

MINUTES FOR JANUARY 13, 2014
BOARD OF CHEROKEE COUNTY COMMISSIONERS
CHEROKEE COUNTY, KANSAS

CONVENE

Commissioner Hilderbrand called the regular session of the Cherokee County Board of Commissioners (The Board), to order at 9:00 AM on Monday, January 13, 2014 in the Commission Room, #109 of the Cherokee County Courthouse located at 110 W Maple St., Columbus, Kansas. Commissioners Richard Hilderbrand, Charles Napier, Pat Collins, and County Clerk Rodney Edmondson were present.

Members of the press present: Larry Hiatt, Machel Smith

Jim Burton - City of Columbus

He appeared before the Board to ask if the County would haul the City of Columbus road grader to Berry Tractor for repairs. The city council meets on the 21st, so it would be after that. The Board gave their approval.

A motion was made by Commissioner Collins to approve the Minutes of the December 30, 2013 BOCC Meeting as written. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes.

A motion was made by Commissioner Collins to pass Resolution 01-2014, a Waiver from Reporting in Conformity with GAAP for 2014. The motion was seconded by Commissioner Hilderbrand. The motion carried 3-0 with all voting yes.

Janet Miller - Economic Development

She appeared before the Board regarding Legislation being introduced as House Bill 2417. She presented a draft letter of support from Representative Mike House, asking the Board to consider supporting HB 2417, designating Cherokee County as a Rural Opportunity Zone. The letter would be directed to the Kansas Department of Commerce.

A motion was made by Commissioner Hilderbrand to send a letter to Secretary Pat George, KS Department of Commerce in support of HB 2417. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes.

Department Heads - Monthly Reports

They met with the Board for their routine monthly meeting with the following Department Heads or Representatives present: Dee Delmont, Register of Deeds; Betha Elliott, Health Department; Kristin Seal, Noxious Weeds; David Groves, Sheriff; Deana Randall, Human Resources; Jason Allison, Emergency Preparedness; Juanita Hodgson, Treasurer; Shelli Daniel, Appraiser; Nathan Coleman, Attorney; Rodney Edmondson, Clerk; Wayne Elliott, 911 Addressing & Mapping.

Dee Delmont: Provided a written report from Barb Bilke, who is ill.

Betha Elliott: She reported that the Health Department is out of flu vaccine. They are checking on getting more from clinics and doctors.

RH

David Groves: Provided a written report for 2013. They did 30,000 calls for service in 2013. He has applied for a governor's grant for new computer equipment. Two investigators were sent to Carthage for the Tri-State Major Case Squad. The "No Shave November" raised \$250 for cancer. They have been invited to do a Polar Plunge for Special Olympics in February. 13 employees have volunteered and raised over \$1,100 so far. He has been working on an updated safety plan for the Courthouse and handed out a draft to all department heads to review.

Deana Randall: Cutoff is next Wednesday and payday is the week after.

Jason Allison: February 24th is the weather spotter class at Baxter High School. The City of Weir and USD 249 are looking into funding for storm shelters. He is also looking at more storm sirens as well.

Juanita Hodgson: She reported that end of year closeout went fine. Tax payments have been really good. Reminders will go out the end of the month for those that haven't paid. Her office has done one Commercial Vehicle so far this year.

Shelly Daniel: nothing new to report.

Kristin Seal: Presented the 2013 Report for the Board to sign. She went last Thursday to Yates Center for training on the new STAR Program that is used to report activity in the Noxious Weeds Department.

Nathan Coleman: He has made adjustments in his software the past couple of weeks. The Server has been moved over and they are still testing the communication between the programs.

Rodney Edmondson: Still needs a few department inventories. The Department Heads are meeting tomorrow at 1:00 PM to work on plans for the SEK Officials Meeting that Cherokee County is hosting in the spring.

Wayne Elliott: He sold \$277 in maps last month. He also issued two new addresses, one in Galena and one in Baxter Springs. The Beaver Road street sign continues to be stolen. He asked the Board to consider changing the name of the road. The Board asked him to start the process and bring it back to them.

The Board signed the 2014 KCAMP Pool Contribution request for \$152,491 for the Property and Liability Premium for Cherokee County.

Commissioner Hilderbrand made a motion to enter an Executive Session with the Board for the purpose of Non/Elected Personnel for a period of 10 minutes. The motion was seconded by Commissioner Collins. The motion carried 3-0 with all voting yes at 10:56 AM.

The meeting reconvened at 11:06 AM.

No action was taken as a result of the Executive Session.

Anita Davolt - Methodist Thrift Shop

She appeared with other representatives from the Methodist Church. They came to ask for advice concerning their building on the square that is unusable at this time due to the collapse of the adjacent building next to them. Their insurance company has been unable to inspect it due to safety concerns of entering the building. They are currently renting another building, but don't have the funds to continue for long. The Board informed them that it isn't within their jurisdiction, but would do what they could to assist.

RH

Kevin Cure - County Counselor

He presented the offer from Wells Fargo to give a vacant property located at 604 N Hill St. in Scammon to the County. Commissioner Collins will view the property later this week.

He presented Resolution 02-2014 for the Board to consider. It corrects the legal description in the conveyance of county owned property to David Russell and Janet Russell.

A motion was made by Commissioner Collins to pass Resolution 02-2014 correcting the legal description conveying county owned property to David Russell and Janet Russell by quitclaim deed. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes. Mr. Cure presented a quitclaim deed for the Board to sign.

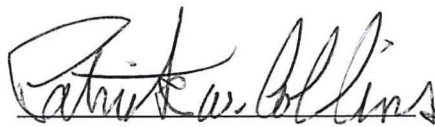
Mr. Cure reported that the Tax Sale process is going well. He should be able to run the legal notices by the end of February.


A motion was made by Commissioner Collins to appoint Kristin Seal as the Noxious Weed Director effective January 1, 2014 at the salary that was being paid at the end of 2012. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes.

Commissioner Collins made a motion to adjourn until the next regularly scheduled meeting set for Tuesday, January 21st, 2014 at 9:00 AM since the courthouse will be closed on Monday, January 20th, 2014 in observance of the Martin Luther King holiday. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 12:03 PM.

ATTEST: Resolved and ordered this day, January 21, 2014


Cherokee County Clerk


Commissioner


Commissioner


Commissioner



Resolution 01-2014

WHEREAS the Commissioners of Cherokee County, Kansas, has determined that the financial statements and financial reports for the year ending December 31, 2014 to be prepared in conformity with the requirements of K.S.A. 75-1120a(a) are not relevant to the requirements of the cash basis and budget laws of this state and are of no significant value to the Commissioners or the members of the general public of the County of Cherokee and

WHEREAS there are no revenue bond ordinances or other ordinances or resolutions of the municipality which require financial statements and financial reports to be prepared in conformity with K.S.A. 75-1120a(a) for the year ending December 31, 2014.

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Cherokee County, Kansas, in regular meeting duly assembled the 13th day of January, 2014 that the Commissioners requests the Director of Accounts and Reports to waive the requirements of K.S.A. 75-1120a(a) as they apply to the County of Cherokee for the year ending December 31, 2014.

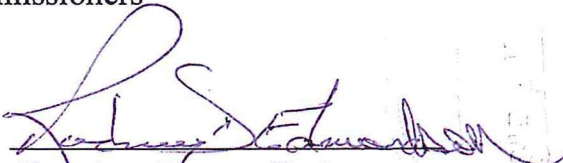
BE IT FURTHER RESOLVED that the Commissioners shall cause the financial statements and financial reports of the County of Cherokee to be prepared on the basis of cash receipts and disbursements as adjusted to show compliance with the cash basis and budget laws of this State.

Resolved:

Cherokee County Board of County Commissioners



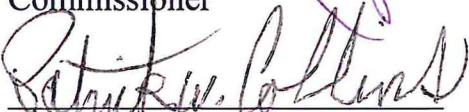
Chairman



Cherokee County Clerk



Commissioner



Commissioner

RESOLUTION NO. 2 - 2014


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

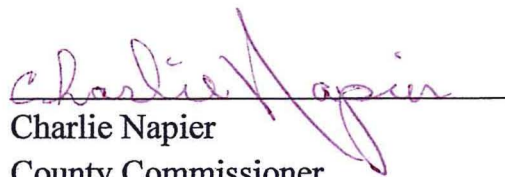
WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, upon due consideration of the matter finds the real property described below is no longer required and deems it advisable and finds it in the best interests of Cherokee County, Kansas, to convey to David Russell and Janet Russell, for the sum of \$1.00, consistent with the Notice of Intent to Sell or Dispose of Property duly published once in the official county newspaper, the property legally described as follows, to-wit:

Beginning 233 feet North of the Southwest Corner of the Northeast Quarter of the Northwest Quarter of Section 24, Township 34, Range 25, then North 233 feet, East 149 ½ feet, South 233 feet, then West to the point of beginning, all in Cherokee County, Kansas.

BE IT RESOLVED that the above described real property shall be conveyed to David Russell and Janet Russell by quitclaim deed.

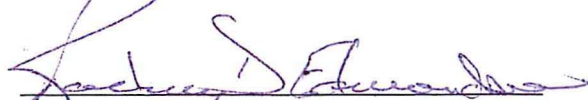
This resolution was passed by majority vote of the Board of County Commissioners of Cherokee County, Kansas, on January 13, 2014.


Patrick W. Collins
County Commissioner


Charlie Napier
County Commissioner


Richard J. Hildebrand
County Commissioner

ATTEST:


Rodney Edmondson

County Clerk of Cherokee County,
Kansas

Prepared by:
Kevin Cure, Attorney

Complete this form and mail the original & one copy to:
Administrator
Kansas Department of Agriculture
Plant Protection & Weed Control Section
Box 19282, Topeka, Kansas 66619-0282

NOMINATION FOR COUNTY WEED SUPERVISOR

DATE: January 1, 2014

We hereby nominate the following named person for weed supervisor of Cherokee County.

1. Name: Kristin Seal Date of Birth: 07 / 19 / 1986

Office Address: 509 E. County Rd. Columbus, KS Office Phone: 620-429-3321

Email Address: CKnoxwd@columbus-ks.com Cell Phone: 620-210-1734

2. Give nominee's experience with noxious weeds (in detail):
None

3. Past 10 years experience (give nature of work, position, etc.): None

4. Will supervisor cooperate with: (a) Kansas Department of Agriculture? (b) County Agent?

5. Will supervisor follow State rules and regulations and official methods of eradication?

6. High School attended or GED: Barter Springs, KS Date graduated: 05-16-2004

Schools attended after High School (College or business and major course work or type of training): Fayetteville Tech Community College - Business Admin

8. What is to be the monthly salary of appointee: \$ 2,232.53

9. Date appointment will be effective: January 1, 2014

Executed before me on this 13th day of January, 2014
Richard D. Edmundson
(County Clerk) [SEAL]

Richard H. Hildebrand
Chairman, Board of County Commissioners
Charles Napier
County Commissioner
Patrick W. Collins
County Commissioner
Kristin D. Seal
County Weed Supervisor Nominee

We certify that all information provided in this application is true and correct.

Conditional Approval

Plant Protection Administrator Date

Final Approval

Plant Protection Administrator Date

NOTE: Please attach copy of minutes of Board of County Commissioners meeting showing when the County Weed Supervisor was selected. When approved (1) copy of nomination form will be returned to the Weed Supervisor.

Annual Noxious Weed Eradication Progress Report 2013



as required by KSA 2-1316

Noxious Weed Supervisor:

Kristin Seal

Cherokee County Noxious Weed Dept

Noxious Weed Department Personnel

Name	Job Title	% Time Spent on Noxious Weeds	Weed Director Salary
CECIL V BROWN	director	100	\$2,222.22

Financial Summary - Noxious Weed Fund

	Amount
Mil levy for 2013	0.17
County valuation for 2013	\$144,638,391.00
Beginning Budget Balance for 2013	\$63,516.00

Revenues

county appropriations	\$41,088.25	
reimbursements	\$12,425.00	
carry over 2012	\$0.00	
Total Revenue		\$53,513.25

Expenditures

CAPITOL OUTLAY	\$1,000.00	
chemicals	\$21,629.00	
Commodities - Other	\$327.72	
salary	\$20,000.00	
Total Expenditures		\$42,956.72

Ending Budget Balance \$0.00

Carryover to next year's budget for 2013 to 2014 \$0.00

Capital Outlay Fund

	Amount
Beginning Balance	\$0.00
Receipts	\$1,000.00
Expenditures	\$0.00
Ending Balance	\$1,000.00

This goes
with next
week's minutes

Annual Noxious Weed Eradication Progress Report

Cherokee County Noxious Weed Dept

Year
2013 ★

Estimated Acreage of Noxious Weeds

Noxious Weed	Private	County	Township	State	Federal	City	Total
Johnsongrass	138.1	70.5		13.0			221.6
Musk Thistle	11.9	1.8		11.9			25.6
Totals	150.0	72.3		24.9			247.2

Estimated Acreage of Noxious Weed on Private Land sub-section

Noxious Weed	Wheat	Corn	Soybean	Grain	CRP	Pasture	Other	Fallow	Non-Ag	Total
Johnsongrass		12.4	99.6			0.6	7.7		17.8	138.1
Musk Thistle						11.9				11.9
Totals		12.4	99.6			12.5	7.7		17.8	150.0

Weeds declared Noxious by the County: Multiflora Rose Bull Thistle

Herbicide Disbursement Summary

Chemical	Purchase Price	Cost Share Price	Total Disbursed
2-4 D	\$13.53	\$10.15	99.125 gal
AMINOPYRALID	\$87.42	\$65.57	3.030 QT.
GLYPHOSATE	\$16.65	\$12.74	376.000 gal
IMAZAPIC=GLYPHOSATE	\$104.91	\$78.68	5.250 gal
METSULFURON METHYL	\$15.85	\$11.89	32.000 oz
PICLORAM	\$70.65	\$52.98	37.500 gal
surfactant-drift control wetter	\$15.10	\$15.10	12.500 gal
TRICLOPYR	\$74.83	\$56.11	175.150 gal

Enforcement Summary

Warning Notices	Diversion Agreements	Demonstration Plots
Legal Notices	Accounts to Tax Roll	Feed and Hay Inspection
Court Cases	Meetings Sponsored	Publish General Notice

Enforcement Comments:

We certify this is a correct copy of the Cherokee County Noxious Weed Dept Program for 2013

We certify that Kristin Seal is employed as Cherokee County Noxious Weed Dept Director for 2014

Richard Hellickson 1-13-2014
Chairman, Board of County Commissioners Date

County Commissioner Date

Charles Hagan 01-13-14
County Commissioner Date

County Commissioner Date

Sandra W. Collins 01-13-14
County Commissioner Date

Kristin Seal 01-13-2014
County Noxious Weed Director Date

Annual Noxious Weed Eradication Progress Report
 Treatment Summary

2013 ★

Cherokee County Noxious Weed Dept

Acres Treated

Noxious Weed	Private	County	Township	State	Federal	City	Cost Share	Total
Johnsongrass	1270	245						1515
Multiflora Rose	380							380
Musk Thistle	726	31.5						757.5
Sericea Lespedeza	1068							1068
Totals	3444	276.5						3720.5

Acres Treated on Private Land sub-section

Noxious Weed	Wheat	Corn	Soybean	Grain	CRP	Pasture	Other	Fallow	Non-Ag	Total
Johnsongrass		10	820			430				1260
Multiflora Rose						380				380
Musk Thistle						726				726
Sericea Lespedeza						1068				1068
Totals		10	820			2604				3434

Annual Noxious Weed Eradication Progress Report

Cherokee County Noxious Weed Dept

2013 ★

Johnsongrass

Enforcement	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Warning Notice													0
Legal Notice													0
Court Cases													0
Diversion Agreements													0

Acreage Treated	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
County						18.0	48.0	75.0	65.0	39.0			245.0
Private												10.0	10.0
Private Corn				10.0									10.0
Private Pasture				30.0	120.0	20.0	20.0	140.0	90.0			10.0	430.0
Private Soybean				240.0	100.0	20.0	310.0	70.0	60.0			20.0	820.0
Total Acreage				280.0	220.0	58.0	378.0	285.0	215.0	39.0		40.0	1515.0

Approved Herbicides and Methods	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Credit Extra				60.0									60.0
JOURNEY + REMEDY										21.0			21.0
Mad Dog				30.0									30.0
Makaze				190.0	220.0	58.0	344.0	210.0	150.0			40.0	1212.0
Makaze+Remedy							34.0	75.0	65.0	18.0			192.0
Total Acreage				280.0	220.0	58.0	378.0	285.0	215.0	39.0		40.0	1515.0

Multiflora Rose

Enforcement	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Warning Notice													0
Legal Notice													0
Court Cases													0
Diversion Agreements													0

Acreage Treated	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Private Pasture				210.0	60.0	10.0	45.0	35.0				20.0	380.0
Total Acreage				210.0	60.0	10.0	45.0	35.0				20.0	380.0

Approved Herbicides and Methods	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
2-4 D AMINE						10.0	5.0	5.0					20.0
2-4 LV ESTER				110.0	40.0		40.0	30.0				20.0	240.0
GUARDIAN				20.0									20.0
TRICLOPYR (GARLON, REMEDY)				80.0	20.0								100.0
Total Acreage				210.0	60.0	10.0	45.0	35.0				20.0	380.0

Annual Noxious Weed Eradication Progress Report

Cherokee County Noxious Weed Dept

2013 ★

Musk Thistle

Enforcement	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Warning Notice													0
Legal Notice													0
Court Cases													0
Diversion Agreements													0

Acreage Treated	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
County				8.5	11.0	12.0							31.5
Private Pasture				176.0	160.0	220.0	130.0		40.0				726.0
Total Acreage				184.5	171.0	232.0	130.0		40.0				757.5

Approved Herbicides and Methods	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
2-4 D LV + Remedy				2.5	1.0								3.5
2-4 LV ESTER				86.0		20.0	10.0						116.0
ESCORT				16.0									16.0
Milestone				0.0	0.0								0.0
Remedy Ultra					10.0	12.0							22.0
TORDON				80.0	160.0	200.0	120.0		40.0				600.0
Total Acreage				184.5	171.0	232.0	130.0		40.0				757.5

Sericea Lespedeza

Enforcement	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Warning Notice													0
Legal Notice													0
Court Cases													0
Diversion Agreements													0

Acreage Treated	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
Private Pasture				36.0	340.0	260.0	140.0	232.0	40.0			20.0	1068.0
Total Acreage				36.0	340.0	260.0	140.0	232.0	40.0			20.0	1068.0

Approved Herbicides and Methods	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
ESCORT				16.0				32.0					48.0
TRICLOPYR (GARLON, REMEDY)				20.0	340.0	260.0	140.0	200.0	40.0			20.0	1020.0
Total Acreage				36.0	340.0	260.0	140.0	232.0	40.0			20.0	1068.0

Noxious Weed Survey Worksheet
Cherokee County Noxious Weed Dept

2013 ★

Johnsongrass	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
County								0.14	0.51	0.54			2.38
County								0.14	0.51	0.54			1.19
Private Corn										0.21			0.21
Private Corn										0.21			0.42
Private Non-Ag										0.3			0.3
Private Non-Ag										0.3			0.6
Private Other								0.01	0.02	0.1			0.13
Private Other								0.01	0.02	0.1			0.26
Private Pasture								0.01					0.02
Private Pasture								0.01					0.01
Private Soybean								0.88	0.2	0.6			3.36
Private Soybean								0.88	0.2	0.6			1.68
State									0.1	0.12			0.22
State									0.1	0.12			0.44
Total Acreage Infested								2.08	1.66	3.74			11.22

	Total Acreage Infested	Acres Surveyed 6388.5	County Acres 378675	Estimated Acreage	Weed Director's Adjustment	Acreage After Adjustment	Note
County	2.4			70.5	0.0	70.5	
County	1.2			70.5	0.0	70.5	
Private Corn	0.4			12.4	0.0	12.4	
Private Corn	0.2			12.4	0.0	12.4	
Private Non-Ag	0.6			17.8	0.0	17.8	
Private Non-Ag	0.3			17.8	0.0	17.8	
Private Other	0.3			7.7	0.0	7.7	
Private Other	0.1			7.7	0.0	7.7	
Private Pasture	0.0			0.6	0.0	0.6	
Private Pasture	0.0			0.6	0.0	0.6	
Private Soybean	3.4			99.6	0.0	99.6	
Private Soybean	1.7			99.6	0.0	99.6	
State	0.4			13.0	0.0	13.0	
State	0.2			13.0	0.0	13.0	
	11.2		Total Estimated Acreage	443.2	0.0	443.2	

Noxious Weed Survey Worksheet
Cherokee County Noxious Weed Dept

2013 ★

Musk Thistle	January	February	March	April	May	June	July	August	September	October	November	December:	Totals
County										0.03			0.03
County										0.03			0.06
Private Pasture										0.2			0.2
Private Pasture										0.2			0.4
State										0.2			0.4
State										0.2			0.2
Total Acreage Infested										0.86			1.29

	Total Acreage Infested	Acres Surveyed 6388.5	County Acres 378675	Estimated Acreage	Weed Director's Adjustment	Acreage After Adjustment	Note
County	0.1			1.8	0.0	1.8	
County	0.0			1.8	0.0	1.8	
Private Pasture	0.4			11.9	0.0	11.9	
Private Pasture	0.2			11.9	0.0	11.9	
State	0.4			11.9	0.0	11.9	
State	0.2			11.9	0.0	11.9	
	1.3	Total Estimated Acreage		51.2	0.0	51.2	

Secretary Pat George
Kansas Department of Commerce
1000 S.W. Jackson St. – Suite 100
Topeka, KS 66612

Dear Secretary George:

On Monday, January 13th, the Cherokee County Commission unanimously endorsed House Bill # 2417 which would designate Cherokee County as a Rural Opportunity Zone County. We respectfully ask that you also add your endorsement to this bill.

Since 1980 Cherokee County has experienced a population decline of 6.1%. Family household income in Cherokee County is 17.9% lower than the state average, and 12.3% of our families live below the poverty level compared to a statewide average of 8.9%.

In addition to these challenges Cherokee County is facing a growing number of those working in our industries residing out of state. In 2002, 22% of our workforce lived out of state, mostly in Oklahoma and Missouri. By 2011 this percentage had risen to 29.2%, this compares to a statewide average of 8.4%. This trend is even more concerning when we factor in that over the last 15 years a number of those choosing to reside in Oklahoma, because of presumed lower real estate and vehicle taxes, are coming into the state to fill higher paying jobs in many of the larger industrial companies that we, along with your department, have worked so aggressively to recruit to Cherokee County. Our county and cities have invested much time; effort and money to attract many of these jobs but Kansas and our County are losing the tax revenue and retail activity these jobs would bring if these individuals and their families resided in Cherokee County.

Although ROZ cannot address these individuals already working here but living out of state, the designation of Cherokee County as a Rural Opportunity Zone would allow our county and cities to positively compete for those making relocation decisions to fill Cherokee County jobs in the future. We believe the ROZ designation will provide the hook we will need to help capture these workers and end up with a win for both Kansas and Cherokee County.

Again, we enthusiastically endorse HB 2417 and ask that the Department of Commerce please support this very important legislative effort for Cherokee County.

Yours truly,