

MINUTES FOR APRIL 13, 2015
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 April 13, 2015 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, Machel Smith, Jordan Zabel

The Board of County Commissioners convened at 9:00 AM as the Board of Canvassers for the purpose of canvassing the General Election that was held on Tuesday, April 7, 2015. Appearing from the County Clerk/Election Office was County Election Officer Rodney Edmondson, Deputy Clerk Paula Cheney, and Susan Jones for the purpose of taking the minutes. County Attorney Nathan Coleman was also present.

Edmondson and Cheney presented 54 provisional ballots for consideration to the Board of Canvassers. 45 ballots were recommended to be accepted, while 9 ballots were recommended to be rejected. After review by the Board of Canvassers, 45 ballots were accepted and 9 ballots were rejected by the Board.

Election Day Provisionals:

A motion was made by Hilderbrand, seconded by Collins to accept three ballots and to reject two ballots from Columbus City. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Napier to accept four ballots from the County Extension Office. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Collins to accept 15 ballots and to reject one ballot from Galena City. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Napier to accept five ballots and to reject three ballots from Galena Senior Citizens Building. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Napier to accept nine ballots from House of Prayer in Riverton. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Collins to accept one ballot from Scammon. Motion carried 3-0.

A motion was made by Hilderbrand, seconded by Napier to accept three ballots from Weir. The motion carried 3-0.

Early Voter Provisionals:

A motion was made by Hilderbrand, seconded by Collins to accept one ballot from Baxter Springs. The motion carried 3-0.

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A motion was made by Hilderbrand, seconded by Napier to accept two ballots and to reject one ballot from Columbus City. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Napier to accept one ballot from the County Extension Office. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Collins to reject one ballot from Galena City. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Collins to reject one ballot from House of Prayer in Riverton. The motion carried 3-0.

A motion was made by Hilderbrand, seconded by Collins to accept one ballot from Scammon. The motion carried 3-0.

At 9:20 AM the Board convened in the Office of the County Clerk/Election Officer to run the accepted provisional ballots through the M100 ballot tabulation machines for counting. The Special Board consisting of Supervising Judge Shannon Perry, Mamie Houser, Geneva Grubbs, and Marcia Trease opened the sealed provisional ballot envelopes, removed the ballots, and inserted them into the M100 for tabulation. The results were added to the final totals.

At 9:52 AM the Board reconvened in the Commission Room to review the final election results as presented by Edmondson and Cheney.

Edmondson informed the Board that on Election Day at approximately 5:45 PM, he was notified by the Supervising Judge at the Columbus City poll site of a potential error in distributing ballots to voters. It was suspected that about 10 Ward 4 ballots were handed to voters in error. Edmondson stated that they have reviewed all of the ballot counts and poll book counts and have determined that 89 Ward 4 voters checked in but 99 Ward 4 ballots were counted. Ward 1 was not affected, their ballot and check-in counts match exactly at 84.

Mr. Coleman gave a statement and recommendations to the Board concerning the potential error.

Edmondson stated to the Board that the results were a true and accurate account of the ballot count and vote totals in the General Election held on April 7, 2015.

Edmondson also read a list of the write-in winners in contests without a candidate on the ballot.

A motion was made by Commissioner Hilderbrand to certify the April 7th Election. The motion was seconded by Commissioner Napier. The motion carried 3-0.

The Board concluded canvassing at 10:07 AM.

The Board reconvened as the Board of County Commissioners at 10:07 AM.

A motion was made by Commissioner Collins to approve the Minutes of the April 6, 2015 BOCC Meeting as written. The motion was seconded by Commissioner Napier. The motion carried 3-0.

A motion was made by Commissioner Napier to approve the Mid-Month Accounts Payables for April, 2015. The motion was seconded by Commissioner Collins. The motion carried 3-0.

Treasurer Juanita Hodgson reported to the Board that her office had received a counterfeit \$100 bill. It has been turned over to the Sheriff's Department for investigation.

A motion was made by Commissioner Hilderbrand to enter an Executive Session with the Board and County Attorney Nathan Coleman for a period of 10 minutes for the purpose of Attorney/Client Privilege. The motion was seconded by Commissioner Napier. The motion carried 3-0 at 11:44 AM.

The meeting reconvened at 11:54 AM.

A motion was made by Commissioner Collins to enter an Executive Session with the Board and County Attorney Nathan Coleman for a period of five minutes for the purpose of Attorney/Client Privilege. The motion was seconded by Commissioner Hilderbrand. The motion carried 3-0 at 11:55 AM.

The meeting reconvened at 12:00 PM.

No action was taken during the Executive Session.

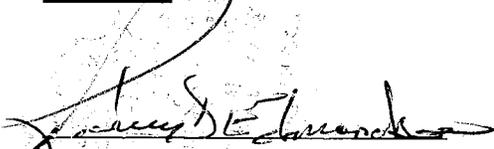
The Board discussed the issue brought before the Board recently concerning the taxes owed by Paul Adams for property purchased by him at the Tax Foreclosure Sale held last October. Commissioner Collins stated that Mr. Adams was not clear on the fact of paying taxes for the entire year.

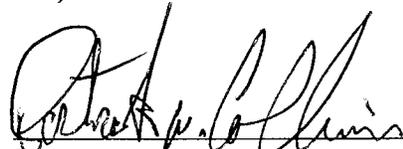
A motion was made by Commissioner Collins to abate the taxes due on the property from January 1, 2014 to October 10, 2014, the date of the sale for Paul Adams for property purchased at the last tax sale. The motion was seconded by Commissioner Napier. Commissioner Hilderbrand stated that he understood that a packet was given to everyone at the time of registering to bid that stated what would be owed. The motion carried 2-1 with Commissioner Hilderbrand voting no.

The Board asked Clerk Edmondson to remind them before the next tax sale to have everyone read and sign a form before the sale.

Commissioner Collins made a motion to adjourn until the next regularly scheduled meeting set for April 20, 2015 at 9:00 AM. The motion was seconded by Commissioner Collins. The motion carried 3-0 with all voting yes at 12:08 PM.

ATTEST: Resolved and ordered this day, April 20th, 2015


Cherokee County Clerk


Commissioner


Commissioner

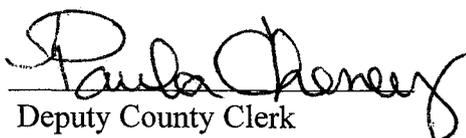

Commissioner

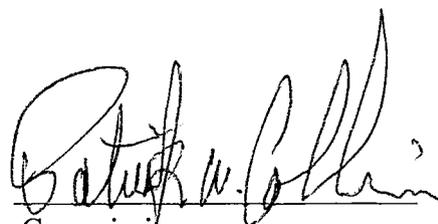
Upon a motion by Commissioner Hilderbrand, with a second by Commissioner Napier, and a vote of the full membership of the Board of County Commissioners of Cherokee County, Kansas, thereon of 3 in approval and 0 opposed, the results of the City/School General Election on April 7, 2015 are certified as accurate and true after the canvassing of the results. The Board of Cherokee County Commissioners consisted of Commissioners Charles Napier, Pat Collins, and Richard Hilderbrand, and under the consultation with Counsel Nathan Coleman, determined that 54 Provisional Ballots were deemed reviewed. The final results were; of the provisional's, 45 ballots accepted and 9 ballots were rejected.

The accepted provisional ballots by the Canvassing Board were added to the vote count in their respective precincts in Cherokee County by Cherokee County Election Officer, Rodney D. Edmondson, on April 13, 2015. The document containing the final results was then submitted to the Commission on Monday, April 13, 2015 for signatures by the Cherokee County Board of County Commissioners, and Counsel Nathan Coleman.

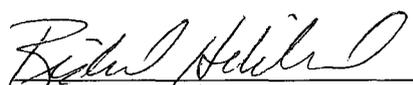
ATTEST:


Cherokee County Clerk
and Election Officer


Deputy County Clerk


Commissioner


Commissioner


Commissioner

County Counselor


County Attorney

04/13/2015
Date

Cherokee County Board of County Commissioners

Public Attendance Log: April 13, 2015

| Printed Name | Phone Number | Address | Company or Organization |
|-----------------|-------------------------|-----------------------------|-------------------------|
| Jim Tunnell | 620-848-9852 | 4236 SE 51st Dr Galena, KS | |
| Geneva Grubbs | 620-429-2494 | 1911 E Maple Columbus, KS | |
| Gail Houser | 620-429-3031 | 808 W Elm Columbus, KS | |
| Mamie Houser | 620 204 0104 | 499 SE Greenlawn Rd Baxter | |
| Shannon Perry | 620-762-6416 | 225 Sunset Ave Columbus, KS | |
| Marcia Trease | 620-249-4753 | 1514 Washington Baxter | |
| Jerry Messer | 674-1550 | | |
| MARION MORGAN | 674-2200 | 525 N. Sunset, Columbus | |
| Raymond Duffitt | 597-2961 | | |
| Lee Drennon | 389-2347 | 9255 S.E. Wyandotte, Galena | |
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