

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

January 30, 2023

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

Invocation by Reverend Melvin Simpson, 1<sup>st</sup> Church of God in Christ, Coffeyville.

Pledge of Allegiance – Commissioner McManus.

Those present for the session were: Board of County Commissioners, County Clerk, Financial Officer, Environmental Health Director, Public Works Coordinator, Maintenance Supervisor and HR Director.

Items Discussed:

There will be a meeting February 15, 2023 on boundaries for Coffeyville and Independence for PSAP . Location of the meeting will be determine and notification will be given.

Comprehensive Plan update and Zoning were discussed.

Public Works Coordinator presented information on concrete blankets for sale and asked if the county would be interested in purchasing them. The answer was the county would not be interested.

Human Resources present employee's service awards to be signed and has set the date of Monday, February 6<sup>th</sup> for awarding them to the employees. They also discussed the job description for the County Health Director and new forms for employee's evaluations by the department supervisors.

The Chairman closed the work session at 12:00 Noon. The regular meeting will begin at 1:00 PM.

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The Board of County Commissioners, three members and the County Clerk present, met in regular session at 1:00 PM.

**CALL TO ORDER:** Commissioner Bever.

**INVOCATION:** Commissioner Bever

**PLEDGE OF ALLEGIANCE:** Commissioner McManus.

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**AGENDA APPROVAL:**

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

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

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**APPROVAL OF PAYMENT OF INVOICES:**

**ACTION:** *A motion was made by Commissioner Cordray to approve invoices in the amounts of \$44,053.93 (Encumbered), \$383,792.40(End of Month) and \$10.00 special run for motor vehicle tag. Motion was seconded by Commissioner McManus.*

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

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**APPROVAL OF MINUTES:**

**ACTION:** *A motion was made by Commissioner McManus to approve the minutes of January 23, 2023 as presented by the County Clerk. The motion was seconded by Commissioner Cordray.*

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

**COUNTY HEALTH - GRANT FUNDS:**

Montgomery County Health Director Carolyn Muller met with the Board to discuss Grant funds she would like to use for an electronic billing system.

The Board ask how many counties have this system and if the grant funds can be used for the system. She was asked to gather more information on the system and the grant funds available.

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**PUBLIC WORKS – EXECUTIVE SESSION ON ACQUISITION OF REAL PROPERTY:**

Public Works Coordinator Jim Wright met with the Board and presented the weekly written report. The following items were discussed:

1. Requested approval to solicit bids for chemicals – The request was approved.
2. Executive Session – Acquisition of Real Property – KSA 75-4319 6b

**ACTION:** *A motion was made by Commissioner Cordray to recess to Executive Session at 1:20 PM to return at 1:30 PM with the Board and Public Works Coordinator present to discuss the Acquisition of Real Property KSA 75-4319 6b. Motion was seconded by Commissioner Bever.*

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

Returned to session at 1:30 PM stating no decisions made and no action to be taken.

Mr. Wright was instructed to continue negotiations on right-of-way project and return with a report on the negotiations.

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**COMPUTER DEPARTMENT – KOMTEK CLOUD PROPOSAL:**

Computer Director Jason Clubine met with the Board to present information on Komtek Cloud Services. These are services Komtek will provide shared high-speed software on demand, through the internet.

Mr. Clubine reported on the present service through Huber and Associates for the AS400 and it will be expiring in April of 2023. The maintenance costs and the cost of replacing the outdated AS400 the county now is operating with will provide a savings by going to the Komtek Cloud Services. After discussion and questions the following action was taken:

**ACTION:** *A motion was made by Commissioner Cordray to approve and authorize the Computer Department to proceed with going to the cloud based backup for the AS400 with the Komtek Cloud Services. Motion was seconded by Commissioner McManus.*

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

RES. NO. 23-020

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**AFTER PROM FOR HIGH SCHOOLS:**

**ACTION:** *A motion was made by Commissioner Bever to approve funds for the seven (7) high schools in Montgomery County to be paid from the Special Alcohol Fund to help with the After Prom Parties for teenagers. Each school district must send a request to the Montgomery County Clerk's Office to receive these funds. The school are: Elk Valley (\$100.00), Independence High School (\$250.00), Coffeyville High School (\$250.00), Caney High School (\$250.00), Cherryvale High School (\$250.00), Fredonia Sr. High (\$50.00) and Neodesha High School (\$50.00). Motion was seconded by Commissioner Cordray.*

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

RES. NO. 23-021

**OTHER COUNTY BUSINESS:**

1. Transfer of funds from General Operating Fund to the County Financial Office for the 2023 budget

**ACTION:** A motion was made by Commissioner Bever to approve and authorize the County Clerk to transfer funds from the General Operating Fund to the County Financial Office 2023 budget (General Fund Department No. 44) in the amount of \$94,000.00 Motion was seconded by Commissioner Cordray.

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

RES. NO. 23-022

2. Contract between Montgomery County and Micah Boulanger, the county's Healthcare Consultant for the employee's health insurance was presented and approved. The following action was taken:

**ACTION:** A motion was made by Commissioner Cordray to approve the contract between Montgomery County and Micah Boulanger, the County's Healthcare Consultant, for services for the employee's health insurance and authorize the Chairman to sign on behalf of Montgomery County. Motion was seconded by Commissioner McManus.

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

RES. NO. 23-023

3. Tax Sale Resolution –

**ACTION:** A motion was made by Commissioner Bever to approve the resolution for the tax sale.

**WHEREAS**, Chapter 79, Article 28 of the Kansas Statutes Annotated provides the process for judicial foreclosures ad valorem property tax sale; and

**WHEREAS**, K.S.A. 79-2801 requires the Board of County Commissioners to order the county counselor to institute an action for the foreclosure and sale of such real estate.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Montgomery County, Kansas, that the county counselor is hereby authorized and directed to institute an action in District Court for the foreclosure and sale of all eligible real estate sold and bid in by the County for delinquent ad valorem property taxes, all as provided by law.

Motion was seconded by Commissioner Cordray with all voting yes.

RES. NO. 23-024

4. The February 6<sup>th</sup> meeting will begin at 9:00 AM and be followed by a workshop if the workshop is needed.

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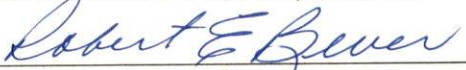
**ADJOURNMENT: 1:55 PM**

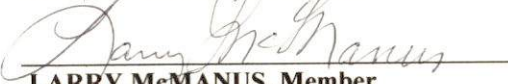
**ACTION:** Motion by Commissioner Cordray, seconded by Commissioner McManus.

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**

**ATTEST:**

  
**Co. Clerk**

**RESOLUTION NO. 23-020**

**DATED** at Independence, Montgomery County, Kansas this 30<sup>th</sup> day of January, 2023

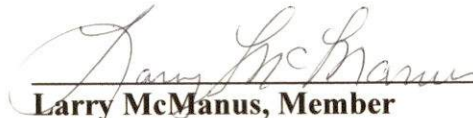
**WHEREAS:** *A motion was made by Commissioner Cordray to approve and authorize the Computer Department to proceed with going to the cloud based backup for the AS400 with the Komtek Cloud Services.*

*Motion was seconded by Commissioner McManus*

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



**Robert Bever, Chairman**



**Larry McManus, Member**





**Mike Cordray, Member**

**ATTEST:**

  
**Charlotte Schmidt, County Clerk**



**RESOLUTION NO. 23-021**

**DATED** at Independence, Montgomery County, Kansas this 30<sup>th</sup> day of January, 2023

**WHEREAS:** *A motion was made by Commissioner Bever to approve funds for the seven (7) high schools in Montgomery County to be paid from the Special Alcohol Fund to help with the After Prom Parties for teenagers. Each school district must send a request to the Montgomery County Clerk's Office to receive these funds. The school are: Elk Valley (\$100.00), Independence High School (\$250.00), Coffeyville High School (\$250.00), Caney High School (\$250.00), Cherryvale High School (\$250.00), Fredonia Sr. High (\$50.00) and Neodesha High School (\$50.00).*

*Motion was seconded by Commissioner Cordray.*

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


  
Robert Bever, Chairman

  
Larry McManus, Member

  
Mike Cordray, Member



**ATTEST:**

  
Charlotte Schmidt, County Clerk

**RESOLUTION NO. 23-022**

**DATED** at Independence, Montgomery County, Kansas this 30<sup>th</sup> day of January, 2023

**WHEREAS:** *A motion was made by Commissioner Bever to approve and authorize the County Clerk to transfer funds from the General Operating Fund to the County Financial Office 2023 budget (General Fund Department No. 44) in the amount of \$94,000.00*

*Motion was seconded by Commissioner Cordray.*

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



**Robert Bever, Chairman**



**Larry McManus, Member**



**Mike Cordray, Member**



**ATTEST:**

  
**Charlotte Schmidt, County Clerk**

**RESOLUTION 23-024**

**WHEREAS**, Chapter 79, Article 28 of the Kansas Statutes Annotated provides the process for judicial foreclosure and sale of real estate sold and bid in by the county at any delinquent *ad valorem* property tax sale; and

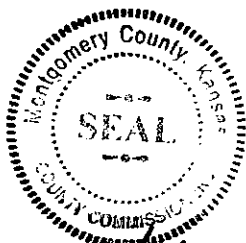
**WHEREAS**, K.S.A. 79-2801 requires the Board of County Commissioners to order the county counselor to institute an action for the foreclosure and sale of such real estate.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Montgomery County, Kansas, that the county counselor is hereby authorized and directed to institute an action in District Court for the foreclosure and sale of all eligible real estate sold and bid in by the County for delinquent *ad valorem* property taxes, all as provided by law.

**DATED THIS** 30<sup>th</sup> day of January, 2023.

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

Robert E. Beuer  
Jerry M. Flannery  
Mike Cardray



Charlotte Scott Schmidt  
Charlotte A. Scott-Schmidt, County Clerk

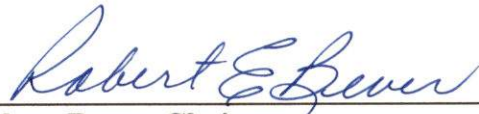
**RESOLUTION NO. 23-023**

**DATED** at Independence, Montgomery County, Kansas this 30<sup>th</sup> day of January, 2023

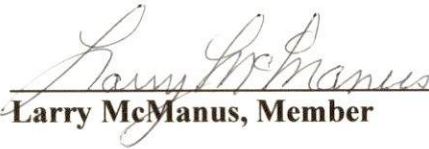
**WHEREAS:** *A motion was made by Commissioner Cordray to approve the contract between Montgomery County and Micah Boulanger, the County's Healthcare Consultant, for services for the employee's health insurance and authorize the Chairman to sign on behalf of Montgomery County.*

*Motion was seconded by Commissioner McManus.*

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



**Robert Bever, Chairman**



**Larry McManus, Member**



**Mike Cordray, Member**



**ATTEST:**

  
**Charlotte Schmidt, County Clerk**