

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

January 4, 2010

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 Lee Passwater, Trinity United Methodist Church, Coffeyville

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 – Absent
Commissioner McManus - Yes*

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner McManus to approve invoices in the amount of \$210.60 and \$593,815.65 as presented by the County Clerk's office. The motion was seconded by Commissioner Fowler.*

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

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Fowler to approve the minutes of December 21 and December 28, 2009 as presented by the County Clerk. The motion was seconded by Commissioner McManus.*

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

REPRESENTATIVE JEFF KING AND SENATOR DEREK SCHMIDT – PROPERTY TAXATION:

Representative Jeff King and Senator Derek Schmidt met with the Board to discuss property taxation and ways to ease the property tax burden in Montgomery County.

Representative King presented information on a bill proposing the State of Kansas issuing no fund warrants up to the amount of disputed appealed taxes at low or no interest cost. This would be offered to counties with disputes that tie up 5% or more of the county's valuation.

Senator Schmidt stated most of the dispute affecting Montgomery County lies in changes in the Machinery and Equipment law. The State has put more burden on counties. This bill Representative King is proposing would be if passed, in effect to cover cases lost in the period of 2010 forward. He also stated the State General Fund is over 300 million dollars in the red.

COUNTY HEALTH – SERVER BID:

County Health Coordinator Ruth Bardwell met with the Board for a bid opening at 9:45 AM for a Server for the department. Bids were as follows:

| | |
|---|------------|
| Advantage Computers, Iola, Kansas | \$8,210.00 |
| Computer Generation, Independence, Kansas | \$5,972.00 |
| Dell | \$5,342.30 |

The following action was taken:

ACTION: A motion was made by Commissioner Fowler to approve the recommendation of the County Health Coordinator and award the bid to Dell in the amount of \$5,342.30. Debit County Health Capital Outlay Fund and funds will be reimbursed by H1N1 Grant funding. Motion was seconded by Commissioner McManus.

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

RES. NO. 10-01

Ms. Bardwell requested approval for shared leave within her department for one (1) employee. The request was approved and the necessary forms will be sent to the Payroll Department.

PUBLIC WORKS:

Public Works Coordinator Robert Bever presented a revised copy of the purchasing procedure (Resolution No. 09-42 dated March 5, 2009). Mr. Bever was requested by the Board to talk to the County Counselor to review the policy due to purchasing requirements being different for Road and Bridge. Mr. Kritz made the following changes: (1) increased the small purchases amount from \$1,000 to \$2,000 for the Road and Bridge Department; (2) increased the competitive sealed bids from \$1,000 to \$2,000 for the Road and Bridge Department; (3) changed the notice to be published in the official county newspaper and deleted posting on the County website; and (4) increased preference to be given to local vendors whose price is within from 5% to 10% of the low bid.

Requiring the bids to be a public notice in the official county newspaper for each small bid was questioned by the County Clerk. Mr. Bever will contact Mr. Kritz regarding the requirements of public notice by Kansas Statute.

NELSON OLINGER AND BONNIE TUCKER – TAXATION:

Mr. Nelson Olinger and Bonnie Tucker met with the Board to discuss two items:

1. Four County Mental Health's new pharmacy – The concern is the affect it will have on the small business pharmacies in the area.
2. Taxation and a new business wanting to locate in Independence but cannot find an available building .
3. Asked if there was a way for the Commissioners to assist in finding available facilities for this new business. Mr. Olinger said he could not divulge the name of the business at this time.

The Board heard their concerns but no action was required.

OTHER COUNTY BUSINESS:

1. Resolution on Waiver of GAAP for 2009 –

ACTION: A motion was made by Commissioner Fowler to approve the waiver of GAAP (Governmental Accounting Procedures) for Montgomery County for the year 2008. Motion was seconded by Commissioner McManus.

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

RES. NO. 10-02

OTHER COUNTY BUSINESS (Continued):

2. Letter of support for Senior Citizens of Kansas –

ACTION: *A motion was made by Commissioner McManus to approve a Letter of Support for Senior Citizens of Kansas for grant funding for 2009-2010. Motion was seconded by Commissioner Fowler.*

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

RES. NO. 10-03

3. Request for Petty Cash Fund from County Attorney to be used exclusively for postage due –

ACTION: *A motion was made by Commissioner Fowler to approve a Petty Cash Fund in the County Attorney’s Department in the amount of \$20.00 to be used to pay postage due only with receipts to be available for auditing purposes. Motion was seconded by Commissioner McManus.*

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

RES. NO. 10-04

ADJOURNMENT: 11:30 AM

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

*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