wallace addressed the increase in taxes and asked what savings could be done within the county departments and if the Board had addressed this issue. Once again the Board explained the increase in the

BUDGET HEARING (Continued):

levy is due to the projected loss of valuation through the fertilizer plant and the previous losses of valuation due to the decision of the State of Kansas Court of Tax appeals which resulted in a large decrease in valuation for the Coffeyville refinery, this also impacted the total valuation resulting in a higher levy. The Board assured the taxpayers they continually are looking for ways to save money and reduce levies.

Upon completion of the discussion the following action was taken:

ACTION: *A motion was made by Commissioner McManus to approve the 2010 Montgomery County Budget as published setting the mill levy at 51.876 mills. Motion was seconded by Commissioner Brown.*

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

RES. NO. 09-149

The Chairman closed the meeting at 10:00 AM.

SHERIFF – ORDERING OF BULLET PROOF VESTS:

Detective Kelly Stewart and Administrative Assistant Liz Schwatken met with the Board to discuss ordering the bullet proof vests previously approved by the Board.

Mr. Stewart requested approval to proceed with the ordering of the vests prior to receiving the grant funds that have been awarded. If the invoice is received before the grant funds, Mr. Stewart and Ms. Schwatken requested it be paid from Capital Outlay and reimbursed when the grant funds arrive. The Board agreed and the following action was taken:

ACTION: *A motion was made by Commissioner Fowler to authorize the Sheriff's Department to proceed with the ordering of the bullet proof vests and to be paid from County General Capital Outlay Fund if invoice proceeds the arrival of grant funds. The County General Capital Outlay fund will be reimbursed upon receipt of the grant funds.*

*Motion was seconded by Commissioner McManus.
ROLL CALL VOTE – Commissioner Fowler - Yes
Commissioner Brown - Yes
Commissioner McManus – Yes*

RES. NO. 09-150

Recessed at 10:30 AM
Returned at 10:35 AM.

PUBLIC WORKS:

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

1. July 2009 Balnace sheet for Road and Bridge –
2. Recommendation on Snow plows and Chat spreaders - Mr. Bever recommended the purchase of the two (2) Warren AC2400 Chat Spreaders from Kansas Truck & Equipment at a total cost of \$16,300 and two (2) Henke Snow Plows from Midwest Truck & Equipment at a total cost of \$13,180 to be debited from Road and Bridge Capital Outlay Fund. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to accept the recommendation of the Public Works Coordinator and approve the purchase of two (2) Warren AC2400 Chat Spreaders from Kansas Truck & Equipment at a total cost of \$16,300 and two (2) Henke Snow Plows from Midwest Truck & Equipment at a total cost of \$13,180 to be debited from Road and Bridge Capital Outlay Fund. Motion was seconded by Commissioner McManus.*

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

RES. NO. 09-151

PUBLIC WORKS (Continued):

3. Memo regarding Martin Tractor Purchase Agreements with signatures required.
4. Special Bridge – Added Bridge #103 to the 5-year bridge plan with signatures and county seal required.
5. Noxious Weed - July 2009 Balance Sheet for Noxious Weed
6. Noxious Weed – Chemical Bid Opening – Bids were as follows:

Caney AGRI Service, Caney, Kansas	\$9,756.00
SEK Grain Inc., Independence, Kansas	\$9,792.00

ACTION: *A motion was made by Commissioner Fowler to accept the low bid of \$9,756.00 for chemicals from Caney AGRI Service, Caney, Kansas for the Noxious Weed Department. Debit Noxious Weed Fund. Motion was seconded by Commissioner McManus.*

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

RES. NO. 09-152

7. Sewer District No. 2 – July 2009 Balance Sheet –
8. Martin Tractor Purchase Agreement – Foley Equipment of Wichita is in the process of purchasing Martin Tractor of Chanute. The service and repurchase agreements with Martin Tractor have to be transferred to Foley Equipment. The following action was taken:

ACTION: *A motion was made by Commissioner McManus to authorize the transfer agreements required between Martin Tractor of Chanute and Montgomery County to Foley Equipment of Wichita, Kansas due to the sale of Martin Tractor of Chanute. Motion was seconded by Commissioner Brown.*

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

COUNTY APPRAISER:

County Appraiser Leroy Burk met with the Board to discuss the following:

1. Reported on meeting with County Appraisers on ethanol values throughout the state and it was determined a meeting is needed with Property Valuation Department to discuss the way they are being valued. That meeting is for September 24th and 25th.
2. Advised the Board job descriptions have been revised for his office and requested a blanket approval. No action was taken at this time.

COUNTY TREASURER - COUNTY FLOOD BUY-OUT:

County Treasurer Nancy Clubine met with the Board to report on the progress of the flood buy out for the county. She reported approximately seven (7) closings at the present time. The signature of a representative for Montgomery County is required at time of closing. Commissioner McManus was appointed to represent the county and Commissioner Fowler as the alternate. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to authorize Commissioner McManus to represent the county and sign on the county's behalf at the closing for the properties in the flood buy-out with Commissioner Fowler to represent the county if Commissioner McManus is not available. Motion was seconded by Commissioner Brown.*

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

RES. NO. 09-153

OTHER COUNTY BUSINESS:

1. Authorization to open a charge account by Interim Rural Fire Director – **Placed on agenda for August 17th**.
2. Signature required for extending time for Urgent Need Grant – **Approved and signed by the Board**
3. Copier Bid Recommendation by County Clerk – Recommended low bid be awarded to Digital Connections, Coffeyville, Kansas in the amount of \$ 3,695.00 - The following action was taken:
ACTION: *A motion was made by Commissioner Brown to approve the low bid for the purchase of a copier for the County Clerk's Department from Digital Connections, Coffeyville, Kansas in the amount of \$3,695.00 to be debited from County General Capital Outlay Fund. The copier presently in the County Clerk's Office will be transferred to the Human Resources Department. Motion was seconded by Commissioner McManus.*

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

RES. NO. 09-154

4. Montgomery County Rural Fire Coordinator's Job Description – Commissioner Fowler stated he is in favor of a part-time position. Commissioner McManus said he could see a full-time fire director which would include attending and assisting in fires. The County Clerk will provide a copy of the by-laws and the current job description for the next meeting.

ADJOURNMENT: 12:17 PM

ACTION: *Motion by Commissioner Brown 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