

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

January 23, 2012

The Board of County Commissioners, three members and the County Clerk present, met in regular session at 9:00 AM.

**CALL TO ORDER:** Commissioner Brown.

**INVOCATION:** Commissioner Rau.

**PLEDGE OF ALLEGIANCE:** Commissioner McManus.

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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 Rau.*

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

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner Rau to approve the minutes of January 1, 2012 as presented by the County Clerk. The motion was seconded by Commissioner McManus.*

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

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**COUNTY ATTORNEY – BID OPENING FOR COPIER:**

Elaine Glines, representing the County Attorney's office, met with the Board for the bid opening for a copier for the County Attorney's office. Bids were as follows:

Century Midwest Office System, Chanute, KS	\$6,695.00
	\$7,921.00
Office Concepts, Joplin, MO	\$6,300.00
Service Office Supply, Coffeyville, KS	\$6,906.00
Digital Connections, Coffeyville, KS	\$4,348.15
Modern Copy Systems, Iola, KS	\$6,491.00
Galaxie Business Equipment, Winfield, KS	\$5,704.00
	\$6,226.00
Lakeland Office Systems, Joplin, MO	\$4,734.00
	\$4,120.00
Copy Products, Pittsburg, KS	\$3,895.00
Corporate Business Systems, Joplin, MO	\$5,200.00

Bids were referred to the County Attorney's Office for their recommendation and will be presented to the Board on Monday, January 30<sup>th</sup>.

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**SOUTHEAST KANSAS REGIONAL PLANNING – PUBLIC HEARING FOR CDBG GRANT FOR MIDWEST PLASTICS:**

The Chairman recessed at 9:30 AM to Public Hearing for the CDBG Grant Application for Midwest Plastics. Those in attendance were SEKRPC Representative Susan Gilmore, Montgomery County Action Director Brad Eilts and Mr. Michael Cavaness of Midwest Plastics, Cherryvale.

The application is for a \$365,000 Grant/Loan through the State of Kansas CDBG Grant. There being no public input, the Board proceeded with the following action:

**ACTION:** *A motion was made by Commissioner Rau to approve the application for the 2012 Kansas Small Cities Community Development Block Grant by Midwest Plastics, Cherryvale, KS in the amount of \$365,000. Motion was seconded by Commissioner McManus.*

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

*RES. NO. 12-26*

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**SHERIFF’S OFFICE – AMMUNITION PURCHASE:**

Deputy Richard George, Detective Kelly Stewart and Administrative Assistant Liz Schwatken met with the Board with quotes for the purchase of ammunition for their department. Sheriff Dierks and Under Sheriff Troy Mackie were unable to attend due to the Sheriff’s Conference.

Officer Richard George present two quotes for ammunition. They were as follows:

BVAC, Stevensville, MT	\$6,596.80
Ultramax Ammunition, Rapid City, SD	\$8,906.00

The officers gave information on the two vendors and recommended purchasing from BVAC at a savings to the Department and a history of good service. The following action was taken:

**ACTION:** *A motion was made by Commissioner Rau to approve the purchase of the itemized ammunition for the Sheriff’s Department in the amount of \$6,596.80 from BVAC, Stevensville, MT being the lowest price quoted. Motion was seconded by Commissioner McManus.*

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

*RES. NO. 12-27*

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**PUBLIC WORKS:**

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

1. Discussion on charges for 2004 Ortho-mapping - Mr. Bever gave information on the Aerial Imaging and told the Board a company work with Independence City is wanting to use the system. Commissioner Rau and Commissioner Brown stated they feel there should be fees charged since the County purchased the system and the cities did not want to participate at the time it was purchased. The previous fees were set at \$6,000.00. The Board agreed to refer the charges to the GIS Director.
2. Signature required on Lease Agreement with Skeet Club –
3. Discussion on Coffeyville and US Highway 169 –  
Representatives from the City of Coffeyville met with the Board to discuss maintenance of roads being returned to the County due to the new Highway 169. Those representing the City of Coffeyville were: City Manager Jeff Morris; Scott Massman, Superintendent of Engineering; David George, City Commissioner; Jack Shively, Public Works Director; Jim Bradshaw, Deputy Public Works Director; City Clerk Cindy Price and Finance Director Stephanie Richardson.

The discussion opened on “ownership” of the roads in question. Commissioner Rau stated the entity paying for signage and lighting should be the ones that benefit from the area.

**PUBLIC WORKS (Continued):**

Jeff Morris said some signage will be provided by the State of Kansas and that about ten (10) years ago there was a verbal agreement between the City of Coffeyville and the County that the County would maintain the roads.

They discussed the future of the Industrial Park and Mr. Morris said the plan in the future is to annex that area to the City of Coffeyville.

After discussion it was decided the County will maintain the roads until annexed to the City of Coffeyville then they will become the responsibility of the City. County and City will partner on discussion to get the State to provide lighting at the intersection of CR 2250 and Highway 169 and CR 2800 and Highway 169.

The bridge on East Eighth Street was discussed. The City believes it is an important road for developing the area and asked for reconsideration on replacement of the bridge.

The bridge will continue to be inspected according to Public Works Coordinator Robert Bever.

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**FAMILY AND CHILDREN SERVICES – PREVENTION TRUST FUND GRANT AND APPOINTMENTS TO THE JUVENILE CORRECTIONS ADVISORY BOARD:**

Family and Children Services Director Duane Powell and Lisa Goins met with the Board to present the Prevention Trust Fund Grant Applications and request the fifty percent cash match from the county in the amount of \$28,601 for 2012. This is an increase from the \$17,163.00 for 2011. The amount of the increase is \$11,438.00. Unified School District #446 Superintendent of Schools Chuck Schmidt spoke to the Board and supports the services provided by the Grant. The District will provide some financial support to help with the matching funds. The amount has not been determined.

Mr. Powell agreed to meet with the school districts for their support also and return to the Board with the results. No action was taken at this time.

**APPOINTMENTS:**

A letter from Mr. Powell requested the reappointments to the Juvenile Corrections Advisory Board for the following members:

General Appointment	Mark Hayward	6/30/2011 thru 6/30/2014
General Appointment	Robert Wesley	6/30/2011 thru 6/30/2014
General Appointment	Griffin Walker	6/30/2011 thru 6/30/2014
Court Services	Nancy Finley	6/30/2011 thru 6/30/2014

The following action was taken:

**ACTION:** *A motion was made by Commissioner McManus to reappoint the following to the Juvenile Corrections Advisory Board as requested by Family & Children Services Director:*

<i>General Appointment</i>	<i>Mark Hayward</i>	<i>6/30/2011 thru 6/30/2014</i>
<i>General Appointment</i>	<i>Robert Wesley</i>	<i>6/30/2011 thru 6/30/2014</i>
<i>General Appointment</i>	<i>Griffin Walker</i>	<i>6/30/2011 thru 6/30/2014</i>
<i>Court Services</i>	<i>Nancy Finley</i>	<i>6/30/2011 thru 6/30/2014</i>

*Motion was seconded by Commissioner Rau.*

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

*RES. NO. 12-28*

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**Recessed at 11:20 am to return at 1:00 pm.  
Returned to session at 1:00 pm.**

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**EXECUTIVE SESSION –ATTORNEY/CLIENT PRIVILEGE:**

The Chairman called the meeting back into session at 1:00 PM for an executive session for Attorney/Client Privilege. The following action was taken:

**ACTION:** *A motion was made by Commissioner Brown to recess to Executive Session at 1:00 PM to return at 1:30 PM with the Board, County Counselor Paul Kritz, Attorney Jeff Jordan, County Appraiser Georgianna Rail, Larry Wright and County Clerk Charlotte Schmidt present for Attorney/Client Privilege. Motion was seconded by Commissioner Rau.*

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

Returned to session at 1:30 PM with a motion by Commissioner Brown and seconded by Commissioner Rau to extend the session until 1:45 PM.

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

Returned to session at 1:45 AM with no action taken and no decisions made.

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**OTHER COUNTY BUSINESS:**

1. Executive Session – Non-elected Personnel – Commissioner Rau:

**ACTION:** *A motion was made by Commissioner Rau to recess to Executive Session at 9:45 AM to return at 10:00 AM to discuss non-elected personnel with the Board and Human Resources Director present. Motion was seconded by Commissioner Brown.*

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

Returned to session at 9:55 AM stating no action taken and no decisions made.

2. CLASS LTD – Agreement between Montgomery County and CLASS LTD for 2012:

**ACTION:** *A motion was made by Commissioner McManus to approve the agreement between CLASS LTD and Montgomery County for the 2012 levied funds in the amount of \$150,245. Motion was seconded by Commissioner Rau.*

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

*RES. NO. 12-29*

3. Audit Engagement Letter between Montgomery County and Schlotterbeck and Burns, LLC for the year 2011 audit to be conducted in 2012:

**ACTION:** *A motion was made by Commissioner McManus to approve and accept the Audit Engagement Letter between Montgomery County and Schlotterbeck and Burns, LLC for the Montgomery County audit for the year 2011 to be conducted in 2012 for the fee of \$19,700.00. Motion was seconded by Commissioner Rau.*

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

*RES. NO. 12-30*

4. The letter of agreement between Montgomery County and Coffeyville Journal was received and presented to the Board. The letter did not address keeping the taxes due to the County current and a letter will be sent to the Coffeyville Journal by the County Clerk at the request of the Board.

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**ADJOURNMENT: 10:15 AM**

**ACTION:** *Motion by Commissioner Rau, seconded by Commissioner McManus.*  
*ROLL CALL VOTE - Commissioner Brown - Yes*  
*Commissioner McManus – Yes*  
*Commissioner Rau - Yes*

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

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**FRED BROWN, Chairman**

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**LARRY McMANUS, Member**

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**LEON RAU, Member**

**ATTEST:**

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**County Clerk**