

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

July 18, 2022

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

**CALL TO ORDER:** Commissioner Bever.

**INVOCATION:** Reverend Keith Dodd, Lewark Church of God, Coffeyville

**PLEDGE OF ALLEGIANCE:** Commissioner Cordray.

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**AGENDA APPROVAL:**

**ACTION:** *A motion was made by Commissioner Cordray to approve the agenda as presented. The motion was seconded by Commissioner Bever.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus - Absent  
Commissioner Cordray- Yes*

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner Bever to approve invoices in the amount of \$241,665.48 and \$1539.46 as presented by the County Clerk's Office. Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus - Absent  
Commissioner Cordray- Yes*

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner Bever to approve the minutes of July 11, 2022 as presented by the County Clerk. The motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus - Absent  
Commissioner Cordray- Yes*

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**HUMAN RESOURCES – EXECUTIVE SESSION – JOB STATUS OF NON-ELECTED PERSONNEL:**

**ACTION:** *A motion was made by Commissioner Bever to recess to Executive Session at 9:06 AM to return at 9:11 AM with the Board and Human Resources Director present to discuss the job status of a non-elected personnel per KSA \_\_\_\_\_. Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus - Absent  
Commissioner Cordray- Yes*

Returned to session at 9:11 AM stating no decisions made and no action to be taken.

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**COUNTY APPRAISER – MELODY KIKKERT – VEHICLES AND MR. BRENT LITTLETON'S NEIGHBORHOOD REVITALIZATION REQUEST:**

County Appraiser Melody Kikkert met with the Board to discuss obtaining a vehicle for the Appraiser's Department. She inquired of if there could be any grant funds available through some of the grants the Emergency Manager's Office would have available for obtaining a vehicle.

Emergency Manager Rick Whitson joined the discussion at this time and said he did not know of any without doing some research. The possible reason there could be possible grants Ms. Kikkert said, they would be for damage reviews required by their office in the event of a disaster such as flood, tornado etc.

Mr. Whitson said he would check into the availability of grant funds for this purpose. The Board said the County Health Department is turning their Ford Taurus over to the Board and is to be transferred to the County Appraiser's Department.

At the regular Commission July 11, 2022 Mr. Brent Littleton requested he be reinstated for the present reimbursement of taxes on the Independence City Neighborhood Revitalization Plan. Mr. Littleton was delinquent in paying the last half of the 2021 taxes and according to the Plan no delinquencies are allowed and will be eliminated from receiving the tax rebate. In order to be reinstated each of the participating entities governing board must approve the reinstatement. Ms. Kikkert said she would advise against setting a precedent and not following the rules of each Plan. After discussion and reviewing the wording and rules in the Plan, the following action was taken:

***ACTION:** A motion was made by Commissioner Cordray to not approve the request for reinstatement of Mr. Brent Littleton for 2021 taxes and the rules of the Independence Neighborhood Revitalization Plan be followed with no exceptions to the Plan. Motion was seconded by Commissioner Bever.*

*ROLL CALL VOTE – Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

*RES. NO. 22-083*

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**COUNTY ATTORNEY- LAW ENFORCEMENT VEHICLE CAMERAS:**

County Attorney met with the Board for a discussion on funding for Law Enforcement (Sheriff's Department) cameras to be placed in the departments vehicles.

Commissioner Bever asked these cameras will help in her office on cases filed or to be filed. She said it would be helpful in providing evidence, to be able to have videos from several angles which show exactly what is taking place and the body cameras do not cover all angles.

Commissioner Bever asked if her office could possibly help with the funding and made reference to when the former County Attorney was in office, he provided funding for cameras for the Sheriff's Office from the Diversion Fund.

This has been tabled for approximately three (3) weeks to give time for further discussion on funding for the cameras.

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**EMERGENCY MANAGER RICK WHITSON, ASSISTANT EMERGENCY MANAGER LEE MILLER and MAINTENANCE DEPARTMENT SUPERVISOR JEFF PHELPS – UPDATE ON GENERATOR:**

Emergency Manager Rick Whitson, Assistant Emergency Manager Lee Miller and Maintenance Supervisor Jeff Phelps met with the Board for an update on the Generator to be used in case of electrical outage.

Mr. Phelps reported on his test on the generator. He stated with the electricity off when tested, it will show how the generator reacts and performs during a one (1) hour period of time. He also gave a report on fuel used for each hour of usage. He will be placed on the agenda and return at the next regular meeting for further discussion. At this time Mr. Phelps presented the invoice for repairs on the generator and requested approval for it to be paid from General Operating Fund. The following action was taken:

***ACTION:** A motion was made by Commissioner Bever to approve the invoice for repairs on the generator and approval of the payment from the General Operating Fund. Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE – Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

**MONTGOMERY COUNTY RURAL FIRE #1 DISTRICT FIRE CHIEF RICK WHITSON –  
PAINTING OF FIRE STATION:**

Mr. Rick Whitson, MCRF#1 District Fire Chief to present bids on painting for a fire stations. The low bid was \$13,436.40 which includes sides and trim. The following action was taken:

**ACTION:** *A motion was made by Commissioner Bever to approve the low bid for painting of MCRF#1 fire station for the low bid of \$13,436.40. This bid includes sides and trim. Debit MCRF#1 General Fund. Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

*RES. NO. 22-084*

Mr. Whitson also reported on First Call and their transportation for autopsies. They have provided proof of insurance in the amount of \$100,000 as required by contract.

He also gave information on going from \$50 to \$80 on coroner certificate to be paid on a certificate for the death of a child. This information was sent from the State of Kansas Child Death Review Board.

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**PUBLIC WORKS – COORDINATOR JIM WRIGHT AND ASSISTANT COORDINATOR  
BRANDON BEURSKENS:**

Public Works Coordinator Jim Wright and Assistant Coordinator Brandon Beurskens met with the Board to present the weekly written report. The following items were discussed:

1. Discussion on diesel fuel charges. Mr. Wright presented information on different types of diesel.
2. Updated the Board on Buckeye project. It is a 90/10 project with the State. The Board approved doing one-half of the project now and the box culvert to be converted to a bridge is not in the first half of the project.
3. Updated the Board on the Chip and seal project.
4. Provided information on insurance information from KCAMP on the premium for a fuel trailer. There will be no additional charge for the balance of 2022 and approximately for 2023 it will be \$325.00 to \$350.00 for liability and physical damage coverage.
5. Brandon reported on Infrastructure Working Sessions which included 6 sessions and one of the sessions was on Broadband.
6. Action taken to approve the fuel trailer in stock –

**ACTION:** *A motion was made by Commissioner Bever to approve the purchase of the fuel now in stock, at the purchase price of \$29,201.00. Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

*RES. NO. 22-085*

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**SHERIFF RON WADE AND UNDERSHERIFF CHRIS WILLIAMS:**

The Board discussed the cameras on funding and they will be working on putting some figures together with the County Attorney and any other funds available and will meet with them again.

There was some discussion on the rental of office space at the Coffeyville City Hall but no decisions were made at this time.

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**OTHER COUNTY BUSINESS:**

1. Appointment of Juvenile Corrections Advisory Board member:

**ACTION:** *A motion was made by Commissioner Bever to approve the appointment of Roman Lopet, effective August 1, 2022 and expire June 30, 2023, to the Juvenile Corrections Advisory Board. Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

*RES. NO. 22-086*

2. April Nutt, Independence Housing Director presented amendments to Independence existing Neighborhood Revitalization Plans for the City of Independence. These amendments are to correct bona fide developers to be able to apply for the Neighborhood Revitalization Plans Independence has available and they will be allowed to transfer when the commercial or residential homes have been completed and sold. Each participating entity must approve the amendments. The following action was taken:

**ACTION:** A motion was made by Commissioner Cordray to approve and authorize the Chairman, on behalf of Montgomery County to sign the necessary documents approving the amendments to the Independence City Plans. Motion was seconded by Commissioner Bever.

ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes

RES. NO. 22-087

3. Revenue Neutral Rate for Montgomery County for 2022 taxes =

**ACTION:** A motion was made by Commissioner Bever to exceed the revenue neutral rate for Montgomery County for the 2022 taxes (2023 Budget) to 55.000 mills. The hearing date is set for September 12, 2022 at 10:00 AM. Motion was seconded by Commissioner Cordray.

ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes

RES. NO. 22-088

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Recessed to Budget Work Session at 11:10 AM.

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**ADJOURNMENT: 11:50 PM**

**ACTION:** Motion by Commissioner Bever, seconded by Commissioner Cordray.

ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Yes  
Commissioner Cordray- Yes

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



ROBERT BEVER, Chairman

LARRY McMANUS, Member



MIKE CORDRAY, Member



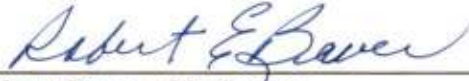
  
County Clerk

**RESOLUTION NO. 22-083**

**DATED** at Independence, Montgomery County, Kansas this 18<sup>th</sup> day of July, 2022.

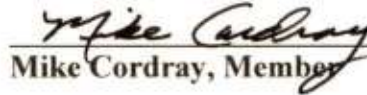
**WHEREAS:** *A motion was made by Commissioner Cordray to not approve the request for reinstatement of Mr. Brent Littleton for 2021 taxes and the rules of the Independence Neighborhood Revitalization Plan be followed with no exceptions to the Plan. Motion was seconded by Commissioner Bever.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*



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**Robert Bever, Chairman**

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**Larry McManus, Member**



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**Mike Cordray, Member**



**ATTEST:**

  
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**Charlotte Schmidt, County Clerk**

**RESOLUTION NO. 22-084**

**DATED** at Independence, Montgomery County, Kansas this 18<sup>th</sup> day of July, 2022.

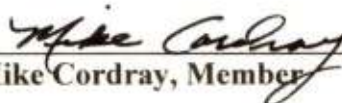
**WHEREAS:** *A motion was made by Commissioner Bever to approve the 19w bid for painting of MCRF#1 fire station for the low bid of \$13,436.40. This bid includes sides and trim. Debit MCRF#1 General Fund.*

*Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

  
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**Robert Bever, Chairman**

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**Larry McManus, Member**

  
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**Mike Cordray, Member**

**ATTEST:**

  
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**Charlotte Schmidt, County Clerk**



**RESOLUTION NO. 22-085**

**DATED** at Independence, Montgomery County, Kansas this 18<sup>th</sup> day of July, 2022.

**WHEREAS:** *A motion was made by Commissioner Bever to approve the purchase of the fuel now in stock, at the purchase price of \$29,201.00.*

*Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*

*Robert E. Bever*

**Robert Bever, Chairman**

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**Larry McManus, Member**

*Mike Cordray*

**Mike Cordray, Member**



**ATTEST:**

*Charlotte Schmidt*

**Charlotte Schmidt, County Clerk**

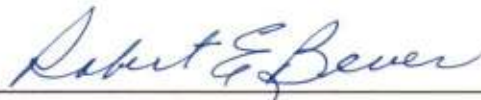
RESOLUTION NO. 22-086

DATED at Independence, Montgomery County, Kansas this 18<sup>th</sup> day of July, 2022.

WHEREAS: Motion was seconded by Commissioner Cordray. A motion was made by Commissioner Bever to approve the appointment of Roman Lopet, effective August 1, 2022 and expire June 30, 2023, to the Juvenile Corrections Advisory Board.

Motion was seconded by Commissioner Cordray.

ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus - Absent  
Commissioner Cordray- Yes



Robert Bever, Chairman

Larry McManus, Member



Mike Cordray, Member



ATTEST:



Charlotte Schmidt, County Clerk



**RESOLUTION NO. 22-087**

**DATED** at Independence, Montgomery County, Kansas this 18<sup>th</sup> day of July, 2022.

**WHEREAS:** *A motion was made by Commissioner Cordray to approve and authorize the Chairman, on behalf of Montgomery County to sign the necessary documents approving the amendments to the Independence City Plans.*

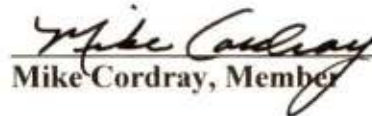
*Motion was seconded by Commissioner Bever.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus - Absent  
Commissioner Cordray- Yes*



**Robert Bever, Chairman**

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**Larry McManus, Member**



**Mike Cordray, Member**

**ATTEST:**

  
**Charlotte Schmidt, County Clerk**



**RESOLUTION NO. 22-088**

**DATED** at Independence, Montgomery County, Kansas this 18<sup>th</sup> day of July, 2022.

**WHEREAS:** *A motion was made by Commissioner Bever to exceed the revenue neutral rate for Montgomery County for the 2022 taxes (2023 Budget) to 55.000 mills. The hearing date is set for September 12, 2022 at 10:00 AM.*

*Motion was seconded by Commissioner Cordray.*

*ROLL CALL VOTE - Commissioner Bever - Yes  
Commissioner McManus – Absent  
Commissioner Cordray- Yes*



**Robert Bever, Chairman**

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**Larry McManus, Member**



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**Mike Cordray, Member**



**ATTEST:**



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**Charlotte Schmidt, County Clerk**