

# **BOARD OF COUNTY COMMISSIONERS**

March 12, 2013

Jack Carpenter called the meeting of the Chautauqua County Board of Commissioners to order on Tuesday March 12, 2013 at 8:32 a.m. in the commission room of the courthouse. Commissioners Goff Searl and Danny Williams were present as was County Counselor Larry King. County Clerk Janice A. Fine was also present. Danny Williams gave prayer. Susan Shaff and Tim Nordell joined the meeting as observers.

Joel Haden, Road & Bridge Supervisor gave his weekly work report. Staff have hauled rock at Kansas and Rd 31 through the headquarters of Ferguson Ranch. Staff continues to haul rock at Rd 2 and Quivira Rd and Saddle and Rd 30. Rock is being spread on Marshall and Rd 14 going west. The Landfill Rd/Heritage Rd culvert is complete. Working issues at the Davis Ranch Rd fixing the hole in the road (Independence shortcut and Lariat). The Belknap School has been knocked down. Staff is working road repairs at Rd 11 and Marshall. Staff is working the right away for Bruce Hinkle, Indian and Rd 30 to the east. The North side trees have been removed. Joel is in process contacting owners to begin tree removal on the south side. Staff continues working the low water area around the Hinkle place. Concrete may be needed as well as ditch work. The City of Chautauqua has a guard rail that needs replaced, south of the church. Staff has completed cleaning out the culvert at Marshall and Rd 14. The City of Peru, city office, has requested grading of city streets. The city must pay wages for our graders and the work would be done after hours. All lines will need to be located and identified before graders will do the work. Joel advised the commission that there's a bicycle rally this weekend through our county, 80 miles in total. There has been discussion regarding a bridge in need of repair South of Indian and Rd 3. That bridge belongs to Cedar Vale not Chautauqua County.

Wayne Gudmonson with KDOT met with commissioners. He's still working and wanted to let commissioners know he is here to assist at least through July 1, 2013. Commissioners remarked that not having shoulders on the road continues to be an issue. KDOT plans to resurface highways north and south of Sedan.

Rodger Green met with commissioners. An estimate for a new efficient procedure for the heating and a/c unit is being put together and Rodger will bring that estimate to commissioners as soon as it is received. A lower estimate is expected as a result of identifying a different location for the equipment to be installed.

Danny Williams made a motion to accept the minutes of March 5, 2013. Goff Searl seconded the motion. Motion carried 3-0.

The Landfill contract was discussed among commissioners.

Chautauqua County has received requests for funding for county events to be paid from the Economic Development budget. Tim Nordell voiced that he is against his tax dollars being spent in this manner. Consideration of this budget will be reviewed during the next budget process.

Sheriff Perry Russell and Undersheriff Nick Reed met with commissioners. Conceal Carry class information was provided to commissioners. This class is for employees only and the public classes presented are advertised to the public.

The K-9 dog was a huge success on two large drug busts recently.

Commissioner asked to discuss overage of annual budget. It's important to remain in budget and to discuss ideas to save to remain below budget. Sheriff believes they are on track or a bit below. The 19% does not take in into account the amount of insurance \$7,585 which is a one-time amount paid out of the sheriff and jail budgets. Dispatch is below the average. The first pay period of the year also reflects 5 holidays for the year which is a burden when looking at the budget. If nothing out of the ordinary happens the sheriff's budget looks good. Jail reimbursements should reflect an additional \$4,000 on the next month's ledger. Those funds go into the general fund but will show on the Jail reimbursement.

Commission asked about the process when items are seized during an arrest for evidence. Confiscated items have to go through a process before a sale can be set.

Linda Kline, Solid Waste Manager, joined the meeting. She provided her monthly report. It was a good month. Commission asked how many waste trucks we had and Linda indicated there are three. They briefly discussed the landfill contract and Cowley County's tipping fees with Linda.

Danny made a motion to adopt the job description created for the County Aging Director. Goff seconded the motion. Motion carried 3-0.

Danny Williams made a motion to provide funding for Spring Fling, Chautauqua Hills Blues Festival, Yellow Brick Road Festival and the Dead End Rally at \$250.00 each for 2013. Jack Carpenter seconded the motion. Motion carried 2-0 with Goff Searl not voting.

Karen Spencer, Appraiser, met with commissioners. They received a list for the tax sale and would like to add the spreadsheet on their website with a disclaimer. Many other counties provide this public information on their sites. The intent is to create a link on their website page so the public can click on that link to obtain more information regarding a particular parcel. Photographs are going to be added to that link. This also gives an easy option to remove properties if the tax is paid prior to the sale. The commission and county counselor approved the Appraiser adding these documents to the website.

Jerry Walker and Molly Crossland met with commissioners. Molly had received notification that her recently acquired property located in Cedar Vale has been identified for the tax sale as delinquent taxes exist for 2006 on that property. Ownership has transferred several times since 2006 and each new owner has never

been notified of back taxes owing with the exception of Ed Snyder who paid back taxes for all prior years owing per Chautauqua County Treasurers Office at the time. However, the Treasurer states that tax is owing on this property from 2006. Larry did participate in the deed work for the sale from Mike Burns to Ed Snyder but not for the sale from Ed Snyder to Jerry Walker. Jerry Walker questioned why this property was not identified on the tax sale last year. Per Larry King, County Counselor, only a percentage of properties identified as owing back taxes were included in the tax sale last year as Chautauqua County did not have the funds to pursue all property owners owing back taxes. Larry King also stated there's no statute of limitations to collect taxes owing. Current owner of the real estate is responsible for the tax but the agreement between owner and purchaser may have an impact. Jerry will meet with Ed Snyder and go to his attorney to review paperwork for the owner/responsible party for paying 2006 taxes.

Larry Sharp, KCAMP, met with commissioners. Commission asked if coverage of a K-9, who is a county employee, with a tooth problem costing @ \$2,000.00 would be covered on our KCAMP policy. Larry Sharp doesn't believe KCAMP will cover any of these issues. Larry Sharp wanted specifically to discuss the Risk Avoidance Grant and identify possible usage of that funding. He provided an application for the grant. Franklin County used the grant for push bars for patrol cars. Sign making materials have been purchased with these funds. Funds could be used for training on county liabilities. Commissioners discussed having someone to speak at our district meeting regarding liability for the commissioner's portion meeting. Commission will contact KCAMP and request a speaker for the October 17<sup>th</sup> district meeting to be held in Chautauqua County.

Larry Sharp stated there's no regulation that you must have 911 signs. But if you have 911 signs they must meet specifications and be replaced as instructed. Signs that show weight limits for bridges, as well as stop, yield and speed limit signs can be replaced using the fund grants as well. The application needs to be submitted and we must encumber the costs before we can be repaid.

Commission requested to invite Joel Haden and Jim Duncan to the next meeting to discuss the grant application process and determine appropriate usage.

Larry Sharp advised the commission that KCAMP premium costs have decreased over the past few years.

Larry provided a list of available classes for employees, like defensive driving, to the commissioners. KCAMP provided a class here in Chautauqua County for employees last year.

KCAMP can file for reimbursement of any KDOT approved class. Road and Bridge employees will be attending class soon. \$50.00 reimbursement per individual is all they will reimburse and it is believed that registration is the reimbursable portion of training.

Lisa Hudson, Treasurer and Amy Goode, Deputy Treasurer joined the meeting to discuss tax sale information for Jerry Walker/Molly Crossland. A clerical issue is

responsible for taxes not showing as delinquent for 2006. Taxes are owed for 2006. Ed Snyder did pay taxes for 2007, 2008 and 2009. A fairness issue needs to be clarified. Larry King will do some research and determine what his next steps will be.

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

General Fund:	\$ 9,090.84
Equipment Reserve (Appraiser)	\$ 3,000.00
Appraiser	\$ 1,767.57
Election	\$ 590.71
Health	\$ 474.27
Noxious Weed	\$ 47.99
Road & Bridge	\$10,773.15
Solid Waste	\$ 5,087.94
County 911	\$ 703.00
Unreimbursed Medical	\$ 627.15
Total All Funds	\$ 32,162.62

Danny Williams made a motion to adjourn the meeting 11:46 a.m. Goff Searl seconded the motion. Motion carried 3-0.

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Goff Searl, First District Commissioner

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Danny D. Williams, Second District Commissioner

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Jack Carpenter, Third District Commissioner, Chairman

ATTEST:

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Janice A. Fine, County Clerk