

MINUTES FOR JANUARY 14, 2019
BOARD OF CHEROKEE COUNTY COMMISSIONERS
CHEROKEE COUNTY, KANSAS

Chairman Cory Moates called the regular session of the Cherokee County Board of Commissioners (The Board), to order at 9:00 a.m. on Monday, January 14, 2019 in the Commission Room, #109 of the Cherokee County Courthouse located at 110 W Maple St., Columbus, Kansas. Jim Tunnell opened the meeting with prayer followed by the Pledge of Allegiance. Commissioners Cory Moates, Pat Collins, Neal Anderson, County Counselor Barbara Wright, and County Clerk Rodney Edmondson were present.

Members of the press present: Larry Hiatt, Cheyenne McKeehan, Mabelle Smith

Jim Burton appeared before the Board asking the county to supply a couple of loads of rock at the museum. They recently added on to the building and are needing rock. The City of Columbus has agreed to spread it. The Board will get with Leonard regarding the request. He also stated that the solid waste advisory committee is meeting this week and will be looking at grant possibilities for 2020. They would have things ready in time for the 2020 budget preparations.

A motion was made by Commissioner Moates to approve the Minutes of the January 7, 2019 BOCC meeting as written. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

A motion was made by Commissioner Anderson to approve the payroll for the period ending January 4, 2019. The motion was seconded by Commissioner Collins. The motion carried 3-0.

A motion was made by Commissioner Collins to approve the accounts payable for the period ending January 9, 2019. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

Leonard Vanatta, County Road Supervisor and Louis Schreiner, County Lot Supervisor appeared before the Board on county road business. Commissioner Moates asked Leonard to take a look at a hole in the road on the old highway near 60th & Beasley Rd. Leonard stated that they are putting rock on the culvert by the Sheriff's Department. Leonard presented a price list for concrete culvert pipe for consideration on SW 20th St. Leonard stated that the EPA has agreed to tear out the old bridge and to put the pipe in if the county purchases the pipe. The Board asked Leonard to work up a comprehensive plan and estimate of the costs using 54" pipe.

A motion was made by Commissioner Moates for an executive session for non-elected personnel employee benefits with the Board, Deana Randall, Clerk Edmondson, and counselor Wright. The meeting will reconvene in the Commission room at 9:42 a.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 9:37 a.m.

The meeting reconvened at 9:42 a.m.

A motion was made by Commissioner Moates that effective March 1, 2019 the county will no longer process membership in AFLAC but employees will have the option of keeping their coverage individually. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

The Board presented certain county employees with a certificate from the Kansas Association of Counties recognizing them for their years of service. Those receiving awards were Michael Handshy, eight years; Rebecca Brassart and Janis Dalton, 16 years; Elmer Akers and Jim Hall, 24 years; Patrick Collins, 32 years; and Leonard Vanatta, 44 years.

Sheriff David Groves provided the Board with an annual report of forfeited assets along with a report of statistics for 2018.

Commissioner Moates opened the public hearing for the condemnation of properties in Cherokee County at 10:00 a.m.

The Board considered the property located at 8681 SE 71st St., Baxter Springs. Counselor Wright stated that there are back taxes owed back to 2008 and it is on a current tax sale list. The Board reviewed photographs of the property.

A motion was made by Commissioner Moates to move forward with the condemnation of the property located at 8681 SE 71st St. The motion was seconded by Commissioner Collins. The motion carried 3-0.

The Board considered the property located at 10576 NE 30th St., Weir.

A motion was made by Commissioner Collins to move forward with the condemnation of the property located at 10576 NE 30th St., Weir. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

The Board considered the property located at 342 NE Lawton Rd., Columbus. Jason Allison stated that he has communicated with the owner and he was planning on coming to the hearing, but is running late. The Board delayed the hearing to allow him time to arrive.

Art Mallory provided aerial photos of the old CR Salvage Yard located at 7903 SE Highway 166 for the Board to review. He stated that old tires and building materials are being dumped on the property. He stated that under the Orphan Tire Program, KDHE has been contacted and will be taking the lead on cleaning up the property. No action is needed by the county at this time. He stated that they are looking into another program that would provide roll-off dumpster to be placed in rural areas, with the hope that people wouldn't dump debris along the roads.

A motion was made by Commissioner Moates for a 10 minute recess. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 10:19 a.m.

The meeting reconvened at 10:29 a.m.

The Board continued the review of the property located at 342 NE Lawton Rd., Columbus. Owner Patrick Colston appeared before the Board. He stated that he is going to remove the trailer on the back of the property, and move the other trailer into its place. He plans to do so as fast as possible. He's been inside cleaning it out.

A motion was made by Commissioner Moates to set a review of the property on March 4, 2019 at 10:00 a.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

A motion was made by Commissioner Moates to close the public hearing. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 10:35 a.m.

Clerk Edmondson presented a new signature page for the agreement with SEK Works. Chairman Moates signed the document.

A motion was made by Commissioner Anderson to adjourn the meeting and to reconvene at 1:30 p.m. The motion was seconded by Commissioner Moates. The motion carried 2-1 with Commissioner Collins voting no at 10:40 a.m. The Board will attend the swearing-in ceremony of newly elected and re-elected officials being held in the District Courtroom at noon.

The meeting reconvened at 1:30 p.m.

Commissioner Moates welcomed Myra Carlisle Frazier to the Cherokee County Board of Commissioners, representing District #1.

A motion was made by Commissioner Anderson to elect Cory Moates as the Board Chair for 2019. The motion was seconded by Commissioner Frazier. The motion carried 3-0.

A motion was made by Commissioner Frazier to elect Neal Anderson as Vice-Chair for 2019. The motion was seconded by Commissioner Moates. The motion carried 3-0.

A motion was made by Commissioner Frazier to table the remainder of the appointments until the next meeting of the Board on January 28th. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

Dale Helwig, County Extension Agent, appeared before the Board. He updated the Board on happenings at the Extension Office. They are working on partnering programs and grant availability for agencies going forward.

Raven Elmore, County Treasurer, appeared before the Board requesting a resolution to add a \$2.00 fee to each driver's license transaction in order to keep some of the money here and not send everything to State. She stated that Cherokee is the only county that doesn't retain a fee to cover some of the costs of doing the service.

A motion was made by Commissioner Moates to have Counselor Wright draft the resolution as requested. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

Commissioner Moates read a letter from USD 247 requesting donated funds for a non-alcoholic after-prom party. The Board took the request under advisement.

Commissioner Moates presented two estimates for installing an audio system in the commission room. Bids ranged from \$3,800 to \$9,600 from a single bidder. The Board took it under advisement and requested that additional bidders be sought. Larry Hiatt stated that KISS Tech has experience in that field.

Counselor Wright provided an update on the three pending tax sales.

Scott Jackson, retiring Executive Director, appeared before the Board to introduce Stacy Manbeck as the new Executive Director at the Spring River Mental Health & Wellness Center. They presented the 2019 agreement for funding as approved in the 2019 budget for the Board to review.

A motion was made by Commissioner Moates to sign the agreement with the Spring River Mental Health & Wellness for 2019. The motion was seconded by Commissioner Frazier. The motion carried 3-0.

Counselor Wright presented a draft resolution creating three additional fire districts in Cherokee County for a first read by the Board. The proposal would establish fire districts in the Lowell, Shawnee, and the Spring Valley Townships numbered Districts 12, 11, and 9 respectfully. She stated that if approved on a second read the resolution would publish for three consecutive weeks with a public hearing on March 11th. If approved at the public hearing, another resolution would be presented to the Board on March 18th to move forward for the budget process for 2020.

The Board placed the item on the agenda for a second read on January 28th.

Commissioner Moates presented 10 "black boxes" from Caterpillar for the Board to consider. He stated that the devices retail for \$250 but were provided at no cost during a recent promotion of the product. Once installed, the devices provide real time data about the machinery. It will email a service code eliminating the need for diagnosis in the event of a breakdown. The device will also track the machine at all times logging run time and idle time, and can be used for theft recovery. To have CAT install the devices would be \$127 per hour plus \$4.25 per mile for travel expense. The installation can be done in minutes for each machine. Moates stated that some of the new or rebuilt equipment already have the devices installed.

A motion was made by Commissioner Frazier to have CAT install the devices on county equipment. The motion was seconded by Commissioner Moates. The motion carried 3-0.

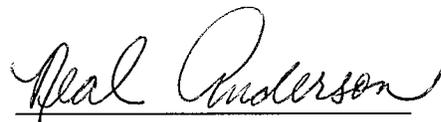
Commissioner Anderson made a motion to adjourn until the next regular meeting set for Monday, January 28, 2019 at 9:00 a.m. The motion was seconded by Commissioner Frazier. The motion carried 3-0 at 2:56 p.m.

The Board will not meet on January 21, 2019 due to the Martin Luther King, Jr. Day holiday.

ATTEST: Resolved and ordered this 28th day of January, 2019


Cherokee County Clerk


Commissioner


Commissioner


Commissioner

2018 Statistics

Concealed Carry permits processed - 35

Calls for service –33,304

Investigations – 1,497 an increase from 2017

5.3% decrease in burglary's when compared to 2017

425 car crashes investigated in 2018 (over 6% decrease compared to 2016 and 2017)

Non Injury crashes in 2018 -167

Non Injury crashes involving deer / animals – 204

Injury crashes – 54

Civil Process Served – 1,497

Domestic Battery Cases – 3.7% decrease from 2017

DUI Arrests – 29

Death Investigations – 19

In 2018 our dispatch center handled over 8,031 911 calls in addition to nearly 69,397 calls received on the non-emergency phone lines.

DAVID M. GROVES
SHERIFF

SHERIFF'S OFFICE

TERRY CLUGSTON
UNDERSHERIFF



CHEROKEE COUNTY
PHONE 620-429-3992
FAX 620-429-1454

915 E. COUNTRY RD.
COLUMBUS, KANSAS 66725

January 14, 2019

To: Board of Cherokee County Commissioners

Pursuant to K.S.A. 60-4117(g)(2), I am required to provide you with an annual report regarding forfeited assets held by the Cherokee County Sheriff's Office, along with an explanation of how funds were expended.

During the 2018 calendar year, our Asset Forfeiture Fund had a beginning balance of \$3,279.83. We ended the year with a balance of \$1,783.23 after expending \$1,783.23 on our Narcotic Detection K-9 Program.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D.M. Groves", written over a horizontal line.

David M. Groves
Sheriff, Cherokee County

RESOLUTION NO. _____

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS, CREATING THREE ADDITIONAL FIRE
DISTRICTS IN CHEROKEE COUNTY, KANSAS.**

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

WHEREAS, it is advisable in the public interest that fire districts be organized in certain unincorporated and township areas of Cherokee County, Kansas,

SECTION 1. GENERAL AUTHORITY. K.S.A. 19-101, *et. seq.*, and K.S.A. 19-212 authorize the Board of County Commissioners of Cherokee County, Kansas, to transact all County business and perform all powers of local legislation deemed appropriate, and to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate or administrative powers.

SECTION 2. PROJECT AND ADMINISTRATION. Pursuant to K.S.A. 19-3601, *et. seq.*, as amended, the Board of County Commissioners proposes to organize three additional (3) fire districts, numbered nine (9), eleven (11), and twelve (12), with each boundary defined by its identified township borders, and excluding the existing municipal boundaries of the following cities within the County that have established fire departments: Cherokee, Weir, Scammon, Columbus, Baxter Springs, Galena and West Mineral. The existing Fire District No. 1, County of Cherokee, Kansas (Lola Township), established by Resolution 6-2013, shall remain intact and be excluded from this proposal.

SECTION 3. SCOPE OF THE PROJECT. It is the intention of the Governing Body that the fire districts shall be established by township as follows:

- Fire District No. 12, County of Cherokee, Kansas, Lowell Township
- Fire District No. 11, County of Cherokee, Kansas, Shawnee Township
- Fire District No. 9, County of Cherokee, Kansas, Spring Valley Township

SECTION 4. SPECIFICATIONS. The attached County / township map depicts the proposed fire districts and is incorporated by reference herein.

SECTION 5. PUBLICATION. This Resolution shall be published in the County's

official newspaper of general circulation for three (3) consecutive weeks.

SECTION 6. NOTICE OF HEARING. Publication of this Resolution serves as **NOTICE OF PUBLIC HEARING.** A public hearing shall be conducted in consideration of this proposal to establish three (3) fire districts, Fire District #12 - Lowell Township; Fire District #11, Shawnee Township; Fire District #9, Spring Valley Township, by the Board of County Commissioners of Cherokee County, Kansas, on the 11th day of March, 2019, at 7:00 p.m., at the Cherokee County Courthouse, 110 W. Maple, District Courtroom, Columbus, Kansas.

SECTION 7. CONFLICT. That all resolutions, County policies or parts thereof in conflict herewith are hereby repealed insofar as they conflict herewith.

PASSED and APPROVED by the Board of County Commissioners of Cherokee County, Kansas, this ____ day of _____, 2019.

Cory Moates, Chairman
Cherokee County Commissioner

Neal Anderson
Cherokee County Commissioner

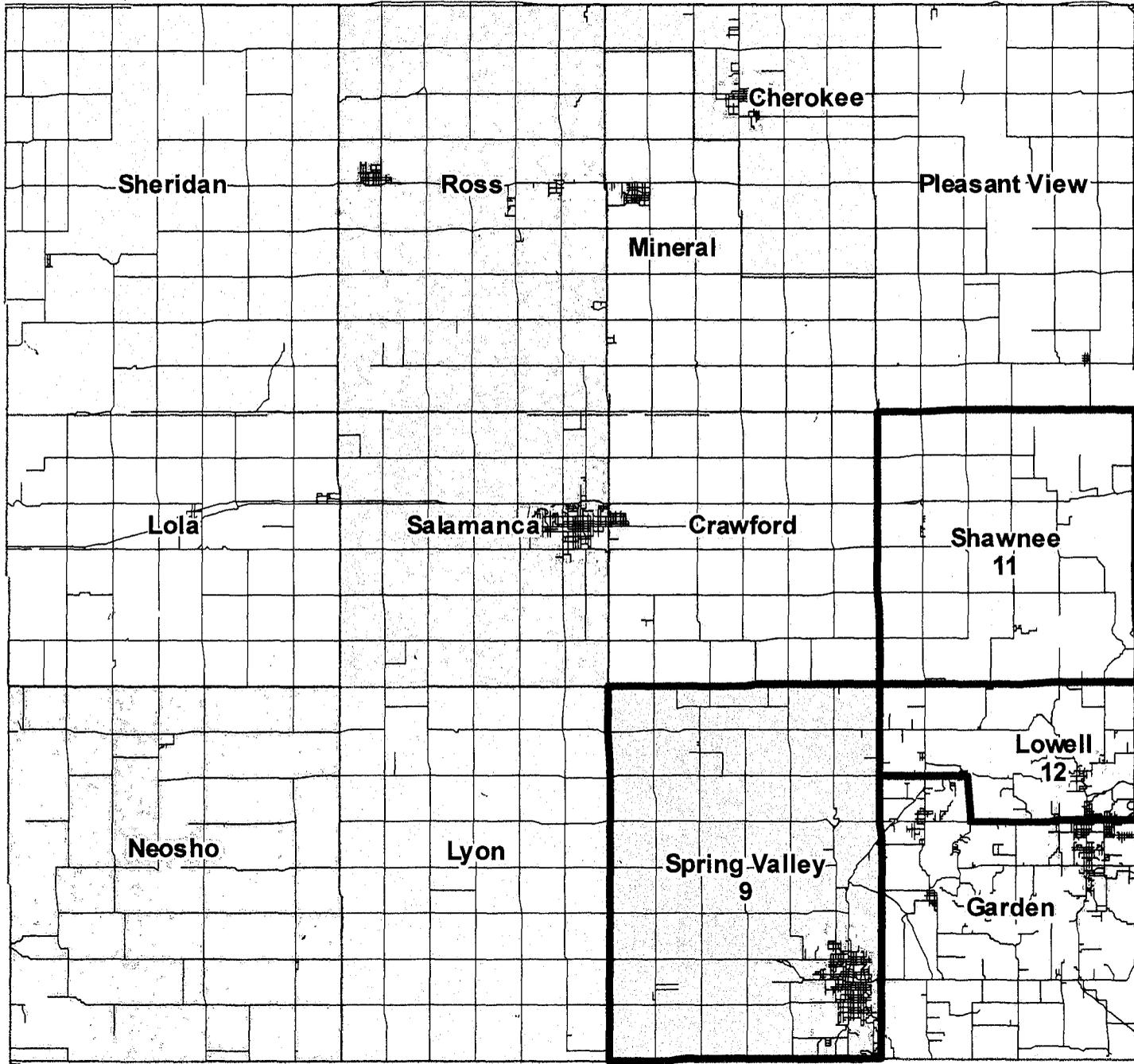
Myra Carlisle Frazier
Cherokee County Commissioner

ATTEST:

Rodney D. Edmondson, County Clerk

(Seal)

2019 Cherokee County Fire Districts Resolution



- Legend**
- Political Townships**
- Cherokee
 - Crawford
 - Garden
 - Lola
 - Lowell
 - Lyon
 - Mineral
 - Neosho
 - Pleasant View
 - Ross
 - Salamanca
 - Shawnee
 - Sheridan
 - Spring Valley
 - City Limits
 - Road Centerline (RB Edit Layer)