

**MINUTES FOR APRIL 9, 2012**  
**COLUMBUS, KANSAS, CHEROKEE COUNTY**  
**OFFICE OF THE COUNTY CLERK**  
**CRYSTAL L. GATEWOOD**

The Cherokee County Commissioners met April 9, 2012. Commissioners Collins, Garner, and Hilderbrand were present. The Pledge of Allegiance was said by all. Commissioner Collins made a motion to approve the commission minutes for April 2, 2012 as presented by County Clerk Crystal Gatewood; his motion was seconded by Commissioner Garner with Commissioners Garner, Collins, and Hilderbrand voting in favor. Signing off on the approved minutes were Commissioners Garner, Hilderbrand, and Collins. Commissioner Garner made a motion to approve and pay April 2012 Mid-Month Accounts/Payables; his motion was seconded by Commissioner Collins, with Commissioners Garner, Collins, and Hilderbrand voting in favor. Signing off on the Mid-Month Accounts/Payables were Commissioners Garner, Hilderbrand and Collins, and County Clerk Gatewood. The commission requested that County Counselor Kevin Cure get with the Elected Officials and county Department Heads before bringing the final version of the employee handbook back to the commissioners with the Department Heads' and Elected Officials' changes.

**BUSINESS ON AGENDA**

Leonard Vanatta of Road and Bridge came before the commission and submitted an e-mail provided by the County Clerk regarding Woods St. and 21<sup>st</sup> St. in the city of Galena and in the county. The e-mail had pictures of the roads in question and the individual requested it be fixed, so the commission asked Leonard to look into the problems and get back with them. Leonard reported that county roads 100<sup>th</sup> St. and 110<sup>th</sup> St. had some bad places, and he has not had the opportunity to do the road rating requested by the commission. The commission agreed to have him get back to them in the next couple weeks on the road rating request. The commission asked Leonard to replace a stop sign at 80<sup>th</sup> St. and Prairie Rd. and a speed limit sign at 5 Mile Road in the county. The commission asked Leonard to ask Cecil Brown to spray weed killer around the Roadside Park on Highway 400. Leonard also got a quote for fixing the approaches (concrete slabs) on Spring River Bridge on Highway 96. The commission agreed to pay for this out of the Special Bridge Fund Line Item 190. Leonard said it will only take about two or three days to fix.

The commission opened the final Canvassing for the April 3, 2012 City Elections to certify the elections for the cities of Columbus, Baxter Springs, and West Mineral. Those present were Commissioners Collins, Hilderbrand, Garner, County Counselor Kevin Cure, Chief Election Officer Crystal Gatewood, and Deputy Paula Cheney. The Election Officer reported there were 25 provisional ballots submitted. Six of those ballots were individuals not registered to vote, two of the ballots were name changes, and one ballot

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was an individual that had received an advanced ballot but came to the polling place to vote there. That individual submitted the ballot they received in the mail to be spoiled and they received another ballot. Fifteen ballots were various address changes. Commissioner Hilderbrand made a motion to approve thirteen of the provisional ballots #1, 2, 3, 4, 5, 7, 10, 13, 17, 18, 20, 21, and 22 and not approve the six ballots that were voted by individuals who were not registered to vote in this election, with the remaining six ballots to be reviewed later in the meeting; his motion was seconded by Commissioner Collins with Commissioners Collins, Garner, and Hilderbrand voting in favor. There was a conference call with Lauren Knoth of the Secretary State's Office regarding one provisional ballot. Commissioner Hilderbrand made the motion to count provisional ballots #6, 8, 12, 15, and 25 and not to count one where the voter voted in the wrong ward; his motion was seconded by Commissioner Garner with Commissioners Garner, Collins, and Hilderbrand voting in favor. The canvassing board went to the Clerk's Office to have the Clerk run the eighteen approved provisional ballots through the M-100. They completed the canvass with the final total which is attached to these minutes. Commissioner Hilderbrand made a motion to approve the final results; his motion was seconded by Commissioner Garner with Commissioners Garner, Collins, and Hilderbrand voting in favor. Those signing off on the final documentation for the April 3, 2012 election were Commissioners Garner, Collins, Hilderbrand, County Counselor Kevin Cure, Chief Election Officer Crystal Gatewood, and Deputy Paula Cheney.

#### **EXECUTIVE SESSIONS CALLED BY COMMISSION**

**Commissioner Hilderbrand made a conference call to David Cooper and Teresa Watson, and then requested an Executive Session. Commissioner Hilderbrand made a motion for Executive Session for twenty minutes via-telephone for Attorney/Client Privilege regarding pending litigation for the Penn Gaming Suit filed by the county, individuals included in the executive session were Commissioners Garner, Hilderbrand and Collins, County Counselor Kevin Cure, and Teresa Watson and Attorney David Cooper representing the county; his motion was seconded by Commissioner Garner with Commissioners Garner, Collins and Hilderbrand voting in favor. They went in at 12:03 PM and returned at 12:23 PM.**

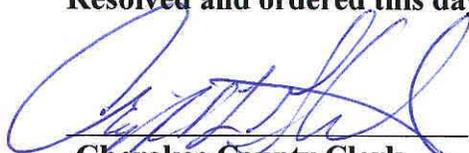
#### **OTHER BUSINESS**

Jason Allison came and gave an update on the storm sirens to the commission. He reported that on April 12<sup>th</sup> and 13<sup>th</sup>, 2012 they will finish setting up equipment at the dispatch office, and he was getting estimates on setting off the sirens for the test on Friday. Jason said the system could be set up for the county dispatch to set off the sirens as needed, or they could be set up for the individual cities to set them off. The commission recommended that the setoff system be set up at the county level rather than have individual cities set off the systems throughout the county. Jason agreed with the commission. Jason also said that the bills should be in after all the setup is completed this week, the county will pay the bills, and the county should be reimbursed in 7 to 10 days. Jason also added that more grant money is available for more weather radios.

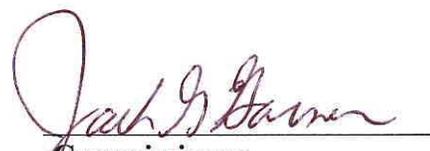
**ADJOURNMENT**

Commissioner Garner made a motion to adjourn at 12:25 PM; his motion was seconded by Commissioner Collins with Commissioners Garner, Collins, and Hilderbrand voting in favor. The next Cherokee County Commission meeting will be held April 16, 2012 at 9:00 AM in the Cherokee County Courthouse in Columbus, Kansas.

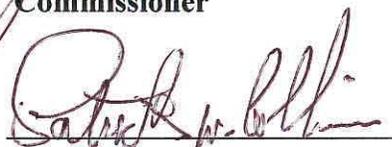
**Resolved and ordered this day, April 16, 2012**



Cherokee County Clerk



Commissioner



Commissioner

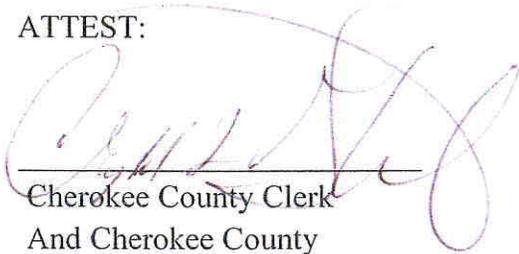


Commissioner

The results of the general election held April 3, 2012 are certified as accurate and true after the canvassing of the results. The Board of Cherokee County Commissioners consisted of Commissioners Jack Garner, Pat Collins, and Richard Hilderbrand, and under the consultation with County Counselor Kevin Cure have determined that 25 Provisional Ballots were deemed reviewed. The final results; of the provisionals, 18 ballots counted and 7 ballots were not deemed qualified after further review.

The approved provisionals by the Canvassing Board were added to the vote count in their respective precinct in Cherokee County by Cherokee County Election Officer Crystal Gatewood on April 9, 2012. The document containing the final results was then submitted to the Commission on Monday, April 9, 2012 for signatures by the Cherokee County Board of Commissioners and County Counselor Kevin Cure.

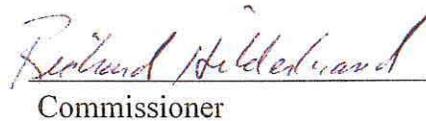
ATTEST:

  
\_\_\_\_\_  
Cherokee County Clerk  
And Cherokee County  
Election Officer

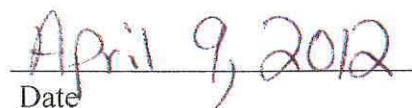
  
\_\_\_\_\_  
Commissioner

  
\_\_\_\_\_  
Commissioner

  
\_\_\_\_\_  
Deputy County Clerk

  
\_\_\_\_\_  
Commissioner

  
\_\_\_\_\_  
County Counselor

  
\_\_\_\_\_  
Date

	TOTAL VOTES	%	ELECTION DAY	EARLY VOTER	ADVANCE	PROVISIONAL
PRECINCTS COUNTED (OF 10)	10	100.00				
REGISTERED VOTERS - TOTAL	4,008					
BALLOTS CAST - TOTAL	826		677	16	115	18
VOTER TURNOUT - TOTAL		20.61				
 Baxter Springs City Council 1st Ward CITY COUNCIL OF BAXTER WARD 1						
Vote for 1						
Ron Steele	51	83.61	46	1	0	4
WRITE-IN.	10	16.39	10	0	0	0
Over Votes	0		0	0	0	0
Under Votes	2		2	0	0	0
 Baxter Springs City Council 2nd Ward CITY COUNCIL OF BAXTER WARD 2						
Vote for 1						
Gretta Day	53	65.43	49	0	2	2
Lori Wren	28	34.57	24	0	3	1
WRITE-IN.	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0
 Baxter Springs City Council 3rd Ward CITY COUNCIL OF BAXTER WARD 3						
Vote for 1						
Don Underwood	101	38.85	92	1	5	3
Randall J. Trease.	159	61.15	147	2	6	4
WRITE-IN.	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0
 Baxter Springs City Council 4th Ward CITY COUNCIL OF BAXTER WARD 4						
Vote for 1						
Mike Kaufmann	59	85.51	51	0	5	3
WRITE-IN.	10	14.49	8	0	1	1
Over Votes	0		0	0	0	0
Under Votes	4		3	0	1	0
 Columbus City Council 1st Ward CITY COUNCIL OF COLUMBUS WARD 1						
Vote for 1						
Joyce Begando	13	22.41	10	0	3	0
Dale Burton.	43	74.14	32	1	10	0
WRITE-IN.	2	3.45	2	0	0	0
Over Votes	0		0	0	0	0
Under Votes	1		1	0	0	0

SUMMARY REPORT

CHEROKEE COUNTY, KANSAS  
2012 CITY GENERAL  
APRIL 3, 2012

UNOFFICIAL RESULTS

RUN DATE:04/04/12 09:37 AM

VOTES PERCENT

Resident of Columbus

Vote for 1

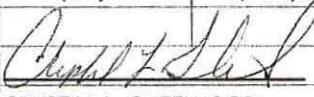
Yes . . . . .	241	78.25
No. . . . .	67	21.75
Over Votes . . . . .	0	
Under Votes . . . . .	7	

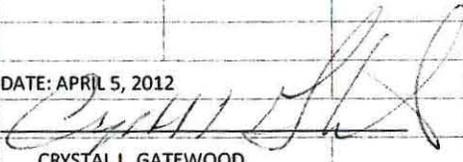
	TOTAL VOTES	%	ELECTION DAY	EARLY VOTER	ADVANCE	PROVISIONAL
Columbus City Council 2nd Ward CITY COUNCIL OF COLUMBUS WARD 2						
Vote for 1						
Nick Lucian. . . . .	77	77.78	57	3	17	0
David Morrison. . . . .	15	15.15	6	0	9	0
WRITE-IN. . . . .	7	7.07	6	0	1	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	1		1	0	0	0
Columbus City Council 3rd Ward CITY COUNCIL OF COLUMBUS WARD 3						
Vote for 1						
Gary L. Smith . . . . .	55	94.83	40	5	10	0
WRITE-IN. . . . .	3	5.17	3	0	0	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	2		2	0	0	0
Columbus City Council 4th Ward CITY COUNCIL OF COLUMBUS WARD 4						
Vote for 1						
Barbara J. Capron. . . . .	33	91.67	27	1	5	0
WRITE-IN. . . . .	3	8.33	2	0	1	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	5		4	1	0	0
Columbus City Council 5th Ward CITY COUNCIL OF COLUMBUS WARD 5						
Vote for 1						
Douglas L. Hosier. . . . .	50	94.34	28	0	22	0
WRITE-IN. . . . .	3	5.66	1	1	1	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	2		1	0	1	0
Columbus Hospital Board Member CITY OF COLUMBUS						
Vote for 1						
Chris Green. . . . .	280	97.22	197	12	71	0
WRITE-IN. . . . .	8	2.78	6	0	2	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	27		20	0	7	0
West Mineral City Council CITY COUNCIL OF WEST MINERAL						
Vote for 3						
Larry M. Overman . . . . .	5	6.17	3	0	2	0
Kurt A. Johnson . . . . .	30	37.04	18	0	12	0
WRITE-IN. . . . .	46	56.79	28	0	18	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	21		17	0	4	0

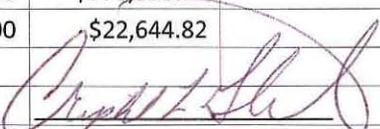
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WRITE-IN	2	3.45	2	0	0	0
Over Votes	0		0	0	0	0
Under Votes	1		1	0	0	0

	TOTAL VOTES	%	ELECTION DAY	EARLY VOTER	ADVANCE	PROVISIONAL
Resident of Columbus						
Vote for 1						
Yes . . . . .	241	78.25	173	8	60	0
No. . . . .	67	21.75	49	4	14	0
Over Votes . . . . .	0		0	0	0	0
Under Votes . . . . .	7		1	0	6	0



CHEROKEE COUNTY BUDGET REPORT				
AS OF APRIL 5, 2012				
FUND	K.S.A.	BUDGET	EXPENSES	ENCUMBERED
COUNTY GENERAL	79-1946	\$4,432,111.00	\$867,397.59	\$3,564,713.41
ROAD & BRIDGE	79-1946	\$3,186,289.00	\$519,444.21	\$2,666,844.79
APPRAISER	19-436	\$321,212.00	\$88,351.18	\$232,860.82
HEALTH	65-204	\$649,305.00	\$51,430.11	\$597,874.89
DIRECT ELECTION	25-2201a	\$183,189.00	\$12,598.05	\$170,590.95
NOXIOUS WEED	2-1318	\$68,333.00	\$8,729.38	\$59,603.62
EXTENSION COUNCIL	2-610	\$194,447.00	\$97,223.50	\$97,223.50
CONSERVATION DISTRICT	2-1907b	\$25,000.00	\$12,500.00	\$12,500.00
FAIR		\$190.89	\$0.00	\$190.89
AMBULANCE		\$558,850.00	\$139,712.49	\$419,137.51
ELDERLY SERVICES		\$33,924.00	\$10,021.42	\$23,902.58
MENTAL HEALTH		\$108,030.00	\$54,015.00	\$54,015.00
MENTAL RETARDATION		\$108,030.00	\$54,015.00	\$54,015.00
NO-FUND WARRANTS		\$21,131.32	\$0.00	\$21,131.32
SPECIAL BRIDGE		\$422,734.13	\$140,350.91	\$282,383.22
SPECIAL PARKS		\$10,839.96	\$3,180.00	\$7,659.96
SPECIAL ALCOHOL		\$19,936.00	\$8,342.11	\$3,251.78
LANDFILL		\$80,322.61	\$65,000.00	\$15,322.61
TOURISM & PROMOTION		\$800.00	\$1,938.40	\$800.00
SP.LAW ENFORCEMENT TR.		\$9,085.34	\$3,038.00	\$6,047.34
CHEROKEE COUNTY 911		\$391,033.00	\$233,229.51	\$157,803.49
PA TRAINING		\$3,463.00	\$235.50	\$3,227.50
EMPLOYEE BENEFITS		\$3,257,000.00	\$705,094.07	\$2,551,905.93
SEWER DISTRICT # 1		\$258,829.00	\$83,796.73	\$175,032.27
	CHEROKEE COUNTY CLERK			4/5/2012
			CRYSTAL L. GATEWOOD	DATE

CHEROKEE COUNTY GENERAL FUND BALANCES					
AS OF APRIL 5, 2012		K.S.A.79-1946			
COUNTY GENERAL 100		BEG. BALANCE	YTD EXPENSE	ENCUMBERED	% LEFT
COMMISSIONERS		\$88,687.00	\$25,338.06	\$63,348.94	71.43%
COUNTY CLERK		\$126,003.00	\$29,361.61	\$96,641.39	76.70%
COUNTY TREASURER		\$135,696.00	\$31,261.55	\$104,434.45	76.96%
COUNTY ATTORNEY		\$232,622.00	\$58,329.71	\$174,292.29	74.93%
REGISTER OF DEEDS		\$108,557.00	\$20,809.48	\$87,747.52	80.83%
COUNTY COUNSELOR		\$31,016.00	\$6,936.35	\$24,079.65	77.64%
SHERIFF DEPARTMENT		\$982,858.00	\$254,721.05	\$728,136.95	74.08%
SHERIFF OVERTIME		\$38,770.00	\$9,032.73	\$29,737.27	76.70%
DISTRICT COURT		\$258,598.00	\$43,031.42	\$215,566.58	83.36%
COURTHOUSE		\$441,135.00	\$60,288.83	\$380,846.17	86.33%
EMERGENCY PREPAREDNESS		\$66,443.00	\$20,708.63	\$45,734.37	68.83
ECONOMIC DEVELOPMENT		\$2,229.00	(\$2,500.00)	(\$271.00)	-12.16
PLANNING COMMISSION		\$6,106.00	\$5,640.45	\$465.55	7.62%
RECREATION (COMMISSION)		\$11,631.00	\$1,000.00	\$10,631.00	91.40%
JAIL FUND		\$817,428.00	\$217,900.44	\$599,527.56	73.34%
COMPUTER PROGRAMING		\$40,709.00	\$22,757.55	\$17,951.45	44.10%
JURY COSTS		\$9,693.00	\$4,519.54	\$5,173.46	53.37%
JUVENILE DETENTION		\$76,281.00	\$14,294.00	\$61,987.00	81.26%
GENEOLOGY SOCIETY		\$7,269.00	\$5,709.50	\$1,559.50	21%
911 MAPPING		\$63,002.00	\$12,936.76	\$50,065.24	79.47%
GIS INFO		\$29,078.00	\$2,622.90	\$26,455.10	90.98%
CAPITAL LEASE		\$615,060.00	\$0.00	\$615,060.00	100.00%
JAIL CERTPART CASH RESV		\$4,432,111.00	\$867,397.59	\$3,564,713.41	80.43%
HUMAN RESOURCE		\$38,412.00	\$8,612.91	\$29,799.09	77.58%
INTEREST ON INSUFF FUND					
EMPLOYEE COMPENSATION		\$69,369.00	\$9,087.12	\$60,284.88	86.90%
BEGINNING FUND BALANCE	\$4,432,111.00				
YTD EXPENSE	\$867,397.59				
ENDING FUND BALANCE	\$3,564,713.41				
	CHEROKEE COUNTY CLERK		DATE: APRIL 5, 2012		
					
			CRYSTAL L. GATEWOOD		

CHEROKEE COUNTY BUDGET REPORT		ACTUAL CASH AVAILABLE	
AS OF APRIL 5, 2012			
FUND	K.S.A.	BUDGET	ACTUAL CASH AVAILABLE
COUNTY GENERAL	79-1946	\$4,432,111.00	\$743,003.86
ROAD & BRIDGE	79-1946	\$3,186,289.00	\$1,099,000.37
APPRAISER	19-436	\$321,212.00	\$155,193.93
HEALTH	65-204	\$649,305.00	\$1,215,747.35
DIRECT ELECTION	25-2201a	\$183,189.00	\$207,037.63
NOXIOUS WEED	2-1318	\$68,333.00	\$75,030.16
EXTENSION COUNCIL	2-610	\$194,447.00	\$36,156.37
CONSERVATION DISTRICT	2-1907b	\$25,000.00	\$4,615.69
FAIR		\$190.89	\$190.89
AMBULANCE		\$558,850.00	\$241,319.87
ELDERLY SERVICES		\$33,924.00	\$24,643.80
MENTAL HEALTH		\$108,030.00	\$20,001.26
MENTAL RETARDATION		\$108,030.00	\$19,939.83
NO-FUND WARRANTS		\$21,131.32	\$21,131.32
SPECIAL BRIDGE		\$422,734.13	\$282,383.22
SPECIAL PARKS		\$10,839.96	\$7,659.96
SPECIAL ALCOHOL		\$19,936.00	\$3,251.78
LANDFILL		\$80,322.61	\$15,322.61
TOURISM & PROMOTION		\$800.00	\$800.00
SP.LAW ENFORCEMENT TR.		\$9,085.34	\$9,085.34
CHEROKEE COUNTY 911		\$391,033.00	\$256,819.60
PA TRAINING		\$3,463.00	\$1,708.79
EMPLOYEE BENEFITS		\$3,257,000.00	\$776,996.17
SEWER DISTRICT # 1		\$258,829.00	\$22,644.82
CHEROKEE COUNTY CLERK			4/5/2012
		CRYSTAL L. GATEWOOD	DATE