

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

September 28, 2009

The Board of County Commissioners, two members and the County Clerk present, met in regular session at 9:00 AM. Commissioner Brown was absent.

CALL TO ORDER: Commissioner Fowler.

INVOCATION: Reverend Richard Peckman, St. Paul's Lutheran Church, Coffeyville

PLEDGE OF ALLEGIANCE: Commissioner Fowler.

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 – Absent
Commissioner McManus - Yes*

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner Fowler to approve invoices in the amount of \$63,613.01 as presented by the County Clerk's office. The motion was seconded by Commissioner McManus.*

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

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner McManus to approve the minutes of September 21, 2009 as presented by the County Clerk. The motion was seconded by Commissioner Fowler.*

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

CORRESPONDENCE:

1. KDOT Meeting Letter – Meeting date October 14, 2009 at Chanute – Commissioner Fowler will attend.
2. Letter from County Attorney Larry Markle requesting purchase of computer from County General Capital Outlay Fund in the amount of approximately \$875.00. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to approve the purchase of one (1) computer from County General Capital Outlay Fund for the County Attorney's Office in the amount of approximately \$875.00. Motion was seconded by Commissioner McManus.*

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

RES. NO. 09-176

RECYCLING WORKS AND SOUTHEAST KANSAS RECYCLING:

Ms. Anne Moore and Ms. Joleen Dozier representing Recycling Works, Chuck Delp representing Southeast Kansas Recycling and Montgomery County Environmental Health Director Scott Barnhart, met with the Board to present a request for a letter from Montgomery County on e-waste collection in the county.

Two collections have taken place previously, one in Independence and one in Coffeyville and were well received by residents needing to dispose of e-waste materials. The letter meets a requirement of the grant monies to Recycling Works for the storing or disposing of e-waste materials and the funds are used to fund the collections.

The Board approved the letter supporting the collections within the county.

REBECCA REEDY – CDBG GRANT SUPPORT REQUEST FOR CRISIS RESOURCE CENTER:

Ms. Rebecca Reedy, Executive Director of Crisis Resource Center, Pittsburg, Kansas met with the Board to request Montgomery County to support a CDBG Grant for the facility in Coffeyville. The shelter burned and a new shelter is being purchased and remodeled at an approximate cost of \$168,000. This grant is a 25% matching funds grant which would be met by the Crisis Resource Center of Southeast Kansas Inc.

After discussion by the Board, the item was tabled until the next meeting and will be discussed with Commissioner Brown. The county is supporting one (1) CDBG Grant at the present and is allowed to support only two (2) grants at one time.

DEPARTMENT OF CORRECTIONS – ADVANCED CARE CONTRACT:

Department of Corrections Administrator Jimmy Holt presented the contract from Advanced Care for the signature of the Board. The contract was previously discussed at the September 21st meeting and approved.

The official contract was signed by Commissioner Fowler and Commissioner McManus with Commissioner Brown absent.

PUBLIC WORKS:

Public Works Coordinator Robert Bever met with the Board. (No written report.) The following items were discussed:

1. Rock Report with 2009 Aggregate Resurfacing map for the period January through August, 2009.
2. Presented the appraisal from the insurance claim on the track-hoe damaged in 2009 flood. Appraisal is for \$26,000 with the deductible of \$2,500 with a settlement to the county of \$23,500. **Mr. Bever recommended accepting the settlement from the insurance and the Board approved.** Replacement for the equipment, which is now out for bid, is estimated at \$90,000 to \$100,000 for used equipment.

MONTGOMERY COUNTY HEALTH - H1N1 GRANT CONTRACT:

Montgomery County Health Coordinator Ruth Bardwell presented the contract between The Kansas Department of Health and Environment and Montgomery County Health Department for H1N1 vaccine with the term of this contract from July 1, 2009 through July 30, 2010. It outlines two (2) focus areas with Focus Area 1 dollar amount being \$50,144.00 and Focus Area 2 dollar amount \$1,000. **The Board approved and signed the contract.**

Ms. Bardwell gave an update on the purchase of a refrigerator for the department. She said she had requested to purchase in-county but it could not be purchased except directly from the supplier to the Health Department.

Recessed at 10:42 AM.
Returned at 10:50 AM.

EXECUTIVE SESSION – COMMISSIONERS, HUMAN RESOURCES AND COUNTY CLERK – NON-ELECTED PERSONNEL:

ACTION: A motion was made by Commissioner Fowler to recess to Executive session at 10:30 AM to return at 10:40 AM to discuss non-elected personnel with the Board, Human Resources Director Shawn Wallis and County Clerk Charlotte Schmidt present. Motion was seconded by Commissioner McManus.

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

Returned to session at 10:40 AM stating no action taken and no decisions made.

PRESENTATION OF CERTIFICATES OF APPRECIATION FOR EXEMPT EMPLOYEES:

Commissioner McManus presented Certificates of Appreciation with a gift certificate to exempt employees for the work done in the 2007 flood. Due to the employees being exempt the employees did not receive compensation for overtime worked. Those receiving the recognition were: Kathy Craig, Ruth Bardwell, Scott Barnhart, Jim Miller, Robert Bever, Charlotte Schmidt, Nancy Clubine, Liz Schwatken and Wilbur Schwatken.

EXECUTIVE SESSION:

ACTION: A motion was made by Commissioner Fowler to recess to Executive Session at 11:05 AM to return at 11:20 AM to conduct an interview with Rick Wilson. Motion was seconded by Commissioner McManus.

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

OTHER COUNTY BUSINESS:

1. Approve Occupational License for My Place, Cherryvale, Kansas –

ACTION: A motion was made by Commissioner Fowler to approve the issuance of an Occupational License for My Place, Cherryvale, Kansas. Motion was seconded by Commissioner McManus.

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

RES. NO. 09-177

2. Request to amend the 2010 Human Resources Budget -

ACTION: A motion was made by Commissioner Fowler to transfer \$1,332.00 from County General Operating Department 2010 Budget to Human Resources 2010 Department (Personal Services Line Item) for the 4% KPERS. Motion was seconded by Commissioner McManus.

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

RES. NO. 09-178

ADJOURNMENT: 12:15 PM

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

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

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

TONY FOWLER, Chairman

FRED BROWN, Member

LARRY McMANUS, Member

ATTEST:

County Clerk