

BOARD OF COUNTY COMMISSIONERS

January 22, 2013

Goff Searl called the meeting of the Chautauqua County Board of Commissioners to order on Tuesday January 22, 2013 at 9:00 a.m. in the commission room of the courthouse. Commissioners Jack Carpenter and Danny Williams were present as was County Counselor Larry King. County Clerk Janice A. Fine was also present. Danny Williams gave prayer.

Joel Haden, Road & Bridge Supervisor gave his weekly work report. Bridge on road 25 and Junction is open and traffic is going over the new structure. Old structure will be removed at a later date. Barricades are up instead of guard rails. Several road bridges are in need of repair. Still hauling gravel for roads. He's hoping to have the pipe in place around the Landfill by week end. A survey company is working the power-line up north in the county and they want permission to dig the road. Some road markers are missing and Joel suggests we require road cuts and charge accordingly. Fracking continues in the Cedar Vale area preparing for oil drilling.

Linda Chase, Citizen: Talked with commissioners regarding the Sheriff's Department compliance on budget. Elected officials determine what departmental needs are. Commission continues to make appropriate requests for the Sheriff to take steps to live within his budget. Other citizens have raised concerns.

Kay Walker – South Central Council on Aging: Who appoints South Central Council on Aging Board of Directors? Commission appoints one individual. Annetta Kelley is County Director. The question is who did the county appoint to the board? Annetta Kelley believes she has that appointment. What's the process: Typically, someone comes in requesting to serve and the commission approves. County Clerk will research and bring information to the next meeting.

Kay Walker provided a resignation letter for Bellville Township treasurer. Danny Williams made a motion to accept Kay Walker's resignation from Belleville Township Treasurer and Jack Carpenter seconded the motion. Motion carried 3-0. Kay receives bank statements for Bellville Township and wants to discontinue receiving them. After reviewing the last election the Treasurer for Bellville is Pat Carter and the Trustee is Virginia Bean. All documentation should be given to them.

Laura Beeson, Register of Deeds: Requested an updated pay plan. No action was taken.

Audit discussion: Rodney – 2011 Audit results. Funds were found from the 2011 tax roll that have not been distributed. Funds from Pay under protest are to be held and when that process is completed should be distributed. There is \$170,000 in that tax roll that hasn't been distributed. \$120,000.00 of those funds belongs to the county. Auditor advises the county to hold those funds until year end. All funds owed to individuals or companies will be distributed.

There was a payment for rock prior to receiving the rock. They prepaid for next year rock and this isn't appropriate according to Uniform Code. Approved process is to issue a Purchase Order so that prior year funds can be used once the rock is received and an invoice produced to Chautauqua County.

Micro-Loan program: Both have been reduced to lawsuit. Walker has been complete for years and needs to be written off. Morgan Power-Sports is in the collection process. Larry would like to send Morgan Power-Sport for set-off.

Treasurer's Office: Bank is still not balanced. There will be an extra charge for the auditor to try and balance next year. When the state of Kansas direct-deposits funds the Treasurer doesn't always know what those funds are for so nothing is done with them. Treasurer is responsible for the Mineral deduction tax which should come out quarterly and it hasn't been distributed in the last 18 months. Several entities should receive these monies. Auditor's recommendations: ask that Amy receive more training to be of the best help to Lisa and citizens.

Budgets were reviewed as requested by auditor. Improvement would be to insert all appropriate budgeted funds in the system and run that revenue report monthly. County Clerk was shown where that report resides.

911 can place new signs using their tax funds they receive but not replace signs.

Particular policies need to be created: Employee travel, Personal purchases from county vendors, personal use of county vehicles. County Clerk has been charged with policy development.

Jail Building is complete and any monies left in that account once all bills are paid goes back to the bond. Once you have enough money to pay off, you move it to a trust, and the trust pays it off on time.

Contract for next year, Schlotterbeck and Burns: \$14,150.00 is the contract price which includes an increase of \$350.00 over last year. Budget preparation contract for next year is \$1,200.00. Danny Williams made a motion to approve both contracts with Schotterbeck and Burns in the amount of \$15,350.00. Jack Carpenter seconded the motion. Motion carried 3-0.

There was discussion regarding how the county can stay within budgets. There was discussion on how we can avoid raising taxes to pay for the no fund warrant we received in the amount of \$267,000.00 borrowed over a 5 year plan.

Audit discussion concluded.

Danny Williams made a motion to go into executive session at 10:50 a.m. for 10 minutes with Larry King, County Counselor to discuss attorney/client privilege. Jack Carpenter seconded the motion. Motion carried 3-0.

Regular session resumed at 11:00 a.m.

Julie Bays came before the commission requesting that Chautauqua County pay the balance owing on her medical claim. \$450.00 is the amount in dispute with \$300.00 to the ambulance and \$150.00 for the radiology service. Her insurance has paid all they can and the deductible/co-pay is what remains. General rule for in-custody individual is if the injury occurs in-custody the county is liable. If the harmed individual has insurance, general rule of law is at that point the county is not responsible. KCAMP has the same rule and Larry King contacted them this morning. Attorney General letter stated they had no grounds to continue. Final resolution between Chautauqua County and Sheriff's office would be to reimburse for current outstanding costs. Julie Bays found this solution acceptable and will provide Chautauqua County Commissioners with a letter stating her acceptance. Jack Carpenter made a motion to reimburse Julie Bays \$450.00 and Danny Williams seconded the motion. Motion carried 3-0.

Commissioners requested the County Clerk to invite the Sheriff to attend the next meeting. Provide him with topics of discussion. We need to begin the process of respectful dialog.

County/City contributes to Unemployment funding pool. That pool remains until a claim has been filed. County Clerk is charged with researching this matter.

Danny made a motion to approve the minutes for January 15, 2013 with one correction. Jack seconded the motion. Motion carried 3-0.

Commissioners reviewed Mid-Month Totals for Warrant Funds. They were approved as follows:

General Fund:	\$ 61,934.91
Appraiser	\$ 2,632.49
Election	\$ 1,144.00
Employee Benefit	\$ 46,906.11
Health	\$ 2,542.63
Noxious Weed	\$ 361.84
Road & Bridge	\$ 7,655.75
Juvenile Detention	\$ 1,122.00
Solid Waste	\$ 7,523.12
County 911	\$ 992.65
<u>Vin Fees to State</u>	<u>\$ 48.00</u>
Total All Funds	\$132,863.50

Danny made a motion to adjourn at 11:50 a.m. Jack Carpenter seconded the motion. Motion carried 3-0.

Goff Searl, First District Commissioner, Chairman

Danny D. Williams, Second District Commissioner

Jack Carpenter, Third District Commissioner

ATTEST:

Janice A. Fine, County Clerk