

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

June 21, 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: Commissioner Fowler.

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 McManus to approve invoices in the amount of \$285,243.76 as presented by the County Clerk's office. The motion was seconded by Commissioner Brown.*

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

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Brown to approve the minutes of June 14, 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*

JUVENILE JUSTICE AUTHORITY – GRANT APPROVAL:

Family and Children Services Director Duane Powell met with the Board and advised they have received the grant approval for Juvenile Delinquency Prevention in the amount of \$42,902.00 with county match funding of \$14,500.00 as previously approved. A new fund will be established by the County Clerk for this grant.

CANEY CITY ANNEXATION REQUEST:

Environmental Health/Zoning Administrator Scott Barnhart, Caney City Administrator Don Whitman and Caney City Mayor Dale McBride met with the Board to discuss the request by the City of Caney for “spot annexation” to the City of Caney.

Mr. Barnhart presented a letter to the Board on findings of his office on the lot/tract split not meeting the county subdivision regulations. It was his recommendation to the Board of County Commissioners to not extend a recommendation of approval until the appropriate lot/tract split application forms have been completed and the regulations met.

CANEY CITY ANNEXATION – (Continued):

After discussion by the Mayor and City Administrator of Caney, the Board agreed to the annexation at this time. Commissioner Fowler stated he will be asking the Board to consider a county policy to deny spot annexations if city utilities are being furnished to the parcel seeking annexation at the time of the request. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to waive the requirements of Article 3 of the Montgomery County Sub-Division Regulations for annexation of property non-contingent to the city limits of the City of Caney. Legal description is as follows:*

Lot 19 and 20, except the East 109 feet of Lot 20, Eastside Addition to the City of Caney, Montgomery County, Kansas.

The Motion was seconded by Commissioner McManus.

ROLL CALL VOTE – Commissioner Fowler - Yes

Commissioner Brown - Yes

Commissioner McManus – Yes

RES. NO. 10-122

ALLIANCE FOR TECHNOLOGY COMMERCIALIZATION – ERIC FERRELL AND STEVE ROBB:

Mr. Eric Ferrell and Mr. Steve Robb met with the Board to present information on Alliance for Technology Commercialization with offices in Pittsburg, Kansas. They also presented an invoice for \$3,600 for FY 2011 for Operational Funding for this organization. No action was taken at this time.

COMPUTER DEPARTMENT – 2011 BUDGET:

Computer Department Director Ken Collins met with the Board to discuss the 2011 requested budget. Jason Clubine was also present for the meeting. Several items were discussed and decreases made in the request. No action was taken at this time.

PUBLIC WORKS:

Public Works Coordinator Robert Bever and Environmental Health/Zoning Administrator Scott Barnhart met with the Board. Mr. Bever presented the written weekly report and the following items were discussed:

1. Requested to seek bids to purchase chemicals at approximately \$52,000.00. The request was approved.
2. Discussed waste to be shipped to Clean Harbors, the cost and the possibility of being over budget by the end of the year due to waste coming in from the public.
3. Advised the Board an employee of Special Bridge has given a two-week notice and Mr. Bever requested permission to post position to replace the employee. The request was approved.
4. Advised the Board of a cost of \$2,600 that will be coming through the payables for the motor for one of the trucks in Road and Bridge.
5. Flood Buy-Out Discuss with Mr. Barnhart:
A request has been made to Public Works for assistance in plugging water wells on the buy-out properties from the 2007 flood. Mr. Barnhart said there are definitely three (3) wells and possibly more to be plugged by the deadline of July 31, 2010.

He stated the wells can be plugged by the landowners and since the buy-out, the county is the landowner of the parcels to be demolished where the wells are located. The cost incurred by using county employees and county equipment can be used to help meet the county's 5% matching funds. The expenses will be paid through Road and Bridge and reimbursed by County General Operating Fund. The following action was taken:

ACTION: *A motion was made by Commissioner Fowler to approve the labor, materials and equipment usage through Road and Bridge Fund for the necessary plugging of water wells located on parcels acquired by the County through the Flood Buy-out program.*

Motion was seconded by Commissioner McManus.

ROLL CALL VOTE – Commissioner Fowler - Yes

Commissioner Brown - Yes

Commissioner McManus – Yes

RES. NO. 10-123

PUBLIC WORKS (Continued):

Mr. Barnhart addressed Phases I and II of the ADA review of accessibility in county buildings. Phase I will address public access both exterior and interior and Phase II will address employee access. He will be meeting with Mr. Caflish of Architectural Collaboration, Independence on Friday, June 25th.

Mr. Bever asked Computer Department Director Ken Collins to address the GIS budget for 2011 and the necessary materials to be purchased from this budget. A budget has not been established at this time for GIS.

COUNTY HEALTH DEPARTMENT – 2011 BUDGET:

County Health Department Coordinator Ruth Bardwell met with the Board to discuss the 2011 requested budget. Several items were discussed and decreases made in the request. No action was taken at this time.

COUNTY TREASURER – 2011 BUDGET:

County Treasurer Nancy Clubine met with the Board to discuss the 2011 requested budget. Several items were discussed and decreases made in the request. No action was taken at this time.

COUNTY APPRAISER – 2011 BUDGET:

County Appraiser LeRoy Burk met with the Board to discuss the 2011 requested budget. Several items were discussed and decreases made in the request. No action was taken at this time.

SHERIFF AND DEPARTMENT OF CORRECTIONS – 2011 BUDGETS:

Sheriff Robert Dierks, Under Sheriff Troy Mackie and Sheriff's Administrative Assistant met with the Board to discuss the 2011 requested budgets. Several items were discussed and decreases made in the request. No action was taken at this time.

ENVIRONMENTAL HEALTH/ZONING DEPARTMENT – 2011 BUDGET:

County Environmental Health/Zoning Administrator Scott Barnhart met with the Board to discuss the 2011 requested budget. Several items were discussed and decreases made in the request. No action was taken at this time.

HUMAN RESOURCES DEPARTMENT – 2011 BUDGET:

County Human Resources Director Shawn Wallis met with the Board to discuss the 2011 requested budget. Several items were discussed and decreases made in the request. No action was taken at this time.

UNIFIED COURT – 2011 BUDGET:

Judge Roger Gossard and Court Administrator Mary Kadel met with the Board to discuss the 2011 requested budget. Several items were discussed and decreases made in the request. No action was taken at this time.

CORRESPONDENCE:

1. Thank you letter from Southeast Kansas Recycling to the Board of County Commissioners.

OTHER COUNTY BUSINESS:

1. Agreement for signatures of the Board for previously approved (April 19, 2010 – County Resolution 10-83) between Montgomery County and RMOMS for electronic monitoring.
2. Drawdown for Sewer Grant requiring signature of Chairman.
3. Memo to departments on “in-county” purchasing approved by the Board for distribution by the County Clerk to each department supervisor.

ADJOURNMENT: 3:20 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