

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

July 31, 2023

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

CALL TO ORDER: Commissioner Bever.

INVOCATION: Commissioner Bever.

PLEDGE OF ALLEGIANCE: Commissioner McManus.

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*

APPROVAL OF PAYMENT OF INVOICES:

ACTION: *A motion was made by Commissioner Bever to approve invoices in the amount of \$352,053.99 end of the month, and \$8,900.00 ARP Funding as presented by the County Clerk's Office. Motion was seconded by Commissioner Cordray.*

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

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Cordray to approve the minutes of July 24, 2023 as presented by the County Clerk. The motion was seconded by Commissioner McManus..*

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

CORRESPONDENCE:

1. Thank you letter for Memorial for Larry Rodrick family.

EMERGENCY MANAGEMENT – EMERGENCY OPERATIONS PLAN UPDATE:

Emergency Manager Rick Whitson and Assistant Emergency Manager Lee Miller met with the Board to present information on the Emergency Operations Plan being updated for Montgomery County.

Mr. Miller reported they are still waiting for responses from some agencies and the Plan is still on going and hoping it can be completed soon.

COUNTY APPRAISER – CONTRACT FOR SOFTWARE WITH TYLER TECHNOLOGIES:

Montgomery County Appraiser Melody Kikkert met with the Board to present the Software as a Service Agreement with Tyler Technologies, Inc. for Field Mobile Software and Field Mobile Service. The following action was taken:

COUNTY APPRAISER – (Continued):

ACTION: *A motion was made by Commissioner Bever to authorize the Chairman to sign on behalf of Montgomery County the agreement between Montgomery County and Tyler Technologies, Inc. for Field Mobile and Field Mobile Service Software for the Montgomery County Appraiser's Department. Motion was seconded by Commissioner Cordray.*

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

RES. NO 23-116

SENIOR CITIZEN'S CENTER - INDEPENDENCE:

Ms. Charlet Pemberton and Mr. Paul Gardner, representing senior citizen's in favor of a senior citizen center in Independence, met with the Board.

Ms. Pemberton was given information on the Council on Aging Advisory Board Meeting to be held on September 7th. The necessary documents were given to them if they want to attend the September 7th meeting and discuss establishing a Senior Center in Independence with the Advisory Board.

PUBLIC WORKS:

Public Works Coordinator Jim Wright and Maintenance Supervisor Jeff Phelps met with the Board.

Mr. Phelps provided information on an upgrade to the fire alarm system in the Judicial Center. The upgrade will be completed at a cost of \$6,495.00 by D&A Electrical Systems, LLC. The following action was taken:

ACTION: *A motion was made by Commissioner Cordray to approve the upgrade of the fire alarm system in the Judicial System with the upgrade being provided by D&A Electrical Systems, LLC. in the amount of \$6,495.00 to be debited from Building Maintenance Department funds. Motion was seconded by Commissioner McManus.*

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

RES. NO. 23-117

Mr. Phelps also discussed placing cameras at the County Health facility in Coffeyville. The request is for eight (8) cameras and would be provided and installed by D&A Electrical Systems, LLC. No decision was made and Mr. Phelps will return to the next meeting for further discussion.

Mr. Wright presented the weekly written report for Public Works. The following items were discussed:

1. Update on current projects – Bridge #514
2. CR 3525 Project (Peter Pan Road)
3. Requested an Executive Session for non-elected Personnel –

ACTION: *A motion was made by Commissioner Bever to recess to Executive Session at 9:40 AM to return at 9:55 AM with the Board, HR Director and Jim Wright present to discuss the job status of a non-elected employee, KSA 75-4319 (1b). Motion was seconded by Commissioner McManus.*

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

Returned at 9:55 AM stating no decisions made and no discussion.

COMMUNITY CORRECTIONS – JUVENILE SERVICES:

Community Corrections Executive Director Kenneth Fecke met with the Board to provide year-end information for their year ending June 30, 2023. The information included carryover reimbursement with the report requiring the signature of the Montgomery County Chairman of the Board of County Commissioners. The following action was taken:

COMMUNITY CORRECTIONS – JUVENILE SERVICES (Continued):

ACTION: *A motion was made by Commissioner McManus to authorize the Chairman of the Board to sign on behalf of Montgomery County the Community Corrections Juvenile Services Year-End Outcome Report for the period July 1, 2022 through June 30, 2023 and the Juvenile Carryover Reimbursement. Motion was seconded by Commissioner.*

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

RES. NO. 23-118

A letter was presented requesting approval of the Commission for the reappointment of the following individuals to the Community Corrections – Juvenile Services Advisory Board. The following action was taken:

ACTION: *A motion was made by Commissioner Cordray to approve the appointments of the following appointees to serve on the Community Corrections – Juvenile Services Advisory Board:*

Position - Court Services Nancy Finley, General Position - Karla Cherico, General Position - Griffin Walker, General Position - Carmen Chism and General Position -Roman Lopez. Positions effective 6/30/2023 and expiring 6/30/2026.

Motion was seconded by Commissioner McManus.

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

RES. NO. 23-119

COUNTY HEALTH DEPARTMENT – TO PRESENT UPDATE FOR DEPARTMENT:

County Health Director Brandee Hanna-Kirk presented written reports to the Board on the programs, services and education to promote “kid safety”. Information on grants being available to County Health.

A policy for vaccine administration fee for privately insured client’s information was provided to the Board. The approval of the VFC Billing Policy (Vaccine for Children) as presented to the Commission for their approval. The following action was taken:

ACTION: *A motion was made by Commissioner Bever to approve and accept the Vaccine for Children Billing Policy and Vaccine Administration Fee as presented by the Montgomery County Health Director. Motion was seconded by Commissioner Cordray.*

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

RES. NO. 23-120

FINANCIAL OFFICER – ECONOMIC IMPACT FUNDS:

Financial Officer Fred Gress presented a request to the Board for approval to use the Economic Impact Funds available through American Rescue Plan that have been approved when the ARP went into effect. After discussion on the need for a new software system and the need for the system, the following action was taken:

ACTION: *A motion was made by Commissioner Bever to approve the ARP funds for a new software system if the request meets the approval of the requirements of the Plan with the change of project regulations. Motion was seconded by Commissioner Cordray.*

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

RES. NO. 23-121

HUMAN RESOURCES – EXECUTIVE SESSION – NON-ELECTED PERSONNEL:

ACTION: *A motion was made by Commissioner Bever to recess to Executive Session at 11:00 AM to return at 11:20 AM with the Board, Human Resources Director, and Montgomery County Sheriff to discuss non-elected personnel. KSA 75- 4319 (b1) Motion was seconded by Commissioner Cordray.*

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

Returned to session at 11:11 AM stating no decisions made and no discussion at this time.

LISA RICHARDS – SUPPORT FOR COUNTY ATTORNEY:

Ms. Lisa Richards asked to be placed on the agenda to express her concerns of resources needed by the Montgomery County Attorney. She requested the County Attorney be given more attorneys on her staff, more staff, space and software programs needed in the office. The request is that the “County furnish what is needed by the County Attorney and what she asked for”.

KWIKOM BROADBAND ACCELERATION GRANT:

Mr. John Terry representing Kwikom met with the Board with information on an application they are applying for from the State of Kansas for installing fiber internet to rural areas in Montgomery County. The proposed areas are Sycamore and Independence to Cherryvale. He presented the cost and a breakdown of matching funds percentages. The following action was taken:

ACTION: *A motion was made by Commissioner Bever to approve a matching funding by the County of 5% for the proposed project for rural areas with 224 new locations for Sycamore and Independence to Cherryvale rural area. Motion was seconded by Commissioner Cordray.*

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

RES. NO. 23-122

OTHER COUNTY BUSINESS:

1. Appellate Cases Invoice from the State of Kansas Office of the Attorney General to the Montgomery County Attorney –

ACTION: *A motion was made by Commissioner Bever to approve the payment submitted by the Montgomery County Attorney for payment to the State of Kansas Office of the Attorney General for appellate cases between July 1, 2023 and June 30, 2024 in the amount of \$11,000.00. Motion was seconded by Commissioner Cordray.*

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

RES. NO. 23-123

2. Jail Administrator job description presented by the HR Director Ben Brubaker and Sheriff Ron Wade.

ACTION: *A motion was made by Commissioner Bever to change the Jail Administrator Job Description and title (Lieutenant of Corrections) as presented by Human Resources Director Ben Brubaker and Sheriff Ron Wade. Motion was seconded by Commissioner McManus.*

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

RES. NO. 23-124

3. Treasurer’s Report.

ADJOURNMENT: 11:45 AM

ACTION: Motion by Commissioner Bever, seconded by Commissioner McManus.

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

BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS

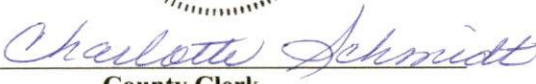

ROBERT BEVER, Chairman


LARRY McMANUS, Member


MIKE CORDRAY, Member

ATTEST:




County Clerk

RESOLUTION NO. 23-116

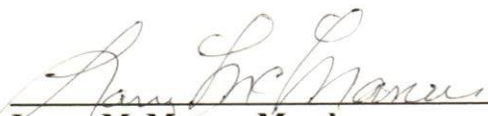
DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023


WHEREAS: *A motion was made by Commissioner Bever to authorize the Chairman to sign on behalf of Montgomery County the agreement between Montgomery County and Tyler Technologies, Inc. for Field Mobile and Field Mobile Service Software for the Montgomery County Appraiser's Department.*

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. 23-117

DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

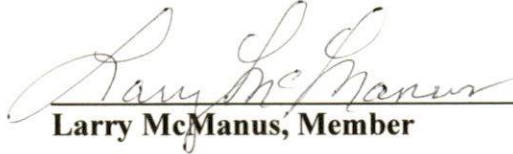
WHEREAS: *A motion was made by Commissioner Cordray to approve the upgrade of the fire alarm system in the Judicial System with the upgrade being provided by D&A Electrical Systems, LLC. in the amount of \$6,495.00 to be debited from Building Maintenance Department funds.*

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. 23-118

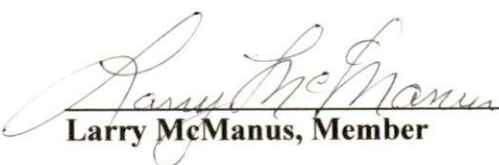
DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

HEREAS: *A motion was made by Commissioner McManus to authorize the Chairman of the Board to sign on behalf of Montgomery County the Community Corrections Juvenile Services Year-End Outcome Report for the period July 1, 2022 through June 30, 2023 and the Juvenile Carryover Reimbursement.*

Motion was seconded by Commissioner.

*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. 23-119

DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

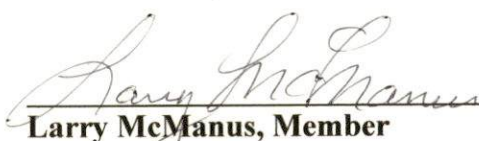
WHEREAS: *A motion was made by Commissioner Cordray to approve the appointments of the following appointees to serve on the Community Corrections – Juvenile Services Advisory Board:*

Position - Court Services Nancy Finley, General Position - Karla Cherico, General Position -Griffin Walker, General Position - Carmen Chism and General Position -Roman Lopez. Positions effective 6/30/2023 and expiring 6/30/2026.

Motion was seconded by Commissioner McManus.

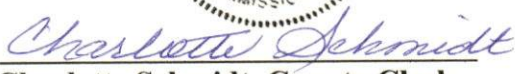
*ROLL CALL VOTE - Commissioner Bever - Yes
Commissioner McManus –Yes
Commissioner Cordray- Yes*


Robert Bever, Chairman


Larry McManus, Member


Mike Cordray, Member

ATTEST:


Charlotte Schmidt, County Clerk



RESOLUTION NO. 23-120

DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

WHEREAS: *A motion was made by Commissioner Bever to approve and accept the Vaccine for Children Billing Policy and Vaccine Administration Fee as presented by the Montgomery County Health Director.*

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. 23-121

DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

WHEREAS: *A motion was made by Commissioner Bever to approve the ARP funds for a new software system if the request meets the approval of the requirements of the Plan with the change of project regulations.*

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. 23-122

DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

WHEREAS: *A motion was made by Commissioner Bever to approve a matching funding by the County of 5% for the proposed project for rural areas with 224 new locations for Sycamore and Independence to Cherryvale rural area.*

Motion was seconded by Commissioner Cordray.

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

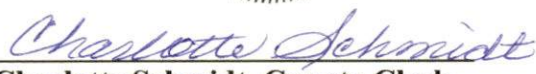

Robert Bever, Chairman


Larry McManus, Member


Mike Cordray, Member



ATTEST:


Charlotte Schmidt, County Clerk

RESOLUTION NO. 23-123

DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

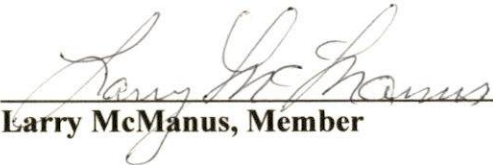
WHEREAS: *A motion was made by Commissioner Bever to approve the payment submitted by the Montgomery County Attorney for payment to the State of Kansas Office of the Attorney General for appellate cases between July 1, 2023 and June 30, 2024 in the amount of \$11,000.00.*

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 NO. 23-124

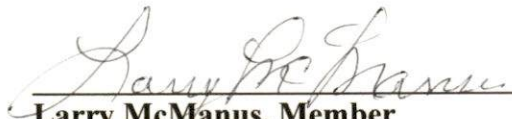
DATED at Independence, Montgomery County, Kansas this 31st day of July, 2023

WHEREAS: *A motion was made by Commissioner Bever to change the Jail Administrator Job Description and title (Lieutenant of Corrections) as presented by Human Resources Director Ben Brubaker and Sheriff Ron Wade.*

Motion was seconded by Commissioner McManus.

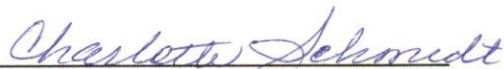
*ROLL CALL VOTE - Commissioner Bever - Yes
Commissioner McManus - Yes
Commissioner Cordray - Yes*


Robert Bever, Chairman


Larry McManus, Member


Mike Cordray, Member




Charlotte Schmidt, County Clerk