

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

April 15, 2024

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

CALL TO ORDER: Commissioner Cordray

INVOCATION: Reverend Renita Butler, Friends Evangelical Church, Independence, Ks.

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 Bever.*

*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 \$218,715.67 (Mid-Month Payments), \$26,401.85 American Rescue Plan for City of Liberty and \$16,679.44 American Rescue Plan to for the Montgomery County Sheriff's Department as presented by the County Clerk's Office. Motion was seconded by Commissioner McManus.*

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

APPROVAL OF MINUTES:

ACTION: *A motion was made by Commissioner Bever to approve the minutes of April 4, 2024 and April 8, 2024 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*

14TH JUDICIAL DISTRICT DEPARTMENT OF CORRECTIONS - JUVENILE- QUARTERLY GRANT BUDGET AMENDMENT REPORT:

14th Judicial District Department of Corrections – Juvenile Director Kenneth Fecke presented the Quarterly Grant Budget Amendment Report for the approval and signature by the Chairman of the Board as required on the submission of this report. The amendment was discussed and the following action was taken:

ACTION: *A motion was made by Commissioner Bever to approve the amendment of the 14th Judicial District Department of Corrections- Juvenile Quarterly Grant Budget Amendment Report as presented by the Director Kenneth Fecke 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. 24-053

NEIGHBORHOOD REVITALIZATION – COUNTY APPRAISER:

County Appraiser Melody Kikkert presented a Neighborhood Revitalization Application received from Daniel Owen. The application is for a new home to replace the former residence destroyed by fire. The application was received for the new residence but was received until after construction had already been started which is not following the County's NRP regulations.

The County Appraiser brought this before the Board for their decision on allowing a new plan on the new residence due to the destruction of the previous structure since it was already in the County's NRP which started in 2023. After discuss on if the new application should be approved due to the circumstances, the following action was taken:

ACTION: *A motion was made by Commissioner Cordray to allow the Neighborhood Revitalization Plan application to be put into effect for Daniel Owen due to circumstances of loss of residential home by fire. Motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE – Commissioner Bever – No
Commissioner McManus – Yes
Commissioner Cordray- No*

RES. NO. 24-054

The resolution did not pass due to a vote of 2 No and 1 Yes.

PUBLIC WORKS:

Public Work's Coordinator Jim Wright and Maintenance Director Jeff Phelps met with the Board and the written report was presented to the Board. The following items were discussed:

1. Cash receipt report for Road and Bridge for 1st Quarter.
2. Discussion regarding the low water crossing on County Road 6200. Letters will be sent to residents by Public Works.
3. Discussed possible work to be done on the Quonset hut at the County Barn - Mr. Wright and Mr. Phelps discussed bids to for the work to be done at the Quonset hut. Mr. Phelps said there also is a need for new lights to be installed and the cost will be approximately \$5,400.00 for materials and cost of labor. The following action was taken:

ACTION: *A motion was made by Commissioner Bever to approve the installation of new lights at the Quonset hut at an estimated cost of \$5,400.00 for labor and materials Motion was seconded by Commissioner McManus. Debit County General Capital Outlay 01.33.3870. .*

*ROLL CALL VOTE – Commissioner Bever – No
Commissioner McManus – Yes
Commissioner Cordray- No*

RES. NO. 24-056

4. Reminders of SEK meetings scheduled for April 25th at Burlington and May 14th in Chanute.
5. Cash receipt for Noxious Weed – 1st Quarter.
6. Provided information regarding the Kansas Local Bridge Improvement Program for 2025 and the Off-System Bridge Program for 2026 and requested a work session in two weeks to discuss the these programs.

EMERGENCY MANAGEMENT – SIREN LOCATIONS:

Emergency Manager Rick Whitson met with the Board to report on locations of sirens in the small cities and the community of Sycamore in Montgomery County. He reported some of the sirens when used if storms are approaching are activated from Coffeyville, Independence and the MCRF#1 fire stations.

Mr. Whitson does not feel the fire stations should be responsible for setting off the sirens. Sycamore is set off by Independence City, Dearing by Coffeyville and Elk City is not in MCRF#1. The sirens being deactivated and taken down are Tyro, Havana and Liberty. The following action was taken:

ACTION: *A motion was made by Commissioner Bever for the Emergency Manager Rick Whitson to send a letter to the council members of the cities of Tyro, Havana and Liberty the sirens are being deactivated and disconnected due to the County does not want the liability of activating sirens. Motion was seconded by Commissioner McManus.*

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

RES. NO. 24-055

HUMAN RESOURCES:

Human Resources Director Ben Brubaker presented information on the shared leave policy in place for the County. The present Employee Handbook requires anyone sharing sick leave with another employee must retain 400 hours, Mr. Brubaker would like to see that eliminated on the hours retained and allow anyone with sick time accrued to be allowed to donate. No decisions were made and no action taken at this time.

The contract with Edmund Gov Tech Contract was presented for signatures of the Commissioners as approved at the April 8th Commission meeting.

Executive Session:

ACTION: *A motion was made by Commissioner Bever to recess to Executive Session at 9:55 AM to return at 10:10 AM with the Board and HR Director present to discuss non-elected personnel KSA 75-4319 (b1). Motion was seconded by Commissioner McManus.*

*ROLL CALL VOTE – Commissioner Bever – No
Commissioner McManus – Yes
Commissioner Cordray- No*

Returned to session at 10:10 AM with a motion by Commissioner Bever, seconded by Commissioner Cordray with Commissioner McManus voting yes to extend the meeting until 10:25 AM.
Returned to session at 10:20 AM stating no decisions made and no action to be taken.

CORRESPONDENCE:

1. Letter from Independence City giving notice of a Public Hearing to adopt a Community Development/Comprehensive Plan. Notice of the City's intent to extend the planning area into the County. Public Hearing will be May 7, 2024 at 5:30 PM in the Veterans Room of Memorial Hall.

OTHER COUNTY BUSINESS:

1. RV Park Discussion – The Board asked Mr. Debo, Planning/Zoning Director if there was anything else to add to the information on the RV Park as discussed at the previous meeting. Mr. Debo said noting additional to present and concerns have been addressed.
2. First Quarter Abatement Report –

ACTION: *A motion was made by Commissioner Bever to approve the abatements for 2016 thru 2023 in the amount of \$135,995.36. Motion was seconded by Commissioner McManus.*

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

RES. NO. 24-057

3. The Chairman reported that HR will be sending out a letter to individuals that applied for the County Administrator position but were not selected.

ADJOURNMENT: 10:30 AM

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

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

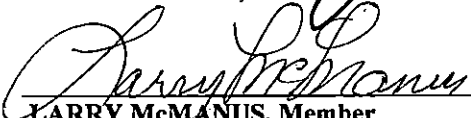
Work Session began at 10:35 AM:

Human Resources & Public Works - Employee Compensation Options.
Human Resources – Payroll Software
Computer Department – Security

The work session closed at 12:50 PM


BOARD OF COUNTY COMMISSIONERS
MONTGOMERY COUNTY, KANSAS


MIKE CORDRAY, Chairman


LARRY McMANUS, Member

ROBERT BEVER, Member




County Clerk

RESOLUTION NO. 24-053

DATED at Independence, Montgomery County, Kansas this 15th day of April, 2024.

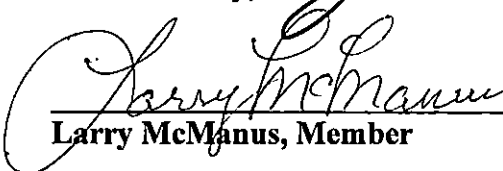
WHEREAS: *A motion was made by Commissioner Bever to approve the amendment of the 14th Judicial District Department of Corrections- Juvenile Quarterly Grant Budget Amendment Report as presented by the Director Kenneth Fecke and authorize the Chairman to sign on behalf of Montgomery County.*

Motion was seconded by Commissioner McManus.

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



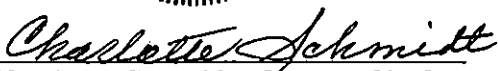
Mike Cordray, Chairman



Larry McManus, Member

Robert Bever, Member





Charlotte Schmidt, County Clerk

RESOLUTION NO. 24-054

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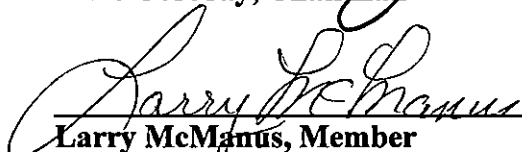
Motion was seconded by Commissioner McManus.

The resolution did not pass due to a vote of 2 No and 1 Yes.

*ROLL CALL VOTE – Commissioner Bever – No
Commissioner McManus – Yes
Commissioner Cordray- No*



Mike Cordray, Chairman



Larry McManus, Member

Robert Bever, Member

ATTEST:




Charlotte Schmidt, County Clerk

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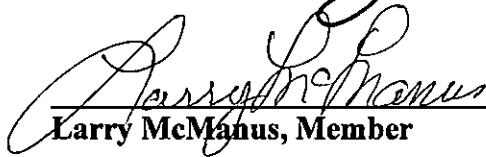
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Motion was seconded by Commissioner McManus.

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



Mike Cordray, Chairman



Larry McManus, Member

Robert Bever, Member

ATTEST:




Charlotte Schmidt, County Clerk

RESOLUTION NO. 24-056

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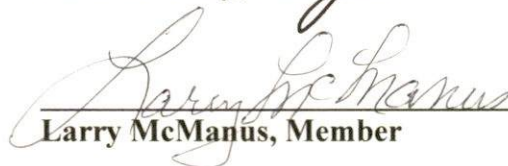
Motion was seconded by Commissioner McManus.

Debit County General Capital Outlay 01.33.3870. .

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



Mike Cordray, Chairman



Larry McManus, Member

Robert Bever, Member



ATTEST:



Charlotte Schmidt, County Clerk

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Motion was seconded by Commissioner McManus.

*ROLL CALL VOTE – Commissioner Bever – Yes
Commissioner McManus – Yes
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Mike Cordray, Chairman



Larry McManus, Member

Robert Bever, Member



ATTEST:



Charlotte Schmidt, County Clerk