

**MINUTES for April 17, 2023**  
**BOARD of CHEROKEE COUNTY COMMISSIONERS'**  
**CHEROKEE COUNTY, KANSAS**

**CONVENE**

Chairman Cory Moates called the regular session of the Cherokee County Board of Commissioners (the Board), to order at 9:00 AM on Monday, April 17, 2023, in the Commission Room, #109 of the Cherokee County Courthouse located at 110 W Maple St., Columbus, Kansas. County commissioner Lorie Johnson opened the meeting with prayer followed by the Pledge of Allegiance. Commissioners Cory Moates, Lorie Johnson, Myra Frazier, county clerk Rebecca Brassart, county counselor Nathan Coleman, road and bridge supervisor Cody Zook and News Report owner Larry Hiatt were present.

**APPROVAL of MINUTES**

Commissioner Frazier made a motion to approve the minutes as presented from the April 10, 2023, meeting. Commissioner Johnson seconded the motion. The motion passed unanimously.

**APPROVAL of PAYROLL**

Commissioner Frazier made a motion to approve the payroll as presented. Commissioner Johnson seconded the motion. The motion passed unanimously.

**APPROVAL of PAYABLES**

Commissioner Moates made motion to approve the payables as presented. Commissioner Johnson seconded the motion. The motion passed unanimously.

**ROAD and BRIDGE**

Cody Zook came before the Board to discuss joining the enterprise agreement with the sheriffs office. The Board stated they would be okay with signing the agreement.

Zook discussed the issue surrounding SE 45<sup>th</sup> driveway issue.

**RESIGNATION BETHA ELLIOTT**

Betha Elliott the health department administrator came before the Board to render her written resignation. Elliott stated her last day in office will be May 5<sup>th</sup> and that she will be formally retiring later.

Commissioner Moates made a motion to accept the resignation of Betha Elliott as the health department administrator effective May 5<sup>th</sup>. Commissioner Frazier seconded the motion. The motion passed unanimously.

Commissioner Frazier made a motion to post the position in the News Report and on the county bulletin board. Commissioner Johnson seconded the motion. The motion passed unanimously.

**ELECTION EQUIPMENT PURCHASE**

Rebecca Brassart, the county clerk came before the Board to present a sales order agreement from ES&S for the replacement of new poll pads. Brassart informed the Board that she will be required to replace the current poll pads next year and stated that she would prefer to purchase them this year so that there is ample time to train on them before the presidential election year. Clerk Brassart stated she has the money in the election equipment fund and will use the rest out of the clerk technology fund. Rebecca stated she had presented the sales order agreement to county attorney Nathan Coleman to review. Coleman stated to Brassart in an email that he has no issue with the language of the agreement.

**NON-ELECT EXECUTIVE**

Commissioner Moates made a motion for a 10-minute non-elect personnel executive session with the Board, and county counselor Nathan Coleman to return at 9:50 a.m. Commissioner Johnson seconded the motion. The motion passed unanimously.



No action was taken because of the executive session.

### **ROAD VACATE HEARING**

Commissioner Moates opened the NW 1<sup>st</sup> ST road vacate hearing in the Skidmore area. No one with the public was present for the hearing. Commissioner Moates closed the hearing. Commissioner Moates made a motion to adopt resolution 03-2023 a resolution vacating a portion of NW 1<sup>st</sup> ST in the Skidmore area. Commissioner Johnson seconded the motion. The motion passed unanimously.

### **ATTORNEY CLIENT EXECUTIVE**

Commissioner Moates made a motion for a 5-minute attorney client executive session with the Board, and county counselor Nathan Coleman to return at 10:15 a.m. Commissioner Johnson seconded the motion. The motion passed unanimously.

No action was taken because of the executive session.

### **SKIDMORE SURVEY**

Rod Zinn with cornerstone surveying came before the Board to present the survey models he has made for the proposed Skidmore plat. After much discussion Zinn was asked to come back on May 15<sup>th</sup> at 13:00 a.m. to present to during a public hearing the proposed plat. The Board requested that Zinn have everything submitted to them by May 1<sup>st</sup> to ensure that everything will be ready for the May 15<sup>th</sup> meeting before all landowners are notified.

### **TRESPASSING ISSUE**

Levi Snow, landowner in Cherokee county came before the Board to discuss his displeasure with his neighbors not being charged with trespassing when they are crossing over his drive to gain access to their own home. Snow has been instructed more than once that he would need to get his own survey which he has yet to do. The adjoining landowner has had a survey done.

### **NON-ELECT EXECUTIVE**

Commissioner Moates made a motion for a 15-minute non-elect personnel executive session with the Board, health department employee Brenda Clugston and county counselor Nathan Coleman to return at 11:55 a.m. Commissioner Johnson seconded the motion. The motion passed unanimously.

No action was taken because of the executive session.

Commissioner Moates made a motion for an additional 5-minute non-elect personnel executive session with the Board, health department employee Brenda Clugston and county counselor Nathan Coleman to return at 12:00 p.m. Commissioner Johnson seconded the motion. The motion passed unanimously.

No action was taken because of the executive session.

### **AMBULANCE PAYMENT REIMBURSEMENT**

Commissioner Moates made a motion to pay \$49,500 out of county general reimbursement fund to the Cherokee county ambulance association for the ambulance that was sold through the county on their behalf. Commissioner Johnson seconded the motion. The motion passed unanimously.

### **ATTORNEY CLIENT EXECUTIVE**

Commissioner Moates made a motion for a 5-minute attorney client executive session with the Board, and county counselor Nathan Coleman to return at 12:25 p.m. Commissioner Johnson seconded the motion. The motion passed unanimously.

No action was taken because of the executive session.

### **ADJOURNMENT**

Commissioner Moates made a motion to adjourn the regular meeting. Commissioner Johnson seconded the motion. The motion passed unanimously.

**ATTEST: Resolved and ordered this 24th day of April 2023.**

Rebecca S Brassart.  
County Clerk - Rebecca S Brassart

C. Moates  
Commissioner Chair - Cory Moates

Lorie Johnson  
Commissioner - Lorie Johnson

Myra Carlisle Frazier  
Commissioner - Myra Carlisle Frazier