

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

February 8, 2010

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 Jack Gregory, First United Methodist Church, Independence

**PLEDGE OF ALLEGIANCE:** Commissioner Brown.

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**AGENDA APPROVAL:**

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

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

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner Fowler to approve invoices in the amount of \$25,000.00 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*

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner Brown to approve the minutes of February 1, 2010 as presented by the County Clerk. The motion was seconded by Commissioner McManus.*

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

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**JUVENILE JUSTICE AUTHORITY (FAMILY & CHILDREN SERVICES) BUDGET REDUCTION AND NEW GRANT:**

Family and Children Services Director Duane Powell met with the Board to discuss the budget reduction for FY2010-2011. Mr. Bill Knight of Family and Children Services was also present with Mr. Powell.

Mr. Powell presented budget reduction figures to the Board and explained how the cutting of expenditures has been handled through his agency. He also presented facts on the custody caseload ending year for 2004, 2006, 2008 and 2010. The statistics reflect a reduction in caseload from the end of 2004 to the end of 2010 of 34 cases less in 2010.

A new grant is being applied for and requires a cash match from the county. In the past years the match from the county has been \$5,000.00. The requested amount for the cash match this year is \$14,301.00 which is 25 per cent of the grant. The amount of the grant is \$57,202.00 less the matching funds (42,901.00) and the deadline is March 3, 2010.

The Board will review the information for the request and meet with Mr. Powell on February 22<sup>nd</sup> at the regular Commission Meeting.

**PUBLIC WORKS:**

Public Works Coordinator Robert Bever met with the Board to present the weekly written report. The following items were discussed:

1. Letter from KDOT regarding High Risk Rural Roads (HRRR) Program.
2. Balance Sheet for January 2010 for Sewer District No. 2.
3. KDOT 5-year bridge plan Memo.
4. Reported on meeting with homeowners at Deer Trail Estates.
5. Memo on request to build a new three (3) sided storage building to replace the building destroyed by a storm, at approximately \$12,000 to \$15,000. (This does not include providing power to the building).
6. Mr. Bever requested an Executive Session to discuss non-elected personnel.

**EXECUTIVE SESSION:**

**ACTION:** A motion was made by Commissioner Fowler to recess to Executive Session at 9:56 AM to return at 10:06 AM with Public Works Coordinator Robert Bever and the Board present to discuss non-elected personnel. Motion was seconded by Commissioner Brown.

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

Returned to Session at 10:06 AM stating no action taken and no decisions made.

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**DEPARTMENT HEAD INTERVIEWS (EXECUTIVE SESSIONS):**

**PUBLIC WORKS COORDINATOR:**

**ACTION:** A motion was made by Commissioner Fowler to recess to Executive Session at 10:13 AM to return at 10:28 AM to discuss non-elected personnel with the Board, Public Works Coordinator Robert Bever and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner McManus.

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

Returned at 10:28 AM extending the session from 10:30 AM to 10:35 AM on motion by Commissioner Fowler and seconded by Commissioner Brown.

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

Returned to session at 10:35 AM stating no action taken and no decisions made.

**COUNTY HEALTH COORDINATOR :**

**ACTION:** A motion was made by Commissioner Fowler to recess to Executive Session at 10:32 AM to return at 10:47 AM to discuss non-elected personnel with the Board, County Health Coordinator Ruth Bardwell and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner Brown.

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

Returned at 10:47 AM extending the session from 10:47 AM to 10:52 AM on motion by Commissioner Fowler and seconded by Commissioner Brown.

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

Returned to session at 10:52 AM stating no action taken and no decisions made.

**INTERVIEWS (Continued):**

**ENVIRONMENTAL HEALTH/ZONING ADMINISTRATOR:**

**ACTION:** A motion was made by Commissioner Fowler to recess to Executive Session at 10:55 AM to return at 11:10 AM to discuss non-elected personnel with the Board, Environmental Health/Zoning Administrator Scott Barnhart and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner McManus.

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

Returned at 11:10 AM extending the session from 11:10 AM to 11:15 AM on motion by Commissioner Fowler and seconded by Commissioner Brown.

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

Returned to session at 11:15 AM stating no action taken and no decisions made.

**COMPUTER DEPARTMENT DIRECTOR:**

**ACTION:** A motion was made by Commissioner Fowler to recess to Executive Session at 11:15 AM to return at 11:30 AM to discuss non-elected personnel with the Board, Computer Department Director and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner Brown.

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

Returned to session at 11:25 AM stating no action taken and no decisions made.

**RURAL FIRE COORDINATOR:**

**ACTION:** A motion was made by Commissioner Brown to recess to Executive Session at 11:25 AM to return at 11:40 AM to discuss non-elected personnel with the Board, Montgomery County Rural Fire Coordinator Mark McCleary and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner Fowler..

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

Returned at 11:40 AM extending the session from 11:40 AM to 11:45 AM on motion by Commissioner Fowler and seconded by Commissioner Brown.

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

Returned to session at 11:45 AM stating no action taken and no decisions made.

**Recessed at 11:45 AM.**

**Returned at 11:50 AM.**

**EMERGENCY PREPAREDNESS DIRECTOR:**

**ACTION:** A motion was made by Commissioner Fowler to recess to Executive Session at 11:50 AM to return at 12:05 PM to discuss non-elected personnel with the Board, emergency Preparedness Director Jim Miller and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner McManus.

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

Returned to session at 12:05 PM stating no action taken and no decisions made.

**INTERVIEWS (Continued):**

**HUMAN RESOURCES DIRECTOR:**

**ACTION:** A motion was made by Commissioner Brown to recess to Executive Session at 12:05 PM to return at 12:20 PM to discuss non-elected personnel with the Board, Human Resources Director Shawn Wallis and Human Resources Director Shawn Wallis present. Motion was seconded by Commissioner Fowler..

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

Returned at 12:20 PM extending the session from 12:20 PM to 12:25 PM on motion by Commissioner Fowler and seconded by Commissioner Brown.

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

Returned to session at 12:25 PM stating no action taken and no decisions made.

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**CORRESPONDENCE:**

1. Department of Corrections report for January, 2010 -
2. Emergency Management Progress Report –
3. Security request for the Commission Meetings was discussed and Sheriff Dierks will be contacted-
4. Letter from County Attorney to request two (2) items from Capital Outlay: One (1) Hon mid-back swivel chair from Hugo’s Office Supply in the approximate amount of \$215.00 and one (1) Acer computer monitor from Computer Generation at the quoted price of \$211.00.

**ACTION:** A motion was made by Commissioner Fowler to approve the request of the County Attorney to purchase one (1) Hon mid-back swivel chair from Hugo’s Office Supply in the approximate amount of \$215.00 and one (1) Acer computer monitor from Computer Generation at the quoted price of \$211.00 to be paid from County General Capital Outlay Department. Motion was seconded by Commissioner Brown.

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

*RES. NO. 10-29*

5. Statement of accounts as of February 5, 2010 – County Treasurer –
6. Letter from County Clerk to Montgomery County Action Council with requested information attached –
7. Letter from Kansas County Commissioners Association regarding Kansas County Commissioners Association 2010 Programs
8. US Census letter –
9. JJA Letter regarding audit –

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**OTHER COUNTY BUSINESS:**

1. AWOL –(Animals With Our Love Humane Society)

**ACTION:** A motion was made by Commissioner Fowler to approve the payment to Animals With Our Love (AWOL) in the amount of \$2,000.00 for the year 2010 to be paid \$1,000.00 each six (6) months. Motion was seconded by Commissioner Brown.

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

*RES. NO. 10-28*

2. A “walk-thru” of the Washington School Building was scheduled for Thursday, February 18<sup>th</sup> at 9:30 AM.

**ADJOURNMENT: 12:45 PM**

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

*ROLL CALL VOTE – Commissioner Fowler - Yes*

*Commissioner Brown - Yes*

*Commissioner McManus – Yes*

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

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**TONY FOWLER, Chairman**

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**FRED BROWN, Member**

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**LARRY MCMANUS, Member**

**ATTEST:**

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**County Clerk**