

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

October 28, 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 Doug Mund, Grace Fellowship Church, Coffeyville

PLEDGE OF ALLEGIANCE: Commissioner McManus.

AGENDA APPROVAL:

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

*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 \$155,695.53 (Prepays) and \$361,512.80 American Rescue Funds to Montgomery County Rural Water District No. 6 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 October 21, 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*

MONTGOMERY COUNTY ACTION COUNCIL – MELISSA JOHNSON, EXECUTIVE DIRECTOR:

MCAC Executive Director Melissa Johnson met with the Board to present updates on the services and projects being provided by Montgomery County Action Council. She reported on providing assistance to small businesses and those looking to locate in the area; they are meeting with city managers, and city administrators along with council members to work together on various projects and possibilities; and discussed certified sites and requirements.

Ms. Johnson reported on jobs with Bartlett Grain being more that they projected which was 50 jobs and at the present time the number is 63 employees.

A request was made to the Board by Ms. Johnson to consider authorizing the \$10,000.00 Rural Opportunity Zone funds to be used for marketing to make more students aware of the program. Marketing advertising samples were provided to the Board. The Board thanked Ms. Johnson for her presentation.

PUBLIC WORKS – INTERIM PUBLIC WORKS COORDINATOR BRANDON BEURSKENS:

Public Works Interim Coordinator Brandon Beurskens gave updates on the relocation of two electric power poles at the Coffeyville Buckeye Project site.

BURN BAN – EMERGENCY MANAGER – RICK WHITSON:

A resolution declaring a countywide burn ban was presented to the Board for their approval by Emergency Manager Rick Whitson. The date of imminent threat affecting Montgomery County is October 28, 2024 and continuing thereafter. The ban would be in effect not to exceed 7 days and affects all of Montgomery County. The following action was taken:

ACTION: *A motion was made by Commissioner Bever to approve, as written, Montgomery County Resolution No. 24-153 declaring a countywide burn ban effective October 28, 2024 and not to exceed 7 days, affecting all of Montgomery County. The entire resolution is on file in the Montgomery County Clerk's Office and the office of Emergency Management. Motion was seconded by Commissioner McManus.*

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

RES. NO. 24-153

MONTGOMERY COUNTY ADMINISTRATOR – JONATHAN BOOE – OPERATION GREEN LIGHT AND SLGCP GRANT:

County Administrator Jonathan Booe present a resolution to the Board declaring Montgomery County, Kansas as a participant in Operation Green Light for Kansas Veterans.

ACTION: *A motion was made by Commissioner Bever to approve Montgomery County as a participant in Operation Green Light for Kansas Veterans for sacrifices made to preserve freedom by green lights displayed in a window of their place of business or residence from November 4th through November 11th, 2024. Motion was seconded by Commissioner McManus.*

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

RES. NO. 24-154

Mr. Booe and IT Director Jason Clubine presented an update on SLGCP Grant.

Three letters to Mr. Clubine from the Kansas Office of Information Technology Services was presented to the Board announcing the acceptance of the County's applications for financial assistance for the following grants:

1. FY22 State and local Cybersecurity Grant Program, Project 2022-012 County – Montgomery- Replace Desktops, Laptops & Docking Stations \$79,100.00 with a cost match in the amount of \$8,789.00 (for this award, the State of Kansas will cover the cost match)
2. FY22 State and Local Cybersecurity Grant Program 2022-014 County – Montgomery-Sonic wall Firewalls - \$88,331.00 with a cost match in the amount of \$9,815.00 (for this award the State of Kansas will cover the cost match).
3. FY22 State and Local Cybersecurity Grant Program Project 2022-013 County – Montgomery – Server Firewall Management - \$208,000.00 with a cost match in the amount of \$23,111.00 (for this award, the State of Kansas will cover the cost match).

No action was required at this time.

EXECUTIVE SESSION – NON- ELECTED PERSONNEL - KSA 75-4319 (1b):

ACTION: *A motion was made by Commissioner Bever to recess to Executive Session at 10:12 AM to return at 10:32 AM to discuss non-elected personnel (KSA 75-4319 b1) with the Board, County Administrator and HR Director present. Motion was seconded by Commissioner McManus.*

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

Returned to session at 10:32 AM with a motion by Commissioner Cordray and seconded by Commissioner Bever with Commissioner McManus voting yes, to extend the session until 10:37 AM.

They returned to session at 10:37 AM stating no decisions made and no action to be taken.

County Administrator Jonathan Booe requested a special executive session meeting to interview candidates for a County position. The meeting date was set for October 30th at 11:00 AM in the Commission Meeting Room and the media will be notified.

OTHER COUNTY BUSINESS:

1. KCAMP voting delegate for the meeting December 3rd and 4th.

ACTION: *A motion was made by Commissioner Bever to appoint Commissioner Cordray to represent Montgomery County as the delegate for KCAMP at the December 3rd and 4th meeting at Wichita and Commissioner Bever will be the alternate delegate if Commissioner Cordray cannot attend. Motion was seconded by Commissioner McManus.*

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

RES. NO. 24-155

2. Issuance of distribution of documents for Industrial Revenue Bonds for Bartlett Grain Project regarding pre-closing for the Bonds scheduled for October 29, 2024.

ADJOURNMENT: 10:40 AM

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**


MIKE CORDRAY, Chairman

LARRY McMANUS, Member


ROBERT BEVER, Member



ATTEST:


County Clerk

20240228

RESOLUTION NO. 24- 153

A RESOLUTION DECLARING A COUNTYWIDE BURN BAN BY THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY, KANSAS.

WHEREAS, by virtue of the authority vested in the Montgomery County Commission by the Kansas Emergency Preparedness Act, Chapter 48, Article 9, of the Kansas Statutes Annotated, to reduce the threat of disaster to which Montgomery County and its citizens are being exposed, and upon advice of the Director of Emergency Management and Montgomery County District Fire Chief, we hereby implement a county wide burn ban as follows:

1. Nature of the eminent threat of disaster: The grassland and cropland within Montgomery County, Kansas, form an important part of the County's economy; provide for protection of watersheds; provide forage for livestock and refuge for wildlife; and provide recreational opportunities. Wildfires endanger these resources, in addition to other real and personal property, and the lives of residents and visitors in these areas. Extremely dry, windy and unseasonably warm weather conditions have created an extreme fire hazard in the grasslands and croplands within Montgomery County. The fire danger is extreme across Montgomery County. Under current conditions, fires are difficult to control and strain both paid and volunteer fire department's manpower and resources. The dry conditions, extreme temperatures and fire danger will continue unabated until sufficient rainfall occurs in Montgomery County.

2. The date of imminent threat affecting Montgomery County is October 28, 2024, continuing thereafter.

3. The area affected by the imminent threat is all property located within Montgomery County, Kansas.

IT IS THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY, KANSAS that the following activities in Montgomery County, Kansas are prohibited by all citizens and visitors to the County:

1. Careless use of smoking materials, including cigarettes, cigars, and smoking pipes, and/or discarding of such smoking materials in a manner that permits smoldering remains;

2. Building, maintaining, attending or using any open fire or campfire except in permanent stoves or fireplaces or propane grills in developed recreational sites or residential lawns;

3. Intentional burning of all fencerows, fields, wild lands, ravines, trash and debris, unless such burning is necessary for crop survival and has been specifically approved, in writing, by the District Fire Chief or Director of Emergency Management in the jurisdiction where the burning is taking place. For purposes of this section, "crop survival" is defined as stubble burning in preparation for second crop planting.

IT IS FURTHER RESOLVED that all law enforcement and fire departments in Montgomery County be and are hereby authorized and directed to enforce this Order.

IT IS FURTHER RESOLVED that any willful violation of this Resolution shall constitute a Class "A" misdemeanor and any person convicted of such violation shall be punished as provided by law therefore. In addition, in the event any person violates this Resolution and causes response by any fire fighting organization, the person, persons, or organizations that ignited the open fire shall be obligated to those fire fighting organizations for response costs in an amount equal to one hundred percent (100%) of those response costs including but not limited to the fair rental value of the fire-fighting equipment involved, the reasonable wages of any firefighter and/or law enforcement personnel, and such other restitution reasonably related to the response.


This Resolution shall be in full force and effect for a period not to exceed seven (7) days from the declared effective date set forth herein below, unless extended in accordance with the provisions of K.S.A. 48-932.

This Resolution shall be filed promptly with the Montgomery County Clerk and the Montgomery Office of Emergency Management. Further dissemination of this Resolution shall occur by means calculated to bring its contents to the attention of the general public.

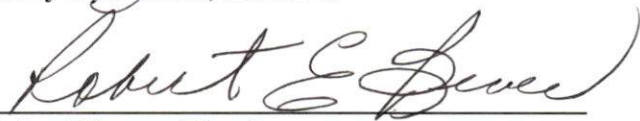
Dated this 28th day of October, 2024.

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

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


Mike Cordray, Chairman


Larry McManus, Member


Robert Bever, Member



ATTEST:


Charlotte Scott Schmidt, County Clerk

RESOLUTION NO. 24- 154

A RESOLUTION DECLARING MONTGOMERY COUNTY, KANSAS AS A PARTICIPANT IN OPERATION GREEN LIGHT FOR KANSAS VETERANS

WHEREAS, the residents of Montgomery County have great respect, admiration, and the utmost gratitude for all the men and women who have selflessly served our county and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of those who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Montgomery County seeks to honor individuals who have made countless sacrifices for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, veterans continue to serve our community in the American Legion, Veterans of Foreign Wars, religious groups, civil service, and by functioning as a County Veterans Service Officers in 29 states to help fellow former service members access more than \$52 Billion in federal health, disability, and compensation benefits each year; and

WHEREAS, Approximately 200,000 service members transition to civilian communities annually; and

WHEREAS, an estimated 20 percent increase of service members will transition to civilian life in the near future; and

WHEREAS, studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS, active military service members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the National Association of Counties encourages all counties, parishes, and boroughs to recognize Operation Green Light for Veterans; and

WHEREAS, Montgomery County appreciates the sacrifices of our United States military personnel and believes specific recognition should be granted;

THEREFORE BE IT RESOLVED, with designation as a Green Light for Veterans County, Montgomery County hereby declares from October 28th through Veterans Day, November 11th, 2024 a time to salute and honor the service and sacrifices of our men and women in uniform transitioning from active service;

BE IT FURTHER RESOLVED, that in observance of Operation Green light, Montgomery County encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying green lights in a window of their place of business or residence from November 4th through the November 11th, 2024.


Dated this 28th day of October, 2024.

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

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


Mike Cordray, Chairman


Larry McManus, Member


Robert Bever, Member

ATTEST:

Charlotte Scott Schmidt, County Clerk

RESOLUTION NO. 24-155

DATED at Independence, Montgomery County, Kansas this 28th day of October, 2024.

WHEREAS: *A motion was made by Commissioner Bever to appoint Commissioner Cordray to represent Montgomery County as the delegate for KCAMP at the December 3rd and 4th meeting at Wichita and Commissioner Bever will be the alternate delegate if Commissioner Cordray cannot attend.*

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