

**MINUTES FOR OCTOBER 5, 2018**  
**BOARD OF CHEROKEE COUNTY COMMISSIONERS**  
**CHEROKEE COUNTY, KANSAS**

**CONVENE**

Chairman Cory Moates called the regular session of the Cherokee County Board of Commissioners (The Board), to order at 9:00 a.m. on Friday, October 5, 2018 in the Commission Room, #109 of the Cherokee County Courthouse located at 110 W Maple St., Columbus, Kansas. Commissioner Neal Anderson 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

A motion was made by Commissioner Moates to approve the Minutes of the October 1, 2018 BOCC meeting as written. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

A motion was made by Commissioner Collins to approve the payroll for the period ending September 28, 2018. 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 October 3, 2018. The motion was seconded by Commissioner Collins. The motion carried 3-0.

Counselor Wright presented the resolution for the condemnation of a structure at 704 SE Highway Alternate 69 for a second read by the Board.

A motion was made by Commissioner Moates to approve Resolution 23-2018 regarding the condemnation of a property located at 704 SE Highway Alternate 69. The motion was seconded by Commissioner Collins. The motion carried 3-0.

A motion was made by Commissioner Moates to publish the list of delinquent sewer customers in the county newspaper. The motion was seconded by Commissioner Collins. The motion carried 3-0.

Raven Elmore, County Treasurer, reported that she spoke with Representative Houser regarding the problem with DMV and the issuing of drivers licenses. Raven stated that after Mr. Houser spoke with someone at DMV, she received an email from DMV asking what needs to be done to assist Cherokee County.

The Board approved a line item expense budget for 2019 for the Road & Bridge Department.

The Board discussed the current expense report for the Road & Bridge Department. Commissioner Moates voiced concern that the Road & Bridge Department is going to be over budget for 2018.

Commissioner Moates made a motion to set spending limits on Road & Bridge Department Heads, with expenses above a certain limit needing Chairman or Board approval.

The Board discussed options with Counselor Wright on policies to control spending and ways of planning future expenses.

After discussions, Commissioner Moates withdrew his Motion.

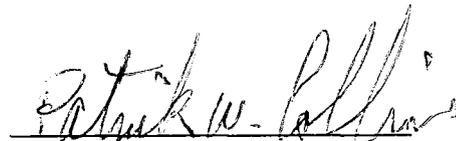
Commissioner Anderson made a motion to adjourn until the next regular meeting set for Friday, October 12, 2018 at 9:00 a.m. The motion was seconded by Commissioner Collins. The motion carried 3-0 at 9:48 a.m.

**ATTEST: Resolved and ordered this 12<sup>th</sup> day of October, 2018**

  
Cherokee County Clerk

  
Commissioner

  
Commissioner

  
Commissioner

The Following Sewer District 1 & 2 Customers are delinquent.  
 Bills have been certified as specials and assessed to the real-estate;

Paul Rogers	\$569.67	Dustin Piercefield	\$742.47
Jack Van Auker	\$908.85	Robert Ward	\$588.07
Dennis Florence	\$588.07	Elizabeth Bradshaw	\$533.07
John Carey	\$327.93	Tom Edward	\$588.07
Thomas Jump	\$438.28	Paul Wheeler	\$206.10
Jeremy Van Auker	\$588.07	Jessie Simpson	\$438.28
Melanie Kloeckener	\$674.38	Rick Florke	\$373.44
Dany Pennock	\$464.20	Jerry Mitchell	\$175.52
Forrest Nelson	\$588.07	Holland Ellis	\$127.63
Melissa Wesley	\$267.48	Charles Goff	\$588.07
Elijah Ireland	\$588.07	Donnie Nulsen	\$536.21
Dean Walker	\$588.07	Tim Jenkins	\$588.07
Riverton Quick Stop	\$1,034.21	Perry Ogle	\$334.77
John Carey	\$559.39	Gail Truster	\$588.07
Elsie Tyler	\$588.07	Andrea Lansford	\$588.07
Heather Watkins	\$588.07	Sharon McCoy	\$588.07
Sherrie Barnes	\$873.75	Aaron Channel	\$588.07
Walter Wilson	\$212.18	Margaret Tripp	\$252.27
Andrew Upton	\$588.07	Jeanie Thompson	\$873.75
Larry & Lori North	\$141.46	Brandon & Danae Randol	\$167.89
Laticia Reppart	\$588.07	Five Mile Childrens Foundation	\$769.32
Paul Caraway	\$431.81	John Carey	\$212.18
Arnold Nielsen	\$588.07	Jenn Kemm	\$873.75
Stacey Brewer	\$424.18	James Thomason	\$588.07
Rodney Schachtner	\$167.89	Barbara Gaskins	\$588.07
Brett Wagner	\$588.07	Jason Bolt	\$314.49
Jeff Strickland	\$260.90	Stephanie Neal	\$513.04
Daryl Turley	\$588.07	Carol Gandy	\$588.07
Jerry & Lacey Wald	\$588.07	Vendee Mortgage Trust	\$588.07

RESOLUTION NO. 23-2018

**A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 704 SE HIGHWAY ALTERNATE 69, CRESTLINE, CHEROKEE COUNTY, KANSAS, CONSISTING OF ORIGINAL PLAT CRESTLINE, SHAWNEE TWP, BLOCK 4, LOT 4, S/2 LOT 3 AND VAC 4TH ST BETWEEN BLKS 4 & 5 IS UNSAFE AND DANGEROUS, AND DIRECTING THAT THE STRUCTURE AND DEBRIS BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.**

**WHEREAS, the Enforcing Officer of Cherokee County, Kansas, did on the 30<sup>th</sup> day of July, 2018, file with the Governing Body, the Board of County Commissioners of Cherokee County, Kansas, a statement in writing that a certain single-story residential structure, described above, was dilapidated, unsafe and dangerous and, with the surrounding brush and debris, create a blight upon the neighborhood; and,**

**WHEREAS, by its Resolution No. 18-2018, the Governing Body established the time and place of a hearing at which the owners, his or her agent, and lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered demolished, and provided for giving notice thereof as provided by law; said hearing was scheduled for September 24, 2018, 10:00 a.m., and,**

**WHEREAS, Resolution No. 18-2018 was published in the official County newspaper on the 17<sup>th</sup> day of August, 2018, and on the 24<sup>th</sup> day of August, 2018, and a copy of said Resolution was served upon all persons entitled thereto as provided by law; and,**

**WHEREAS, on the 24<sup>th</sup> day of September, 2018, the Governing Body did conduct the hearing and took evidence from the following: the property owners, Paul Cupp and Mary Cupp. The property owners stipulated to the demolition of the structure and removal of brush and debris. The property owners further stipulated that they would remove certain property or materials from the structure within thirty (30) days, and no later than October 24, 2018.**

**NOW, THEREFORE, ON THIS 24<sup>th</sup> DAY OF SEPTEMBER, 2018, BE IT RESOLVED BY THE GOVERNING BODY OF CHEROKEE COUNTY, KANSAS, THAT:**

1. The Governing Body hereby finds that the structure located at: 704 SE Highway Alternate 69, Crestline, Cherokee County, Kansas, Consisting Of Original Plat Crestline, Shawnee Twp Block 4, Lot 4, S/2 Lot 3 And Vac 4th St Between Blks 4 & 5, is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owners of such structure are hereby directed to commence the removal of their property and materials from the structure within fourteen days (14) days from the date of this hearing, not later than October 8, 2018, and to complete the removal of their property and materials from the structure not later than October 24, 2018.

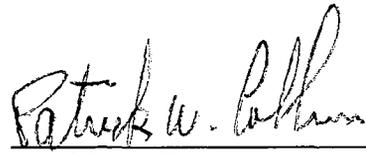
3. The Governing Body will cause the structure to be razed and removed and the property made safe and secure after October 24, 2018, without further notice to the owners. The costs of razing and removing, less salvage, if any, shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, or shall be assessed as a special assessment against the lot or parcel of land upon which the structure is located or by both, all as provided by law.

**BE IT FURTHER RESOLVED**, that the County Clerk shall cause this Resolution to be published once in the official County newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 5 day of October, 2018.

**APPROVED:**

  
\_\_\_\_\_  
Cory Moates, Chair  
Cherokee County Commissioner

  
\_\_\_\_\_  
Patrick Collins  
Cherokee County Commissioner

  
\_\_\_\_\_  
Neal Anderson  
Cherokee County Commissioner

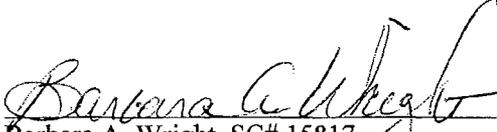
**ATTEST:**

  
**Rodney Edmondson**  
**Cherokee County Clerk**  
**Executed: October, 5, 2018,**  
**by the Board of County Commissioners**

**CERTIFICATE OF MAILING**

I hereby certify that on the 25<sup>th</sup> day of September, 2018, a copy of the proposed condemnation Resolution was sent by U.S. Mail, first class, postage prepaid, to the property owners, Paul Cupp and Mary Cupp, addressed as follows:

Paul Cupp and Mary Cupp  
P.O. Box 77  
Crestline, Kansas 66728

  
Barbara A. Wright, SC# 15817  
Cherokee County Counselor  
P.O. Box 476  
Columbus, Kansas 66725  
620-704-2232  
wrightbarb@outlook.com