

MINUTES FOR DECEMBER 2, 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 2, 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, Machel Smith

A motion was made by Commissioner Napier to approve the Minutes of the November 25, 2013 BOCC Meeting as written. The motion was seconded by Commissioner Collins. The motion carried 3-0 with all voting yes.

Trish Carroll, Janet Miller - Economic Development

They appeared before the Board with cost estimates for office space rental and some basic items needed to get the office up and running. The office space is owned by Laura Greene and comes with some furniture already provided. The office will lease for \$600 per month plus utilities.

A motion was made by Commissioner Collins to approve the expenses as presented by Janet Miller, Executive Director for Economic Development, and Trish Carroll. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes.

A motion was made by Commissioner Collins for an Executive Session with the Board for a period of 15 minutes for the purpose of Non/Elected Personnel. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 9:40 AM.

The meeting reconvened at 9:55 AM.

Commissioner Hilderbrand stated that Cecil Brown, the Noxious Weeds Director, will be retiring at the end of the year. The Board has agreed to hire someone at \$10 per hour to train with him before he leaves.

Department Heads - Monthly Reports

They met with the Board for their routine monthly meeting with the following Department Heads present: Barbara Bilke, Register of Deeds; Betha Elliott, Health Department; Cecil Brown, Noxious Weeds; David Groves, Sheriff; Jason Allison, Emergency Preparedness; Juanita Hodgson, Treasurer; Ralph Houser, Maintenance; Rodney Edmondson, Clerk; Wayne Elliott, 911 Addressing & Mapping.

Barbara Bilke: Reported that the Mortgage Tax issue will be a topic that the Kansas Legislature is considering for 2014. If repealed, it would be a loss of revenue of about \$150,000 for Cherokee County.

Betha Elliott: She reported that flu vaccine is still available. Approximately 1,100 vaccinations have been given so far.

Cecil Brown: He reported that the sprayer has been winterized and he is working on paperwork.

David Groves: He reported that there have been 45 car/deer accidents in the past few weeks. They have worked three fatality accidents in the county in the past two weeks.

Jason Allison: He reported that the e-Civis grant website is working well. They have pulled two or three grants to look at.

Juanita Hodgson: She reported that her department will be going to Commercial Vehicle Training this week and next week in Topeka and Wichita. Concerning the Drivers Exam Station, the State wants space for two people and her space isn't big enough, so Baxter Springs is staying open but they are looking to relocate to another location where they can operate with two people. She informed the Board of her need to replace four Windows XP computers. The Board was okay with the purchase and asked her to bring them the paperwork to sign.

Ralph Houser: He reported that they are working on plaster repair around the new windows.

Rod Edmondson: He informed all Departments that it's time to prepare inventories. He reminded everyone that the employee portion of the KPERS withholding will increase from 4% to 5% on January 1, 2014. The Walmart Gift Cards that were approved last Monday were handed out with payroll last week.

Wayne Elliott: He reported that they issued five new addresses last month and collected \$180.50 for maps.

Susan Galemore - SEK Regional Planning Commission, NSP Grant Closeout Public Hearing

She appeared before the Board for the purpose of holding the Public Hearing for the closeout of the Neighborhood Stabilization Program that was received in 2009. She reported that it is 100% finished and this is the final action needed. A total of \$197,959.25 was awarded to Cherokee County to purchase foreclosed properties for the purpose of rehabilitating them and to sell them to qualified buyers. One home was purchased in Columbus, and one in Galena. All proceeds from the sales went to the State of Kansas. All but \$289.07 was used and that balance will be returned to the State.

The Public Hearing was opened by Chairman Hilderbrand at 11:03 AM for comments from the public.

The Public Hearing was closed at 11:07 AM by Chairman Hilderbrand.

A motion was made by Commissioner Napier to sign the Grantee's/Contractor's Agreement Release Form for 09-NSP-002. The motion was seconded by Commissioner Collins. The motion carried 3-0 with all voting yes. Chairman Hilderbrand signed two copies of the agreement. Susan Galemore took one and the County kept one for their records.

Kevin Cure – County Counselor

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

He provided a draft Solicitors Resolution for the Board to review and consider for next Monday.

The Appraiser's Team Consultant Contract is for services that are required by the state and sees no problem with its approval. Chairman Hilderbrand signed the Agreement for Services.

There will be a Public Hearing set for December 16, 2013 at 11:45 AM concerning the sale of county owned property in Galena.

A motion was made by Commissioner Collins for an Executive Session with the Board and Mr. Cure for a period of five minutes for the purpose of Attorney/Client Privilege. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 11:52 AM.

The meeting reconvened at 11:59 AM.

A motion was made by Commissioner Collins for an Executive Session with the Board and Mr. Cure for a period of five minutes for the purpose of Attorney/Client Privilege. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all voting yes at 11:59 AM.

The meeting reconvened at 12:04 PM.

No action taken as a result of the Executive Session.

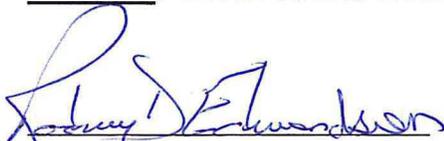
A motion was made by Commissioner Hilderbrand to recess for lunch until 1:15 PM. The motion was seconded by Commissioner Napier. The motion carried 3-0 at 12:05 PM.

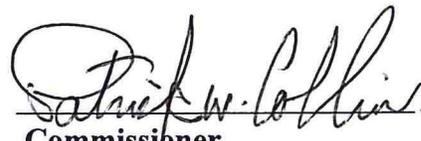
The meeting reconvened at 1:15 PM.

The Board signed the purchase order for four Dell Optiplex workstations with Office 2013 at a total cost of \$4,071.96 for the Treasurer's Department and one for the Commission/Road & Bridge Secretary at a cost of \$1,017.99.

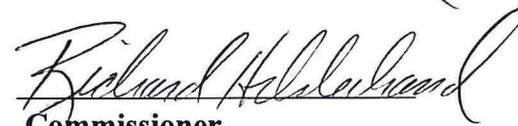
Commissioner Hilderbrand made a motion to adjourn until the next regularly scheduled meeting set for December 9, 2013 at 9:00 AM. The motion was seconded by Commissioner Napier. The motion carried 3-0 with all in attendance voting yes at 1:32 PM.

ATTEST: Resolved and ordered this day, December 9, 2013


Cherokee County Clerk


Commissioner


Commissioner


Commissioner

GRANTEE'S/CONTRACTOR'S RELEASE FORM

1 Pursuant to the terms on Grant Agreement Number 09-NSP-002 and in consideration of
2 the sum of One Hundred Ninety Seven thousand, six hundred seventy dollars and 18 cents
3 (\$197,670.18) which has been
4 or is to be paid under the said contract to Cherokee County,
5 grantee upon payment of the said sum by the State of Kansas, Department of Commerce, hereinafter
6 called the grantor, does remise, release, and discharge the grantor, its officers, agents and employees
7 of and from all liabilities, obligations, claims, and demands whatsoever under or arising from the
8 said contract.

8 IN WITNESS WHEREOF, this release has been executed this 2nd day of
9 December, 2013.

10 Signature of Authorized Elected Official: Richard Hildebrand
11 Typed Name and Title: Richard Hildebrand

12 ATTEST AND SEAL
13 [Signature]
Cherokee County Clerk

CERTIFICATE OF COMPLETION

A. Name of Grant Recipient Cherokee County	B. Grant Agreement Number 09-NSP-002
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C. Final Statement of Cost

Program Activity Categories	To Be Completed By The Recipient			To Be Completed By CDBG
	Paid Costs (a)	Local Unpaid Costs (b)	Total Costs (c)	Approved Total Costs
1. Purchase	48,509.25	0	48,509.25	
2. Rehabilitate	136,292.13	0	136,292.13	
3. Administration	12,868.80	0	12,868.80	
4.				
5.				
6.				
7.				
8.				
9. Total Program Costs	197,670.18	0	197,670.18	
10. Less Other Funds Applied	0	0	0	
11. CDBG Grant Amount Applied	197,670.18	0	197,670.18	

D. Computation of Grant Balance

	To Be Completed By The Recipient	To Be Completed By CDBG
12. Total Amount Applied (Line 11a)	197,670.18	
13. Estimated for Unsettled Third-Party Claims	0	
14. Subtotal (Line 11c)	197,670.18	
15. Grant Amount Per Agreement (from contract)	197,959.25	
16. Unutilized Grant to be Canceled (Line 15 less Line 14)	289.07	
17. Grant Funds Received	197,670.18	
18. Balance of Grant Payable (Refundable) (Line 14 less Line 17)*	0	

* If Line 17 exceeds Line 14, enter excess as a negative amount. This amount shall be repaid to the Department by check.

CERTIFICATE OF COMPLETION - PAGE 2

E. Unpaid Costs and Unsettled Third-Party Claims (Local Only)

List amounts and describe circumstances

Check if continued on additional sheet and attach

F. Remarks

Check if continued on additional sheet and attach

G. Certification of Recipient

It is hereby certified that all activities undertaken by the recipient with funds provided under the Grant Agreement identified as Item B above have, to the best of my knowledge, been carried out in accordance with the Grant Agreement; that proper provision had been made by the recipient for payment of all unpaid costs and unsettled third-party claims identified in Item E above; that the Department, the State of Kansas, and the United States of America are under no obligation to make any further payment to the recipient under the Grant Agreement in excess of the amount identified on Line 18 above; and that every statement and amount set forth in this instrument is, to the best of my knowledge, true and correct as of this date.

12-2-2013
Date

Richard Hildebrand
Signature of Chief Elected Official

Richard Hildebrand
Typed Name and Title

H. Department Approval

This Certificate of Completion is hereby approved. Therefore, I authorize cancellation of the unutilized contract agreement and related funds reservation and obligations _____ (line 16 above).

Date

Signature for CDBG Program

Typed Name

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12-2-2013 Richard Hildebrand Richard Hildebrand
Date Signature of Chief Elected Official Typed Name and Title

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Date Signature for CDBG Program Typed Name