

MINUTES FOR SEPTEMBER 30, 2019
BOARD OF CHEROKEE COUNTY COMMISSIONERS
CHEROKEE COUNTY, KANSAS

Chairman Cory Moates called the regular session of the Cherokee County Board of Commissioners (The Board), to order at 9:00 a.m. on Monday, September 30, 2019 in the Commission Room, #109 of the Cherokee County Courthouse located at 110 West Maple, Columbus, Kansas. Commissioner Myra Frazier opened the meeting with prayer followed by the Pledge of Allegiance. Commissioners Cory Moates, Neal Anderson, Myra Carlisle Frazier, County Counselor Barbara Wright, and County Clerk Rodney Edmondson were present.

Members of the press present: Larry Hiatt

A motion was made by Commissioner Anderson to approve the Minutes of the September 23, 2019 BOCC meeting as written. The motion was seconded by Commissioner Frazier. The motion carried 3-0.

A motion was made by Commissioner Frazier for an attorney client executive session for potential liability purposes with the Board, Counselor Wright, Clerk Edmondson, and County Treasurer Raven Elmore for approximately five minutes. The meeting will reconvene in the commission room at 9:11 a.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 9:04 a.m.

The meeting reconvened at 9:11 a.m.

No action will be taken at this time.

Leonard Vanatta, County Road Supervisor and Louis Schreiner, County Lot Supervisor appeared before the Board on county road business. Louis provided an estimate from Fabick Caterpillar for a new backhoe. The cost is \$98,500 which includes a 12-month unlimited hours warranty along with a three-year 5,000 hour extended warranty. Leonard presented a proposal from Schwab Eaton Engineering for the bi-annual bridge inspection that is required by the federal and state agencies.

A motion was made by Commissioner Moates to allow Leonard to sign the agreement with Schwab Eaton for the bi-annual bridge inspections. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

A motion was made by Commissioner Moates for an executive session for the discipline of non-elected personnel with the Board, Counselor Wright, Clerk Edmondson, Leonard Vanatta, and Louis Schreiner for approximately 15 minutes. The meeting will reconvene in the commission room at 9:55 a.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 9:39 a.m.

The meeting reconvened at 9:55 a.m.

No action will be taken at this time.

Counselor Wright reported that the appraisers hearing is set for tomorrow in the District Court regarding the Neutral railroad project.

Chairman Moates signed the documents needed to dismiss the action against the Scott Family Trust as presented by Counselor Wright, since they agreed to the purchase price for their property for the Neutral railroad project.

Sheriff David Groves provided an update from the Sheriff's Department. He reminded the Board that the next Drug Takeback is set for October 26th.

Chairman Moates recognized Sheriff Groves for his recent trip to Washington D.C. as one of only five Kansas Sheriffs that were invited to participate in the meetings.

The Board discussed with Sheriff Groves the concerns that have been raised from citizens regarding advertising for medical marijuana sales in Oklahoma, just off a 5-mile road. Sheriff Groves stated that the Kansas Department of Agriculture has laws about transporting such products into Kansas. He stated that he would look into the matter.

County Treasurer Raven Elmore presented pay increase requests for three employees.

A motion was made by Commissioner Moates to approve the pay increase for Michaela Alumbaugh from \$10.00 to \$10.50 per hour beginning in October. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

A motion was made by Commissioner Moates to approve the pay increase for Heather Sapp from \$10.75 to \$11.25 per hour beginning in October. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

A motion was made by Commissioner Moates to approve the pay increase for Katrina Russell from \$11.25 to \$11.75 per hour beginning in October. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

The Board approved the KCAMP questionnaire and list of property for the 2020 renewal as presented by Clerk Edmondson last week.

The Board approved having the Chairman sign the USDA grant documents for the Columbus Ambulance District.

The Board approved providing free flu shots for all county employees. The cost of the vaccine is \$17.50 per employee and will be paid from the Employee Benefit Fund.

Counselor Wright presented resolutions adopting the Sewer District No. 1 and Cherokee County budgets for 2020 for a second read.

A motion was made by Commissioner Moates to adopt Resolution 14-2019 adopting the Sewer District No. 1 2020 Budget. The motion was seconded by Commissioner Frazier. The motion carried 3-0.

A motion was made by Commissioner Moates to adopt Resolution 15-2019 adopting the Cherokee County Budget for 2020. The motion was seconded by Commissioner Anderson. The motion carried 2-1 with Commissioner Frazier voting no.

A motion was made by Commissioner Moates an attorney client executive session for contract purposes with the Board, Counselor Wright, and Clerk Edmondson for approximately 10 minutes. The meeting will resume in the commission room at 10:40 a.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 10:28 a.m.

The meeting reconvened at 10:40 a.m.

No action will be taken at this time.

The Board discussed the costs to repair a backhoe that is currently out of service. The needed parts to rebuild it are estimated at \$7,750, a used rear-end is estimated at \$5,500, and a remanufactured replacement is estimated to cost \$8,900. Commissioner Moates stated that Caterpillar will give a bid to purchase the machine from the County to be used for parts. The Board approved having Louis get a bid from Fabick Caterpillar to buy the machine as is.

Ralph Houser presented two bids for replacing the front doors to the courthouse. Both bids recommend leaving the door jams and replacing the doors only. Woody's Glass of Carthage bid \$2,650 with work to be done in two or three weeks. Arnette Glass in Pittsburg bid \$3,040 with work to begin in a month.

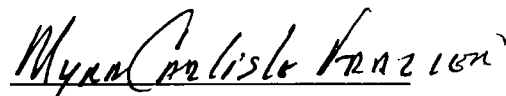
A motion was made by Commissioner Moates to accept the bid from Woody's Glass to replace the front doors to the courthouse. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

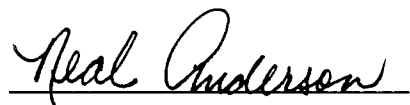
Ralph stated that he is still working to get final bids for the exterior repair to the brick on the courthouse and upgrading the electrical system inside the courthouse.

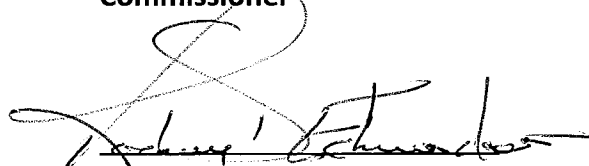
Commissioner Moates made a motion to adjourn until the next regular meeting set for Monday, October 7, 2019 at 9:00 a.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 11:35 a.m.

ATTEST: Resolved and ordered this 7th day of October, 2019


Commissioner


Commissioner


Commissioner


County Clerk

Book: 551 Page: 715-716

Receipt #: 39012

Total Fees: No Char

Pages Recorded: 2

Cashier Initials: BARBARA

Date Recorded: 9/30/2019 12:13:37 PM
0055100715

RESOLUTION NO. 14 - 2019

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS, ADOPTING THE BUDGET FOR CHEROKEE
COUNTY SEWER DISTRICT NO. 1 FOR THE 2020 FISCAL YEAR.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS:**

SECTION 1. GENERAL AUTHORITY. K.S.A. 19-101, *et. seq.*, and K.S.A. 19-212 authorize the Board of County Commissioners of Cherokee County, Kansas, to transact all County business and perform all powers of local legislation deemed appropriate, and to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate or administrative powers.


SECTION 2. PROJECT AND ADMINISTRATION. The Board of County Commissioners is responsible for formulating and approving the 2020 annual budget for the Cherokee County Sewer District No. 1 according to the established process, including publication of its proposed budget and a public hearing. The Board of County Commissioners published the proposed budget and notice of hearing August 21, 2019, and conducted the budget hearing on September 16, 2019.


SECTION 3. ADOPTION. Upon the close of the budget hearing the Board of County Commissioners of Cherokee County, Kansas, approved and adopted the published 2020 Cherokee County Sewer District No. 1 budget by unanimous vote.

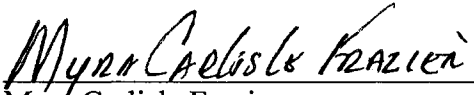
SECTION 4. PUBLICATION. This Resolution shall be published in the County's official newspaper of general circulation.

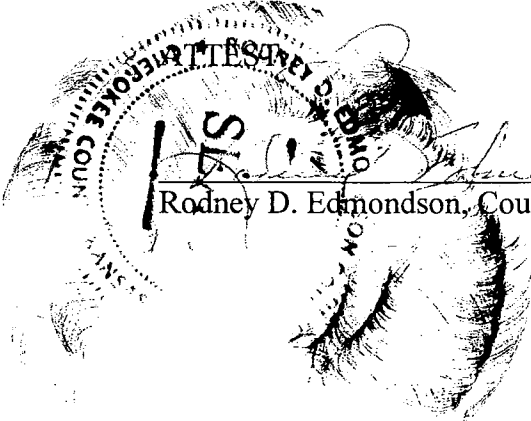
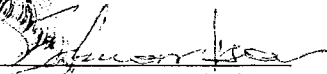
SECTION 5. CONFLICT. That all resolutions, County policies or parts thereof in conflict herewith are hereby repealed insofar as they conflict herewith.

PASSED and APPROVED by the Board of County Commissioners of Cherokee County, Kansas, this 30 day of Sept, 2019.


Cory Moates, Chairman
Cherokee County Commissioner


Neal Anderson
Cherokee County Commissioner


Myra Carlisle Frazier
Cherokee County Commissioner



Rodney D. Edmondson, County Clerk

(Seal)

Book: 551 Page: 717-718

Receipt #: 39012

Total Fees: No Charge

Pages Recorded: 2

Cashier Initials: BARBARA

Date Recorded: 9/30/2019 12:13:38 PM
0055100717

RESOLUTION NO. 15 - 2019

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS, ADOPTING THE COUNTY BUDGET FOR
THE 2020 FISCAL YEAR.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS:**

SECTION 1. GENERAL AUTHORITY. K.S.A. 19-101, *et. seq.*, and K.S.A. 19-212 authorize the Board of County Commissioners of Cherokee County, Kansas, to transact all County business and perform all powers of local legislation deemed appropriate, and to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate or administrative powers.

SECTION 2. PROJECT AND ADMINISTRATION. The Board of County Commissioners is responsible for formulating and approving the County's annual 2020 budget according to the established process, including publication of its proposed budget and a public hearing. The Board of County Commissioners published the proposed budget and notice of hearing August 21, 2019, and conducted the budget hearing on September 16, 2019.


SECTION 3. ADOPTION. Upon the close of the budget hearing the Board of County Commissioners of Cherokee County, Kansas, approved and adopted the published 2020 County budget by majority vote.

SECTION 4. PUBLICATION. This Resolution shall be published in the County's official newspaper of general circulation.

SECTION 5. CONFLICT. That all resolutions, County policies or parts thereof in conflict herewith are hereby repealed insofar as they conflict herewith.

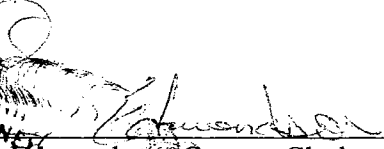
PASSED and APPROVED by the Board of County Commissioners of Cherokee County, Kansas, this 30 day of Sept, 2019.


Cory Meates, Chairman
Cherokee County Commissioner


Neal Anderson
Cherokee County Commissioner


Myra Carlisle Frazier
Cherokee County Commissioner

ATTEST:


Rodney D. Edmondson, County Clerk

(Seal)