

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

August 16, 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.

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**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*

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner Fowler to approve invoices in the amount of - \$250,458.00 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 McManus to approve the minutes of August 9, 2010 as presented by the County Clerk. The motion was seconded by Commissioner Brown.*

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

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**2011 MONTGOMERY COUNTY BUDGET HEARING:**

The Chairman recessed the regular meeting at 9:15 AM to begin the 2011 Montgomery County Budget Hearing as published. Those present were the Board of County Commissioners, County Clerk, Larry Wright CPA, County Treasurer, Public Works Coordinator Robert Bever, Sheriff Dierks Administrative Assistant Liz Schwatken, Human Resources Director Shawn Wallace, Independence City Clerk Tony Royce, MCRF#1 Fire Coordinator, Mr. Adolph Wildgrube and the media.

Copies of the proposed budget summary page was distributed to the public. The Chairman asked for questions or comments from the audience. Mr. Adolph Wildgrube responded with questions and comments. He questioned the cuts in funding to the Road and Bridge Department and the funding to the Ambulance Fund. Mr. Wright explained the cut in funding to the ambulance services in the amount of \$61,000 to be divided between the four (4) ambulance services. Mr. Wildgrube asked about the expenses and revenue each ambulance service spent and received. The County does not receive a report from the EMS Services with these figures.

Mr. Andy Taylor presented a proposal to the Board for the creation of a position to focus on county finances/budget. He stated the need for this position would be to the “two primary sources of knowledge and expertise for budgeting matters are nearing the ending of their careers.”

**BUDGET HEARING (Continued):**

He addressed the need and the salary, based on experience and qualifications, should range from \$45,000 to \$85,000 per year to be held for a three-year period based on effectiveness. This position could also seek alternative sources of revenue through grants. He volunteered to “lead the discussion or chair a committee at a later date” should the Board decide to consider this position.

There being no further input the Chairman closed the hearing at 9:59 AM and returned to session.

The Chairman called for a motion for action on the 2011 budget for Montgomery County. The following action was taken:

**ACTION:** *A motion was made by Commissioner McManus to adopt the 2011 Montgomery County Budget as published with expenditures in the amount of \$17,189,903 and the estimated tax rate of 47.095 mills. Motion was seconded by Commissioner Brown.*

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

*RES. NO. 10-140*

**ACTION:** *A motion was made by Commissioner Brown to adopt the resolution required to express the property taxation policy of the Board of Montgomery County Commissioners with respect to financing the 2011 annual budget for Montgomery County Rural Fire District No. 1. This resolution is to notify the public of increased property taxes to finance the 2011 Montgomery County Rural Fire District No. 1 budget. Motion was seconded by Commissioner McManus.*

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

*RES. NO. 10-141*

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**MONTGOMERY COUNTY ACTION COUNCIL – KANSAS AVIATION EXEMPTION:**

Mr. Brad Eilts, Montgomery County Action Council Director, presented the cost benefit analysis report for Kansas Aviation of Independence and a request to be considered for taxing entities to grant tax abatements on a new construction of 15,000 square foot addition to the existing building, creating 15 new jobs for the company.

Commissioner Brown and Commissioner McManus asked Mr. Eilts for more information before taking action, tabling further discussion and/or decision until the August 30<sup>th</sup> meeting. Commissioner Fowler abstained from discussion due to a conflict of interest.

**ACTION:** *A motion was made by Commissioner McManus to table discussion or decisions until the August 30<sup>th</sup> meeting on the request for tax abatement for Kansas Aviation’s new addition. Motion was seconded by Commissioner Brown.*

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

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**PUBLIC WORKS:**

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

1. Memo regarding traffic paint –  
Discussed alternative ways to strip and possibly contracting out. Mr. Bever advised the Board he is purchasing a few drums at a time from Kansas Correctional at the present.
2. Balance Sheet for Road and Bridge for July 2010 –
3. Balance Sheet for Sewer District No. 2 for July 2010 –

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**SHERIFF:**

Sheriff Dierk's Administrative Assistant Liz Schwatken met with the Board to request the Board to amend the comp time policy for the Sheriff's Department from 40 hours maximum to 100 hours maximum. She explained the overtime hours for their department is exceedingly high due to higher numbers of search warrants and arrests. The officers recognize the economical problems of the county and their department and have offered to accept comp time in lieu of some of the overtime pay. After discussion with Ms. Schwatken regarding the impact on the budget, the following action was taken:

**ACTION:** *A motion was made by Commissioner Brown to amend the Montgomery County Policy for the Montgomery County Sheriff's Department, regulating a maximum number of hours to be accumulated for comp time from 40 hours maximum to 100 hours maximum. Motion was seconded by Commissioner McManus.*

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

*RES. NO. 10-142*

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**COUNTY COUNSELOR AND HUMAN RESOURCES – EXECUTIVE SESSION:**

**ACTION:** *A motion was made by Commissioner Fowler to recess to Executive Session at 11:07 AM to return at 11:17 AM with the Board, County Counselor, and Human Resources Director present to discuss non-elected personnel. Motion was seconded by Commissioner McManus.*

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

Returned to session at 11:14 AM stating no action taken and no decisions made.

**EXECUTIVE SESSION:**

**ACTION:** *A motion was made by Commissioner Fowler to recess to Executive Session at 11:15 AM to return at 11:35 AM with the Board and County Counselor present for Attorney/Client Privilege. Motion was seconded by Commissioner Brown.*

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

Returned to session at 11:35 AM stating no action taken and no decisions made.

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**CORRESPONDENCE:**

1. Transportation Letter on Historical Projects –
2. Braum Firm letter on bonding services available through their firm –

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**OTHER COUNTY BUSINESS:**

1. County Treasurer's Quarterly Report as of July 31, 2010 –
2. KAC Legislative Update from Kansas Department of Transportation –
3. CDBG Contract Amendment Request approved by Kansas Department of Commerce for CDBG #07-IT-708 (flood buyout grant) –
4. Alliance for Technology Commercialization invoice - The Board discussed the funding for ATC in the amount of \$3,600 for FY 2011. The following action was taken:

**ACTION:** *A motion was made by Commissioner Brown not to include funding for FY 2011 from the County General Fund for Alliance for Technology Commercialization in the amount of \$3,600.00. Motion was seconded by Commissioner Fowler.*

*ROLL CALL VOTE – Commissioner Fowler - No  
Commissioner Brown - Yes  
Commissioner McManus – Yes*

*RES. 10-143*

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**ADJOURNMENT: 11:50 AM**

**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**

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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**