

**MINUTES FOR MAY 14, 2012**  
**COLUMBUS, KANSAS, CHEROKEE COUNTY**  
**OFFICE OF THE COUNTY CLERK**

The Cherokee County Commissioners met May 14, 2012. Commissioners Collins, Garner, and Hilderbrand were present. The Pledge of Allegiance was said by all present. Commissioner Garner made a motion to approve the minutes for May 7, 2012 as presented by Cherokee County Clerk Crystal Gatewood; his motion was seconded by Commissioner Collins with Commissioners Hilderbrand, Collins, and Garner voting in favor. Commissioners Hilderbrand, Collins and Garner, and County Clerk Gatewood signed off on the minutes. Commissioner Collins made a motion to approve and pay May mid-month Accounts Payables; his motion was seconded by Commissioner Garner with Commissioners Garner, Hilderbrand, and Collins voting in favor. Commissioners Garner, Hilderbrand and Collins, and Clerk Gatewood signed off on the documentation. Clerk Gatewood submitted her monthly budget report on County Funds to the commission. They are attached to these minutes.

**EXECUTIVE SESSIONS**

**County Appraiser Nancy Herrenbruck requested executive session for Personnel/Non-Elected.** Commissioner Hilderbrand made a motion to go into **Executive Session for Personnel/Non Elected** for ten minutes with himself, Commissioners Collins and Garner, the County Counselor, Deana Randall, and Nancy Herrenbruck; his motion was seconded by Commissioner Garner with Commissioners Garner, Hilderbrand, and Collins voting in favor. They went in at 11:20 AM and returned at 11:34 AM.

**Attorney David Cooper requested Executive Session for Attorney/Client Privilege for Pending Litigation.** Commissioner Collins made the motion to go into **Executive Session via-telephone for Attorney/Client Privilege regarding Penn Gaming** for twenty minutes with himself, Commissioners Collins and Garner, the County Counselor, and Attorneys David Cooper and Teresa Watson; his motion was seconded by Commissioner Garner with Commissioners Collins, Garner, and Hilderbrand voting in favor. They went out at 11:35 AM and returned at 11:55 AM.

**MOTIONS MADE BY COMMISSION**

Commissioner Garner made the motion to purchase and replace the air conditioner at the County Extension Office from Commercial and Residential Services, Inc. at the bid price of \$2,862.00, and this will be paid for by the County General Fund Line Item Employee Compensation Fund; his motion was seconded by Commissioner Hilderbrand with Commissioners Garner, Hilderbrand, and Collins voting in favor.

27

Commissioner Garner made a motion to move Larry Sharp from 11:00 AM to 10:45 AM on the Agenda; his motion was seconded by Commissioner Collins with Commissioners Garner, Hilderbrand, and Collins voting in favor.

Commissioner Collins made the motion to table the Pit Bull Resolution to next week, and further discussion is needed regarding the Employee Handbook; his motion was seconded by Commissioner Garner with Commissioners Garner, Hilderbrand, and Collins voting in favor.

### **FINAL CANVASS RESULTS FOR USD 508 SPECIAL ELECTION HELD MAY 8, 2012**

The Cherokee County Commission and County Election Officer reviewed 40 provisional ballots; 21 were validated by the board and 19 were not valid. After the final review the results were totaled with 586 residents voting YES and 342 voting NO on a General Bond Obligation Issue for USD 508. A motion was made by Commissioner Hilderbrand to certify the Election Results for the Special Election for USD 508 held May 8, 2012; his motion was seconded by Commissioner Garner with Commissioners Garner, Hilderbrand and Collins voting in favor. Those signing the final documentation for the USD 508 Special Election were Commissioners Garner, Collins and Hilderbrand, Cherokee County Election Officer Crystal Gatewood, Deputy Clerk Paula Cheney, and the County Counselor. A copy of the final results and the official certification is attached to these minutes.

### **OTHER BUSINESS**

Leonard Vanatta of Road and Bridge came before the commission and gave his weekly road and bridge report. Sportsman Pit road will be having work done on it for the next three or four months and he reported the road will not be closed to the public.

Dennis Elbrader brought bids for replacing the air conditioning unit at the County Extension Office and asked the commission for help in the replacement costs of the unit. The commission agreed to pay the entire sum of \$2,862.00 out of The County General Fund.

Jason Allison of Emergency Preparedness reported that testing of the area sirens was being done. The commission asked Allison to check on the sound level of the sirens in the Riverton area.

Betha Elliott of the Cherokee County Health Department submitted a request for raises, all were less than 3%, for the Health Department employees. Mrs. Elliott reported the funds are available and they were expecting more grant funds in July. The commission agreed to look the request over and get back with her on their decision.

County Counselor Cure is going to resend the Employee Handbook and let everyone have time to go over it, and plans a discussion at a later date.

Larry Sharp of KCAMP came before the commission to give the commission the annual update on County Liability and Casualty Insurance. The county reported eleven claims last year, four of which were deer hits; the state average was for every ten casualty and property claims there was one liability, and liability is a higher dollar amount in claims. He talked about a \$2,000 Risk

NA

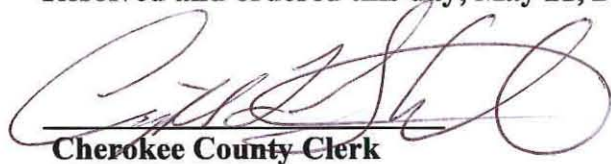


Management Grant available. The two biggest factors for Liability and Casualty Insurance are the loss ratio and addition/deletion of property. He reported that Law Enforcement and Public Works are generally the biggest annual claims filers for liability in the state of Kansas with Commissioners in fourth due to slips and falls in the county buildings. The commission thanked him for coming in.

### **ADJOURNMENT**

Commissioner Hilderbrand made a motion to adjourn the meeting at 12:12 PM: his motion was seconded by Commissioner Collins with Commissioners Hilderbrand, Garner, and Collins voting in favor. The next Cherokee County Commission meeting will be held May 21, 2012 at 9:00 AM in the Cherokee County Courthouse in Columbus, Kansas.

**Resolved and ordered this day, May 21, 2012**



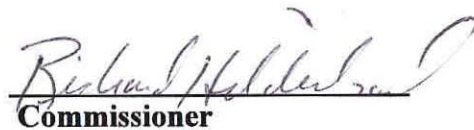
Cherokee County Clerk



Commissioner



Commissioner



Commissioner

COMMERCIAL &  
RESIDENTIAL  
SERVICE

800-891-6196

620-429-2009

FAX # 620-429-2009

123 W. MAPLE  
COLUMBUS, KS 66725

May 14, 2012

CHEROKEE COUNTY EXTENSION  
P.O. BOX 148  
COLUMBUS, KS 66725

**QUOTE:**

REPLACE EXISTING COIL, COPPER LINESET AND CONDENSER WITH NEW HEIL 3  
TON R 410A 16 SEER CONDENSER AND COIL. CONNECTED TO EXISTING DUCTS  
AND ELECTRIC.

TOTAL: \$2862.00

QUOTE IS GOOD FOR 30 DAYS

FOR ALL YOUR HEAT & A/C NEEDS

COMMERCIAL &  
RESIDENTIAL  
SERVICE

800-891-6196

620-429-2009

FAX # 620-429-2009

123 W. MAPLE  
COLUMBUS, KS 66725

AN ADDITIONAL 5-YEAR WARRANTY MAY BE AVAILABLE FOR THE HEIL UNIT THAT WE RECENTLY INSTALLED FOR YOU. YOU WILL NEED TO REGISTER ONLINE AT "[www.goheil.com](http://www.goheil.com)" CLICK ON "PRODUCT REGISTRATION" AT THE TOP OF THE PAGE AND FILL OUT THE FORM. THIS WILL NEED TO BE DONE WITHIN 90 DAYS OF THE INSTALATION DATE.

FOR ALL YOUR HEAT & A/C NEEDS

# Estimate

## BFB Heat And Air

300 W 7th  
Galena Ks. 66739

1-417-499-3900

bfbheatandair@yahoo.com

Estimate No: 1  
Date: 08 May 2012

For: CEA AGRICULTURE  
Columbus Ks.

Description	Quantity	Rate	Amount
1 GOODMAN 3 ton AC condenser (16) SEER - 410 a	1.00	\$3,175.00	\$3,175.00
1 GOODMAN 3 ton a-coil evaporator			
1 NEW copper line set			
All work to be done in a workman like manner and system includes a 5 year MFG part warranty and a BFB 1 year labor warranty.			

\* Indicates non-taxable item


Complete ac system changeout with a (16) SEER UNIT.

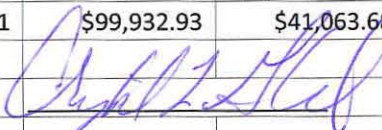
Subtotal \$3,175.00

\$0.00

Total \$3,175.00



CHEROKEE COUNTY GENERAL FUND BALANCES					
AS OF MAY 7, 2012		K.S.A.79-1946			
COUNTY GENERAL 100		BEG. BALANCE	YTD EXPENSE	ENCUMBERED	% LEFT
COMMISSIONERS		\$88,687.00	\$31,571.04	\$56,815.96	64.06%
COUNTY CLERK		\$126,003.00	\$39,212.99	\$86,790.01	68.88%
COUNTY TREASURER		\$135,696.00	\$41,198.23	\$94,497.77	69.94%
COUNTY ATTORNEY		\$232,622.00	\$76,609.22	\$156,012.78	67.07%
REGISTER OF DEEDS		\$108,557.00	\$27,726.03	\$80,830.97	74.46%
COUNTY COUNSELOR		\$31,016.00	\$9,121.80	\$21,894.20	70.59%
SHERIFF DEPARTMENT		\$982,858.00	\$254,721.05	\$728,136.95	74.08%
SHERIFF OVERTIME		\$38,770.00	\$13,760.96	\$25,009.04	64.51%
DISTRICT COURT		\$258,598.00	\$67,529.85	\$191,068.15	73.89%
COURTHOUSE		\$441,135.00	\$286,845.26	\$154,289.74	34.98%
EMERGENCY PREPAREDNESS		\$66,443.00	\$15,790.32	\$50,652.68	76.23
ECONOMIC DEVELOPMENT		\$2,229.00	\$5,000.00	(\$2,771.00)	124.32-
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	\$289,203.87	\$528,224.13	64.62%
COMPUTER PROGRAMING		\$40,709.00	\$26,128.34	\$14,580.66	35.82%
JURY COSTS		\$9,693.00	\$6,473.95	\$3,219.05	33.21%
JUVENILE DETENTION		\$76,281.00	\$21,441.00	\$54,840.00	71.89%
GENEEOLOGY SOCIETY		\$7,269.00	\$5,709.50	\$1,559.50	21%
911 MAPPING		\$63,002.00	\$17,260.70	\$454,741.30	72.60%
GIS INFO		\$29,078.00	\$6,120.10	\$22,957.90	78.95%
CAPITAL LEASE		\$615,060.00	\$0.00	\$615,060.00	100.00%
JAIL CERTPART CASH RESV		\$4,432,111.00	\$1,323,604.36	\$3,108,506.64	70.14%
HUMAN RESOURCE		\$38,412.00	\$11,682.53	\$26,729.47	69.59%
INTEREST ON INSUFF FUND					
EMPLOYEE COMPENSATION		\$69,369.00	\$12,231.58	\$57,137.42	82.37%
BEGINNING FUND BALANCE	\$4,432,111.00				
YTD EXPENSE	\$1,369,418.18				
ENDING FUND BALANCE	\$3,062,692.82				
	CHEROKEE COUNTY CLERK		DATE MAY 7, 2012		
					
			CRYSTAL L. GATEWOOD		

CHEROKEE COUNTY BUDGET REPORT				
AS OF MAY 7, 2012				
FUND	K.S.A.	BUDGET	EXPENSES	ENCUMBERED
COUNTY GENERAL	79-1946	\$4,432,111.00	\$1,323,604.36	\$3,108,506.64
ROAD & BRIDGE	79-1946	\$3,186,289.00	\$661,470.16	\$2,524,818.84
APPRAISER	19-436	\$321,212.00	\$114,476.11	\$206,735.89
HEALTH	65-204	\$649,305.00	\$44,399.07	\$604,905.93
DIRECT ELECTION	25-2201a	\$183,189.00	\$24,279.26	\$158,909.74
NOXIOUS WEED	2-1318	\$68,333.00	\$11,493.41	\$56,839.59
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	\$186,283.32	\$372,566.68
ELDERLY SERVICES		\$33,924.00	\$10,663.76	\$23,260.24
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	\$143,999.24	\$278,734.89
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	\$412.00	\$8,673.34
CHEROKEE COUNTY 911		\$391,033.00	\$228,870.16	\$162,162.84
PA TRAINING		\$1,944.29	\$491.38	\$1,452.91
EMPLOYEE BENEFITS		\$3,257,000.00	\$877,171.35	\$2,379,828.65
SEWER DISTRICT # 1		\$140,996.61	\$99,932.93	\$41,063.68
	CHEROKEE COUNTY CLERK			5/7/2012
	CRYSTAL L GATEWOOD			DATE



SUMMARY REPT-GROUP DETAIL

Cherokee County, Kansas  
 2012 Special School Election  
 May 8, 2012

OFFICIAL RESULTS

Run Date:05/14/12 09:40 AM

Report EL45A Page 001

	TOTAL VOTES	%	ELECTION DAY	EARLY VOTER	ADVANCE	PROVISIONAL
PRECINCTS COUNTED (OF 7) . . . . .	7	100.00				
REGISTERED VOTERS - TOTAL . . . . .	2,533					
BALLOTS CAST - TOTAL . . . . .	929		847	9	52	21
VOTER TURNOUT - TOTAL . . . . .		36.68				
Notice of Bond Election						
Vote for 1						
Yes . . . . .	586	63.15	529	8	33	16
No. . . . .	342	36.85	317	1	19	5

SUMMARY REPORT

Cherokee County, Kansas  
2012 Special School Election  
May 8, 2012

OFFICIAL RESULTS

Run Date:05/14/12 09:40 AM

VOTES PERCENT

PRECINCTS COUNTED (OF 7) . . . . .	7	100.00
REGISTERED VOTERS - TOTAL . . . . .	2,533	
BALLOTS CAST - TOTAL . . . . .	929	
VOTER TURNOUT - TOTAL . . . . .		36.68

Notice of Bond Election

Vote for 1

Yes . . . . .	586	63.15
No. . . . .	342	36.85

PRECINCTS COMPLETED LISTING

2012 Special School Election  
May 8, 2012

OFFICIAL RESULTS

RUN DATE:05/14/12 09:40 AM

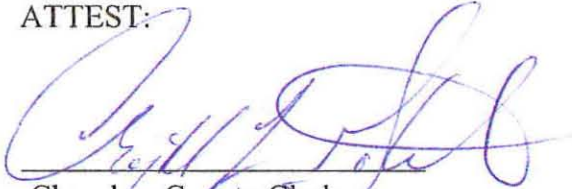
PRECINCT	TOTAL BALS	REG. TURN VOTERS	OUT
1 Baxter Springs 1st Ward	175	481	36.38
2 Baxter Springs 2nd Ward	122	408	29.90
3 Baxter Springs 3rd Ward	363	819	44.32
4 Baxter Springs 4th Ward	165	527	31.31
5 Garden - Lowell	28	48	58.33
6 Spring Valley Neutral	1	8	12.50
7 Spring Val Spring Val	75	242	30.99



The results of the Special School Bond Election for USD 508 held May 8, 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, Richard Hilderbrand, and under the consultation with County Counselor Kevin Cure have determined that 40 Provisional Ballots were deemed reviewed. The final results were; of the provisional's, 21 ballots counted and 19 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 May 14, 2012. The document containing the final results was then submitted to the Commission on Monday, May 14, 2012 for signatures by the Cherokee County Board of Commissioners and County Counselor Kevin Cure.

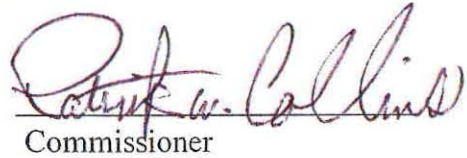
ATTEST:



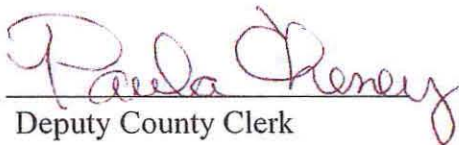
Cherokee County Clerk  
And Cherokee County  
Election Officer




Commissioner



Commissioner



Deputy County Clerk



Commissioner



County Counselor

5-14-12  
Date