MINUTES FOR DECEMBER 9, 2013

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 and led all in attendance in the Pledge of Allegiance at 9:00 AM on Monday, December 9, 2013 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, Patrick Richardson, Machelle Smith

A motion was made by Commissioner Napier to give the Galena/Columbus Ambulance District \$33,367 with the stipulation that the next ambulance purchased goes to the Baxter Springs Ambulance District. The money is to be paid from future jail revenues at a rate of \$5,000 per month. Commissioner Collins seconded the motion. After much discussion, the motion carried 2-1 with Commissioner Hilderbrand voting no.

Leonard Vanatta - Road Supervisor

He met with the Board on routine county business.

Janet Miller - Director, Cherokee County Economic Development

She appeared before the board seeking approval to attend the Certified Work Ready Academy being held soon. It will be in California, but the Joplin group is paying some of the costs. Her estimated expenses would be \$600, mainly for lodging.

A motion was made by Commissioner Collins to approve the travel expenses for Janet Miller to attend the certified Work Ready Academy in California. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes.

Gene & Matt Mense - Mense, Churchwell, and Mense; Year-End Financial Review

They appeared before the Board to review the year-end financial status of Cherokee County. County Treasurer Juanita Hodgson presented current Budget and Fund Balance Sheets to everyone.

The county needs to move surplus monies from the Litigation Settlement into a new account, to be created by a resolution, to establish a County Equipment Reserve Fund. Mr. Cure will need to write a resolution.

\$1,291,433 needs to be moved from County General Fund into the new fund for the 2014 budget year. The County Equipment Reserve Funds will be created by the County Treasurer and given Fund Number 102. They recommend opening a new account due to the fact that any interest earned on the money needs to go back into that fund.

To finish 2013, the county needs to amend the General Fund and the Road & Bridge Fund. The Ambulance and Sewer Budgets will receive a credit from Grant Proceeds, so they won't need to be amended.

The Board agreed to set a Public Notice of Budget Hearing for December 30, 2013 at 10:30 AM. The resolution will be presented on December 16th, to be published on December 18th.

They also delivered the Annual Financial Report for 2012. There are multiple copies for the County Clerk to distribute.

A motion was made by Commissioner Collins to approve the Minutes of the December 2, 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 Napier to approve the Mid-Month Accounts Payables for December. The motion was seconded by Commissioner Collins. The motion carried 3-0 with all voting yes.

Kevin Cure - County Counselor

He appeared before the Board on legal matters concerning Cherokee County.

He presented the draft of the Peddlers Resolution for review. Commissioner Hilderbrand asked for more time to review the Resolution based on questions that Sheriff Groves has raised.

Concerning the Dangerous Structures Resolution recently passed, a local contractor who serves as the city inspector for the city of Galena has agreed to take the position of inspector for the County. The Board gave their approval.

He presented a resolution for consideration by the Board concerning county owned property. It is property that the County acquired in a tax sale and has no purpose for it.

A motion was made by Commissioner Collins to pass Resolution 33-2013, conveying land to David Russell and Janet Russell. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes. A Kansas Quit Claim Deed was signed and Mr. Cure took it to file.

A motion was made by Commissioner Collins to enter a 10 minute Executive Session with the Board and County Clerk Edmondson for the purpose of Non/Elected Personnel, at his request. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 11:13 AM.

The meeting reconvened at 11:23 AM.

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

A motion was made by Commissioner Hilderbrand to recess for lunch for a period of 30 minutes, until 11:55 AM. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 11:25 AM.

A motion was made by Commissioner Collins to enter a 10 minute Executive Session with the Board for the purpose of Non/Elected Personnel. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 11:58 AM.

The meeting reconvened at 12:08 PM.

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

Commissioner Hilderbrand made a motion to adjourn until the next regularly scheduled meeting set for December 16, 2013 at 9:00 AM. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all in attendance voting yes at 12:09 PM.

ATTEST: Resolved and ordered this day, December 16, 2013

NOV

Cherokee County Clerk

Commissioner

Commissioner

Commissioner

RESOLUTION NO. <u>33</u> - 2013

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, a married couple, 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 Southwest Quarter of Section 24, Township 34, Range 25, East 149 1/2 feet, North 233 feet, West 149 1/4 feet, South 233 feet to 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 December 23, 2013.

Patrick W. Collins County Commissioner

Charlie Napier

County Commissioner

Deland lerd

Richard J. Hildebrand County Commissioner

ATTEST: X

Rodney Edmondson County Clerk of Cherokee County, Kansas

Prepared by: Kevin Cure, Attorney

BUDGET BALANCES 2013				1			
			1st Half				
COUNTY GENERAL	Beginning Budget	BUDGET AVAIL.	Dec A/P	Dec A/P	Dec P/R	AFTER Dec ISSUE	%
Commissioners	\$ 88,687.00	\$ 9,225.30	\$ -	\$ -	\$ -	\$ 9,225.30	10.40%
County Clerk	\$ 123,000.00	\$ 13,928.21	\$-	\$ -	\$ -	\$ 13,928.21	11.32%
County Treasurer	\$ 134,000.00	\$ 14,947.96	\$ -	\$ -	\$ -	\$ 14,947.96	11.16%
County Attorney	\$ 232,622.00	\$ 34,439.54	\$-	\$ -	\$ -	\$ 34,439.54	14.80%
Register of Deeds	\$ 90,719.00	\$ 11,021.75	\$-	\$ -	\$ -	\$ 11,021.75	12.15%
County Counselor	\$ 31,016.00	\$ 5,736.35	\$ -	\$ -	\$ -	\$ 5,736.35	18.49%
Sheriff Dept	\$ 1,021,628.00	\$ 77,184.44	\$ -	\$ -	\$ -	\$ 77,184.44	7.56%
District Court	\$ 266,800.00	\$ 67,652.22	\$-	\$ -	\$ -	\$ 67,652.22	25.36%
Courthouse	\$ 441,135.00	\$ (291,930.25)	\$-	\$ -	\$ -	\$ (291,930.25)	-66.18%
Emergency Prep	\$ 66,443.00	\$ (17,267.19)	\$-	\$ -	\$ -	\$ (17,267.19)	-25.99%
Human Resources	\$ 41,070.00	\$ 6,928.93	\$ -	\$ -	\$ -	\$ 6,928.93	16.87%
Economic Dev.	\$ 25,000.00	\$ (2,132.42)	\$ -	\$ -	\$ -	\$ (2,132.42)	-8.53%
Planning Comm	\$ 10,000.00	\$ 10,000.00	\$-	\$ -	\$ -	\$ 10,000.00	100.00%
Recreation	\$ 11,000.00	\$ 6,455.00	\$ -	\$ -	\$ -	\$ 6,455.00	58.68%
Jail	\$ 874,582.00	\$ 31,503.84	\$ -	\$ -	\$-	\$ 31,503.84	3.60%
Computer Prog	\$ 40,709.00	\$ (15,193.42)	\$-	\$ -	\$-	\$ (15,193.42)	-37.32%
Jury Cost	\$ 9,693.00	\$ 6,866.26	\$ -	\$ -	\$ -	\$ 6,866.26	70.84%
Juvenile Dentention	\$ 78,039.00	\$ 13,713.80	\$ -	\$ -	\$ -	\$ 13,713.80	17.57%
Geneology Society	\$ 8,000.00	\$ -	\$-	\$ -	\$ -	\$ -	0.00%
Emergency 911	\$ 63,252.00	\$ 15,029.25	\$ -	\$ -	\$ -	\$ 15,029.25	23.76%
Contract Services	\$ -	\$-	\$-	\$ -	\$ -	\$ -	0.00%
Gis Info	\$ 29,078.00	\$ 15,480.99	\$ -	\$ -	\$ -	\$ 15,480.99	53.24%
Other Trans	\$ -	\$ -	\$-	\$ -	\$ -	\$ -	0.00%
Capital Lease	\$ -	\$ -	\$-	\$ -	\$ -	\$ -	0.00%
Employee Benefits	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0.00%
Jail COP Cash Reserve	\$ -	\$-	\$ -	\$ -	\$ -	\$ -	0.00%
Courthouse Contingency	\$ -	\$-	\$-	\$-	\$ -	\$ -	0.00%
Capital Lease AS400	\$ -	\$-				\$ -	0.00%
Capital Lease File Server	\$ -	\$-	\$-	\$ -	\$ -	\$ -	0.00%
Employee Compensation	\$ 69,369.00	\$ (15,368.13)	\$ -	\$ -	\$ -	\$ (15,368.13)	-22.15%
Total County General	\$ 3,755,842.00	\$ (1,777.57)	\$ -	\$ -	\$ -	\$ (1,777.57)	-0.05%

	Begi	nning Budget	BL	JDGET AVAIL.	Dec A/P	Γ	Dec A/P	_[Dec P/R	AF	TER Dec ISSUE	%
County No-Fund Warrant	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Technology Fund					\$ -	\$	-	\$	-			0.00%
Rd & Bridg	\$	3,186,289.00	\$	298,815.93	\$ -	\$	-	\$	-	\$	298,815.93	9.38%
Ex Counc	\$	200,615.00	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Noxious Weed	\$	63,516.00	\$	32,943.45	\$ -	\$	-	\$	-	\$	32,943.45	51.87%
Health &Wic	\$	595,741.00	\$	242,710.89	\$ -	\$	-	\$	-	\$	242,710.89	40.74%
Fair	\$	150.00	\$	150.00	\$ -	\$	-	\$	-	\$	150.00	100.00%
Direct Elect	\$	100,000.00	\$	11,320.63	\$ -	\$	-	\$	-	\$	11,320.63	11.32%
Comm College	\$		\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Soil Conserv	\$	25,000.00	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Special Bridge	\$	-	\$	-	\$ -	\$	-	\$	-			0.00%
Mental Health	\$	111,457.00	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Mental Retard.	\$	111,457.00	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Ambulance	\$	571,584.00	\$	(126,883.65)	\$ -	\$	-	\$	-	\$	(126,883.65)	-22.20%
Cherokee County 911	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Appraiser	\$	330,000.00	\$	70,416.57	\$ -	\$	-	\$	-	\$	70,416.57	21.34%
County Bldg.	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Employee Bene	\$	3,377,142.00	\$	1,137,491.34	\$ -	\$	-	\$	-	\$	1,137,491.34	33.68%
Elderly	\$	30,000.00	\$	13,300.16	\$ -	\$	-	\$	-	\$	13,300.16	44.33%
08LEPC Plan/Train Grant	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
Landfill	\$	9,323.00	\$	4,541.00	\$ -	\$	-	\$	-	\$	4,541.00	48.71%
Sewer Dist #1	\$	133,642.00	\$	(98,833.31)	\$ -	\$	-	\$	-	\$	(98,833.31)	-73.95%
Bond & Int	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
No Fund Warrants	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	0.00%
NSP	\$	-	\$	-	\$ -				E .			
Total			\$	-	\$ -	\$	-	\$	-			

FUND B	ALANCES	12/6/2013				
FUND	FUND #	Balance December 2013	December A/P	December P/R	-	BALANCE
County No-Fund Warrants	99	\$ 13,601.01	\$ -	\$ -	\$	13,601.0
CO GEN	100	\$ 2,892,272.23	\$ -	\$ -	\$	2,892,272.2
TECHNOLOGY FUND	103	\$ 24,420.23	\$ -	\$ -	\$	24,420.2
STATE LINE ROAD PROJECT	105	\$ 260.71	\$ -	\$ -	\$	24,420.2
Jail Salestax	107	\$ 128,892.09	\$ -	\$ -	\$	128,892.0
_aw Enforcement Center	108	\$ -	\$ -	\$ -	\$	120,032.0
RD BRIDGE	110	\$ 701,265.82	\$ -	\$ -	\$	701,265.8
EX COUNCIL	120	\$ 18,528.85	\$ -	\$ -	\$	18,528.8
NOXIOUS WEED	130	\$ 73,806.74	\$ -	\$ -	\$	73,806.7
SEVERE WEATHER EQUIPMENT	135	\$ 73,808.74 \$ 22.00	φ - \$ -	\$ -	\$	22.0
HEALTH	140	\$ 1,170,459.77		⇒ - \$ -	\$	1,170,459.7
Clean Up Illegal Dump	140	\$ 1,170,459.77 \$ -	φ - \$ -	\$ -	\$	1,170,409.7
TRI CO WIC	142	\$ 118.32	\$ -	φ - \$ -	\$	- 118.3
FAIR	150	\$ 313.34	\$ -	\$ -	\$	313.3
ELECTION	160	\$ 42,576.96		\$ -	\$	42,576.9
COMM COLLEGE	170	\$ 42,576.96 \$ 1,956.44	φ - \$ -	\$ -	\$	1,956.4
SOIL CONSERV	180	\$ 2,221.40	\$ -	•	\$	2,221.4
SPECIAL BRIDGE	190	\$ 352,207.72	\$ -	\$ - \$ -	\$	352,207.7
MENTAL HEALTH	200	\$ 10,131.78	φ - \$ -	\$ -	\$	10,131.7
MENTAL RETARD	210	\$ 10,131.78	φ - \$ -	\$ -	\$	10,131.7
FAM LIFE CENTER BOND & INT	216	\$ -	φ - \$ -	\$ -	\$	10,245.4
AMBULANCE	220	\$ 138,309.03	φ - \$ -	\$ -	\$	138,309.0
CHEROKEE COUNTY 911	220	\$ 323,406.17	⇒ \$ -	\$ -	\$	323,406.1
FEMA PUBLIC ASSISTANCE GRANT	220	\$ <u>525,400.17</u>			\$	323,400.1
APPRAISAL	230	φ - \$ 95,556.86	\$ -	\$ -	-	05 550 9
COUNTY BLDG		\$ 95,550.86 \$ 931.99	\$ -	\$ -	\$	95,556.8 931.9
EMPL. BENE	250 260	•	\$ -	\$ -	\$	634,789.8
EMPL. BENE PAYROLL W/HOLD		\$ 634,789.85 \$ 539.63	\$ -	\$ - \$ -	\$	539.6
SPECIAL (TORT) LIABILITY	<u>265</u>		\$ -		-	16,884.2
ELDERLY	<u>290</u> 300	\$ 16,884.22 \$ 32,090.62	\$ -	\$ - \$ -	\$	
	Contraction of		\$ -			32,090.6
DESIGNATED DV & SA PROSEC	<u>301</u>	\$ -	\$ -	\$ -	\$	-
CDBG-Grant Family Life	<u>302</u>	\$ -	\$ -	\$ -	\$	-
08LEPC PLAN/TRAIN GRANT	<u>303</u>	\$ - • 0.457.94	\$ -	\$ -	\$	-
SPIDER PROGRAM	<u>304</u>	\$ 8,457.84 • 201.42	\$ -	\$ -	\$	8,457.8
E/P GRANT	<u>306</u>	\$ 201.43	\$ -	\$ -	\$	201.4
	<u>308</u>	\$ -	\$ -	\$ -	\$	-
JUVENILE BLOCK GRANT	309	\$ -	\$ -	\$ -	\$	-

FUND	FUND #	Balance December 2013		Dec	ember A/P	December P/R		BALANCE		
LANDFILL	310	\$	8,960.61	\$	-	\$	-	\$	8,960.6	
REMODEL GRANT	313	\$	-	\$	-	\$	-	\$	-	
INVESTIGATOR GRANT	314	\$	-	\$	-	\$	-	\$	-	
GALENA MINE CLOSURE	317	\$	-	\$	-	\$	-	\$	-	
EMERG SHELT GRANT	318	\$	-	\$	-	\$	-	\$	-	
SEWER DIST #1 BOND & INT	320	\$	5,542.84	\$	-	\$	-	\$	5,542.8	
SEWER DIST #1 OPER & MAINT	330	\$	150,167.90	\$	-	\$	-	\$	150,167.9	
SHELTERED WORKSHOP BD & IN	340	\$	-	\$	-	\$	-	\$	-	
NSP GRANT	353	\$	183.03	\$	-			\$	183.0	
SPECIAL HIGHWAY IMPROVEMT	360	\$	1,264.20	\$	-	\$	-	\$	1,264.2	
SPECIAL ROAD MACHINERY	370	\$	100.00	\$	-	\$	-	\$	100.0	
COUNTY BOND & INTEREST	390	\$	1,340.54	\$	-	\$		\$	1,340.5	
PROS ATTORN TRAIN	410	\$	2,890.16	\$	-	\$	-	\$	2,890.1	
ELECTRONIC MONITORING	412	\$	910.00	\$	-	\$	-	\$	910.0	
ATTORNEY APPLICATION FEE	413	\$	2,320.00	\$	-	\$	-	\$	2,320.0	
DIVERSION SUPERVISION FEE	414	\$	5.00	\$	-	\$	-	\$	5.0	
ADMINISTRATION FEE BAD CKS	415	\$	88.81	\$	-	\$	-	\$	88.8	
SPECIAL PARKS & RECREATION	430	\$	(4,997.48)	\$	-	\$	-	\$	(4,997.4	
SPEC ALCOHOL	440	\$	8,406.22	\$	-	\$	-	\$	8,406.2	
TOURISM	450	\$	800.00	\$	-	\$	-	\$	800.0	
INFORMATION NETWORK OF KS	465	\$	10,722.91	\$	-	\$	-	\$	10,722.9	
BANKRUPTCY FUND	470	\$	1,865.21	\$	-	\$	-	\$	1,865.2	
CONCEALED WEAPON APPS	489	\$	22,272.50	\$	-	\$	-	\$	22,272.	
SPECIAL LAW ENFORC TRUST	490	\$	34,784.34	\$	-	\$	-	\$	34,784.3	
DRUG TAX STAMP FUND	491	\$	1,253.42	\$	-	\$	-	\$	1,253.4	
CO ATTY SPEC LAW ENFORC	492	\$	628.56	\$	-	\$	-	\$	628.5	
Drug Forfeiture Fund	493	\$	1,080.06	\$	-	\$	_	\$	1,080.0	
Justice Assistance Grant	494	\$	-	\$	-	\$	-	\$	-	
DRUG FREE GRANT 91-03	495	\$	4,539.35	\$	-	\$	-	\$	4,539.3	
RURAL WATER #8 GRANT	505	\$	246.00	\$	-	\$	-	\$	246.0	
FLOOD PURCHASE AGREEMENT	513	\$		\$	-	\$	-	\$	-	
FLOOD BUYOUT PROG 1997	517	\$	-	\$	-	\$	-	\$	-	
	and the second s	-		\$	-	\$	-			

Cherokee County Ambulance Purchase 2013

May 2013

	Fed	County	Ambulance	Fed	County	Ambulance	Total
Cost							•
Baxter Springs	0%	78%	22%	\$0	\$125,840*	\$35,000	\$160,840
Columbus	50%	0%	50%	\$68,367	\$0	\$68,367	\$136,734
Galena	50%	0%	50%	\$68,367	\$0	\$68,367	\$136,734

Requested amount \$114,946

What the county is paying for the Baxter Springs ambulance minus the amount the government grant paid toward each of our ambulances. $$125,840* - $68,367 = $57,473 \times 2 = $114,946$

*Projected amount

The three ambulance districts have always received equal funding from the county for their operations. Our service works hard to operate with the subsidy and revenue we generate. We appreciate the funding the county provides and budget accordingly. We have never felt it was the responsibility of the county to make up the difference when one service is fortunate enough to receive a grant or donation that the other service has not benefited from.

Receiving the matching federal grant for ambulances was a blessing that helped us significantly. Without having all the funding for our match we took a loan out. We did not ask for additional funding from the county at the time because we felt it was our responsibility to operate within our allotted county subsidy. The county was asking their departments to cutback to save money and we felt this loan, while not preferred, would be manageable for us and the correct thing to do.

While we do maintain each district should receive equal county funding this is a unique circumstance. We understand and would accept the federal funding for our ambulances being treated the same as county funding. However, at a minimum, we feel it is fair for us to receive additional funds to match the amount the county has provided Baxter beyond the 50% we received from the federal grant.

These funds would help provide financial stability for our operations and have already been designated when received.

If the commission provide us the additional funds we will pay off our loan and move to refurbish two ambulances immediately. In 2014 Baxter Springs could acquire a new ambulance in 2014 and the county would have six 2012 or newer ambulances to provide care for our citizens.