

MINUTES FOR AUGUST 29, 2016
BOARD OF CHEROKEE COUNTY COMMISSIONERS
CHEROKEE COUNTY, KANSAS

CONVENE

Chairman Myers 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, August 29, 2016 in the Commission Room, #109 of the Cherokee County Courthouse located at 110 W Maple St., Columbus, Kansas. Commissioners Robert Myers, Pat Collins, Charles Napier, County Counselor Barbara Wright, and County Clerk Rodney Edmondson were present.

Members of the press present: Larry Hiatt, Machel Smith, and Jordan Zabel

Jean Pritchett - Columbus Chamber of Commerce

She appeared before the Board to present a Tourism Grant request from the Baxter Springs Economic Development group for the Route 66 Cruise'n Car, Truck & Motorcycle Show. The event will be held on October 1st. They are requesting the maximum funding of \$300.

A motion was made by Commissioner Myers to approve the Tourism Grant request in the amount of \$300. The motion was seconded by Commissioner Napier. The motion carried 3-0.

Juanita Hodgson - County Treasurer

She provided current budget and fund balance reports for the Board to review. She reported that the County will receive \$110,000 in sales tax revenue this week.

Donna Korthals - Citizen

She appeared before the Board to discuss damage to her vehicle as a result of a pothole on a county road. The damage occurred at the EPA cleanup site on NW 10th Street, northwest of Baxter Springs. She presented a paid receipt in the amount of \$904 for the front end repair of her vehicle. She stated that she had spoken with her insurance company and she only has liability coverage. The Board took her request under advisement.

A motion was made by Commissioner Napier to enter an Executive Session with the Board, Counselor Wright, and Lot Supervisor Louie Schreiner for the purpose of Non-Elected Personnel for a period of 15 minutes. The motion was seconded by Commissioner Collins. The motion carried 3-0 at 9:39 AM.

The meeting reconvened at 9:54 AM.

A motion was made by Commissioner Napier to take a recess until 10:00 AM. The motion was seconded by Commissioner Collins. The motion carried 3-0 at 9:54 AM.

Sheriff David Groves, Undersheriff Terry Clugston - Sheriff's Office

They appeared before the Board to present an agreement with the City of Baxter Springs to provide overnight dispatch services to the City for the Board to review. The City of Baxter Springs will pay \$1,500 per month for the services.

They presented an amendment to the inmate food service contract for the Board to review. The vendor is increasing the cost by 2.7%, bringing the cost of meals to \$1.75 per inmate. They stated that there was no increase last year.

A motion was made by Commissioner Collins to approve the amendment for the food services at the jail. The motion was seconded by Commissioner Napier. The motion carried 3-0.

Brad Fagan - Schwab-Eaton P.A.

He appeared representing the engineering firm for the bridge replacement project located on SW Blackjack Road near 90th St. He opened three sealed bids, as listed below, that were received by the County Clerk's Office.

Mission: Provided a current bid bond, estimated completion in 90 calendar days at a cost of \$186,481.19.

J&J: Provided a current bid bond, estimated completion in 120 calendar days with an early start date of December 1st, and a total cost of \$252,952.75.

B&B: Provided a current bid bond, estimated completion in 150 calendar days at a cost of \$193,301.00.

Brad stated that they would review the bids and send back a recommendation to Leonard Vanatta before the Board's next meeting on September 12th. He said that they must be under contract by October 9th. He stated that their initial estimate of the project was \$222,118.00.

A motion was made by Commissioner Collins to approve the amendments to the Cherokee County employee Benefit Plan that was presented last week. The motion was seconded by Commissioner Napier. The motion carried 3-0.

Counselor Wright presented a draft resolution to proceed with the condemnation of the Sitton property in rural Baxter Springs. She has spoken with the owner this past week and made her aware of the Board's intentions.

A motion was made by Commissioner Myers to approve Resolution No. 23-2016 finding the structure located at 8511 SE 71st St. in Baxter Springs to be unsafe and dangerous, and directing that the structure and debris be removed and the premises made safe and secure. The motion was seconded by Commissioner Napier. The motion carried 3-0.

Counselor Wright presented a resolution regarding the vacating of a dead end county road off River Road in Rest-A-While for the Board to review.

A motion was made by Commissioner Myers to approve Resolution No. 24-2016 vacating the dead end county road off River Road in Rest-a-While. The motion was seconded by Commissioner Napier. The motion carried 3-0.

A motion was made by Commissioner Napier to approve the minutes of the August 22, 2016 BOCC meeting. The motion was seconded by Commissioner Collins. The motion carried 3-0.

Chairman Myers stated that he has visited with Sheriff Groves regarding the payroll procedure with his department. One issue is the lack of a time clock at the Law Enforcement Center. Myers stated that Sheriff Groves is working on getting a time clock.

A motion was made by Commissioner Collins to approve the Payroll for the period ending August 19, 2016. The motion was seconded by Commissioner Napier. The motion carried 3-0.

A motion was made by Commissioner Myers to approve the Accounts Payable for the period ending August 23, 2016 with the following exclusions. On page 2, item 92466; page 4, item 92479; and on page 8, item 92523. The motion was seconded by Commissioner Napier. The motion carried 3-0.

Jason Allison - Emergency Management Coordinator

He appeared regarding the KDOT agreement to relocate the storm sirens for the Highway 7 Project that was presented last week for a first read.

A motion was made by Commissioner Collins to approve the KDOT contract to move the storm sirens. The motion was seconded by Commissioner Napier. The motion carried 3-0.

A motion was made by Commissioner Collins to transfer \$5,500 from the Equipment Reserve Fund to the Landfill Fund. The motion was seconded by Commissioner Napier. The motion carried 3-0.

Sheriff David Groves, Undersheriff Terry Clugston - Sheriff's Department

They appeared seeking clarification on the reimbursement to an employee for the expense of dispatch shirts that was denied for payment by the Board. Sheriff Groves stated that it has been his department policy that Dispatchers and Corrections Officers wear polo shirts while on duty. He stated that Law Enforcement professionals should wear uniforms and look professional and that employees have been provided uniforms for years and that it has been budgeted. He stated that the new employee was required to purchase the shirts and asked that the Board reconsider their decision not to allow the reimbursement. Commissioner Myers stated that it was his position that embroidered polo shirts were not an acceptable expense and that the shirts should be an expense of the employee, not the taxpayers. Commissioner Collins stated that they would reconsider it in two weeks.

A motion was made by Commissioner Collins to enter an Executive Session with the Board and Counselor Wright for a period of 15 minutes for the purpose of Attorney/Client Privilege. The motion was seconded by Commissioner Myers. The motion carried 3-0 at 11:21 AM.

The meeting reconvened at 11:36 AM.

No action was taken during the Executive Session.

A motion was made by Commissioner Collins to enter an Executive Session with the Board, Counselor Wright, Treasurer Juanita Hodgson, and Appraiser Mark Hixon 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 at 11:38 AM.

The meeting reconvened at 11:53 AM.

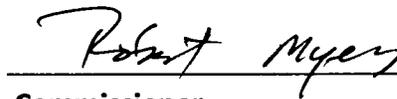
Commissioner Napier made a motion to adjourn until the Special Meeting set for Monday, August 29, 2016 at 5:00 PM. The motion was seconded by Commissioner Myers. The motion carried 3-0 at 11:54 AM.

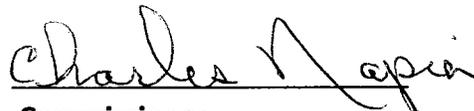
The Board will meet in Regular Session on Monday, September 12, 2016.

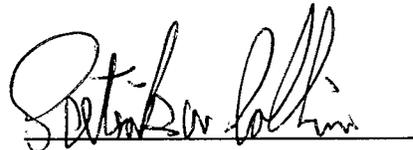
The Board will not meet on Monday, September 5, 2016 in observance of the Labor Day Holiday.

ATTEST: Resolved and ordered this 12th day of September, 2016


Cherokee County Clerk


Commissioner


Commissioner


Commissioner

Columbus Chamber of Commerce

320 E. Maple * Columbus, KS 66725 * 620-429-1492

APPLICATION

CHEROKEE COUNTY TOURISM GRANT PROGRAM 2016

PLEASE USE ONLY THIS FORM

IF MORE SPACE IS NEEDED, PLEASE ATTACH ADDITIONAL SHEETS
ALL GRANT APPLICATIONS SHOULD BE TYPED.

DATE OF REQUEST MUST BE MADE AT LEAST 60 DAYS PRIOR TO EVENT

Date of Request July 12, 2016

Name of Event/ Project Route 66 Cruise in Car, Truck & Motorcycle Show

Date(s) of Event/Project October 1, 2016

Name of Sponsoring Organization Baxter Springs Economic Development

Briefly describe event/project Car Show w/ Bands, Craft Booths, Food

vendors to raise money for Route 66 Walking Trail

Person making Grant/Request Steve Bolek

Address 1141 Military Ave, Baxter Springs, KS

Work Phone 417-894-3685 Home Phone 620-856-5570

Grant amount being requested (\$300 maximum) \$ 300

Is this event in any way a fundraiser for your organization? yes no

Estimated number of expected attendees 1,500

Estimated number of room nights generated: 4-5

Estimated number of attendees that are day-trippers 1,000

Where will they stay while in Cherokee County? Baxter Inn

How will grant money be used (be specific) Music / Entertainment

Attach projected budget for entire event/project to this application

Receipts & Disbursements.

NW Arkansas, SW Missouri

Where will visitors come from? Hutchinson, Springfield, NE Oklahoma

Is this a one-time event? An on-going project? Explain This is an annual event to continue building funds for matching grants for trails to be built in Cherokee County

Have you received prior funding from this grant? Explain yes, 2012, 2013 & 2014

How will this event/project increase tourism revenue in Cherokee County? in overnight stays, gas, food purchases, as well as spending money in local shops providing additional sales tax revenue.

If event/project will not directly affect tourism, how will it improve or enhance Cherokee County to indirectly affect tourism? We believe it brings people to the area, increasing their awareness to local attractions which include museums, parks, fishing, hunting, and numerous other attractions. We provide plenty of literature to give them this information.
Additional support from this grant application may be attached if desired.

*****This grant is not meant to be a supplement to your budget every year – it is intended to get your event started.**

*****IMPORTANT:** Upon completion of event/project, all grant recipients must supply the Columbus Chamber of Commerce Tourism Committee with actual budget for event/project and follow-up summary. Recipients who do not comply with this policy may be ineligible for future grants.

Committee Use Only: Date received _____ Action _____

Note: These funds are to assist qualified organizations with the promotion of tourism activities striving to directly increase hotel/motel occupancy and create positive image building publicity for Cherokee county.

2016 Fifth Annual Baxter Springs Route 66 Cruise'n BUDGET

Projected Income		
Registration	75x 15	1125
50/50 pot		40
Financial Donations		
-True Value		100
-Sleepy Girls		100
-Additional Goal for 2016		500
City Tourism Money	For Brochures & TV Add	1700.00
County Tourism Grant		300
Total		3865.00

* Plan on attending City Council Meeting on Tuesday 7/26/16 to ask for Tourism Dollars for advertising on Television.

2016 Fifth Annual Baxter Springs Route 66 Cruise'n BUDGET

Expenses:		
Flyers/Registration Form (700)	4 State Printing	179.85
Copy 100 Judging Forms	4 State Printing	8.00
Trophies:		
--Construction of 20 trophies (5 ea)	Joe French	100.00
--Plaques 30 @ 3.50 ea	Metal Fab, Miami	101.50
--Wood Coasters (5 sets of 4)	Hobby Lobby	34.95
--Wood Base 2.99 x 20	Hobby Lobby	59.80
--Wood Back	Lowes	29.91
--Cars 20@ 12.00		240.00
--Total		566.16
Port-A-Potties (1 Boy,75 + 1 Girl, 75 , Handicapp) Wash Station, 45)	417-206-0731 travis Contractor Portables	225.00
2 Band / DJ		1000
Photographer		100
Mailing List 180 x 49 cents		88.20
TV Marketing		???
		2167.21

NN Receipts



August 15, 2016

Sheriff David M. Groves
Cherokee County Jail
915 East County Road
Columbus, KS 66725

Dear Sheriff Groves:

Please be advised that our facility is requesting a cost per meal price adjustment based upon changes in the Producer Price Index during the past year.

We have calculated the change based upon the Consumer Price Index for the Midwest Region that is at 2.7%.

We sincerely appreciate your business. Your continued satisfaction is important to us. Please let us know if there is any way we can serve you better.

Sincerely,

A handwritten signature in black ink, appearing to read 'Shane Sejnoha', is written over a faint, illegible background.

Shane Sejnoha
Vice President Operations

**Amendment No. 6
To Food Service Contract
Between Cherokee County and CBM Managed Services**

This Amendment No. 6 (the "Amendment"), is entered into this 17th day of August, 2016 by and between Cherokee County, Kansas ("County") located at 915 E County Road, Columbus, Kansas and Catering By Marlin's, Inc. d/b/a CBM Managed Services ("CBM") located at 500 East 52nd Street, North, Sioux Falls, South Dakota.

WITNESSETH:

WHEREAS, County and CBM entered into a Food Service Contract (the "Agreement") dated, September 18, 2009 for the management of the food service operation at Cherokee County Jail;

WHEREAS, County and CBM amended the Agreement previously via an amendment dated September 18, 2010, via an amendment dated September 18, 2011, via an amendment dated September 18, 2012, via an amendment dated September 18, 2013, and via Amendment No. 5 dated September 15, 2014;

WHEREAS, there was no adjustment in pricing for the September 18, 2015 through September 17, 2016 term;

WHEREAS, Article 2.4 "Adjustments to the Contract" of the Agreement provides, that the parties may adjust the pricing based on the CPI (Consumer Price Index) Food Away From Home Index relative to the previous year. ";

NOW THEREFORE, the County and CBM hereby agree to amend the Agreement as follows:

The Foregoing recitals are deemed substantive and are incorporated herein as if fully set forth.

Cost per Meal: County and CBM agree to the following cost per meal structure to be effective from September 18, 2016 through September 17, 2017:

Inmate Population	0-29	30-34	35-39	40-44	45-49	50-54	55-59
Current Price	TBN	\$2.980	\$2.590	\$2.400	\$2.290	\$2.200	\$2.180
2.7% CPI Increase	TBN	\$3.007	\$2.617	\$2.427	\$2.317	\$2.227	\$2.207
Inmate Population	60-64	65-69	70-74	75-79	80-84	85-89	90+
Current Price	\$2.080	\$1.970	\$1.890	\$1.800	\$1.750	\$1.690	\$1.640
2.7% CPI Increase	\$2.107	\$1.997	\$1.917	\$1.827	\$1.777	\$1.717	\$1.667

Current price of snacks

\$1.130

Price of snacks with 2.7% increase

\$1.161

Current price of milk

\$0.29

Price of milk with 2.7% increase

\$0.30

Kosher meals shall be billed at the rate of \$6.50.

1. Effect of Amendment: Amendment No. 6 along with all previous Amendment shall be attached to the original Agreement and all terms, conditions and provisions of the original Agreement and all subsequent Amendment shall remain in full force and effect unless otherwise modified by this Amendment.

IN WITNESS WHEREOF, County and CBM have executed this Amendment No. 6 as of the day and year written below.

Dated this 29th day of August, 2016

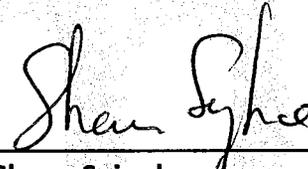
Dated this 17th day of August 2016

Cherokee County, Kansas

CBM Managed Services



**By: Chairman
Cherokee County Commission**



**By: Shane Sejnoha
Vice-President of Operations**



**David M. Groves
Cherokee County Sheriff**


Witness

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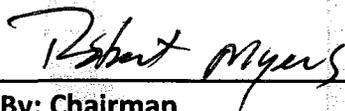
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Dated this 29th day of August, 2016

Cherokee County, Kansas

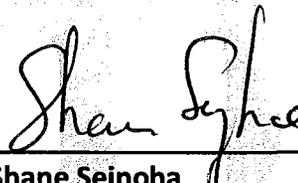


**By: Chairman
Cherokee County Commission**

**David M. Groves
Cherokee County Sheriff**

Dated this 17th day of August 2016

CBM Managed Services



**By: Shane Sejnoha
Vice-President of Operations**


Witness

AGREEMENT TO FURNISH DISPATCH SERVICES

This agreement made by and between the County of Cherokee, State of Kansas, a body corporate and political, existing under the laws of the State of Kansas, hereinafter referred to as the "County" and the City of Baxter Springs, Kansas, a municipal corporation, existing under the laws of the State of Kansas, hereinafter referred to as the "City".

WITNESSETH:

WHEREAS, Cherokee County maintains a Sheriff's Office under the direct supervision and control of the Cherokee County Sheriff which provides emergency and non-emergency dispatching services to public entities, including law enforcement, fire and emergency medical disciplines.

WHEREAS, the City of Baxter Springs is located within Cherokee County and desires to contract for dispatch services for the citizens of Baxter Springs from Cherokee County and is willing to pay the sums hereinafter provided for, and

WHEREAS, such agreements are authorized between municipalities under the provisions of K.S.A. 12-2908.

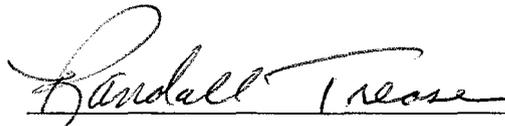
NOW, THEREFORE, it is agreed by and between the parties hereto as follows:

1. The County, through the Cherokee County Sheriff's Office, will furnish emergency and non-emergency dispatch services for the Baxter Springs Police Department from 11:59 p.m. to 8:00 a.m. the following day, seven (7) days a week in addition to 4:00 p.m. to 11:59 p.m. on Saturday and Sunday. Upon the agreement of both agencies, these times may be changed.
2. Through the use of current technology, upon request, The County will provide monthly dispatching reports to the Baxter Springs Chief of Police along with other available records (i.e. audio recordings of radio transmissions, phone calls etc... upon request).
3. County dispatch employees will remain employees of the Cherokee County Sheriff.
4. The City of Baxter Springs will maintain dispatching services during regular business hours Monday through Friday, and will be responsible for maintaining their own databases, entering subjects and articles into NCIC and Kansas Hot Files.

5. Any Cherokee County Sheriff's Office employee exercising their duties pursuant to the authorization under this agreement shall not be considered for any purpose an employee of the City of Baxter Springs, Kansas. All employment rights and wage
6. compensation for work performed as contemplated under this agreement shall be through Cherokee County, Kansas.
7. The City agrees to pay to the Cherokee County Sheriff's Office the sum of One Thousand Five Hundred dollars (\$1,500) per month for each month that this agreement shall continue in effect. Said sum shall be paid by the City to the Cherokee County Sheriff's Office on or before the 1st day of each month.
8. This agreement shall commence on the 1st day of September, 2016 and of execution by both parties and the approval of the Cherokee County Sheriff. This agreement may be terminated by either party by giving thirty (30) days written notice to the other party of intent to terminate. This agreement may be modified only upon written agreement of both parties to allow for adjustments for rates of time and duties performed.
9. The agreement shall not be construed as or deemed to be an agreement for the benefit of any third party or parties, and no third party or parties shall have any right or action hereunder for any cause whatsoever.
10. This agreement shall be binding on the successors and assigns of the parties hereto.

ATTEST:

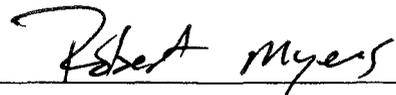

Debbie Weston, City Clerk

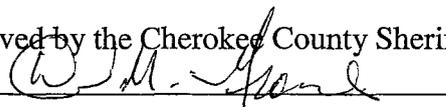

Randall Trease, Mayor – City of Baxter Springs,
Kansas

Dated 8/23/2016

ATTEST:


Rodney Edmondson, County Clerk


Robert Myers, Commission Chairman

Approved by the Cherokee County Sheriff this 29 day of August, 2016

David M. Groves, Sheriff

RESOLUTION NO. 23-2016

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 8511 SE 71st STREET, BAXTER SPRINGS, CHEROKEE COUNTY, KANSAS, CONSISTING OF LOT 10, BLOCK 10 IN THE ORIGINAL PLAT OF LOWELL, 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 22nd day of February, 2016, file with the Governing Body, the Board of County Commissioners of Cherokee County, Kansas, a statement in writing that a certain structure, described above, was dilapidated, unsafe and dangerous and a blight upon the neighborhood; and,

WHEREAS, by its Resolution No. 03-2016, the Governing Body established the time and place of a hearing at which the owner, 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 April 18, 2016, 10:00 a.m., and,

WHEREAS, Resolution No. 03-2016 was published on the 2nd day of March, 2016, and on the 9th day of March, 2016, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 18th day of April, 2016, the Governing Body did conduct the hearing and took evidence from the following: the property owner, Mary Mae Sitton. The Governing Body granted the property owner's request for a continuance to proceed with remedial repairs and removal of debris. A follow-up hearing was scheduled for May 23, 2016, 10:00 a.m., documented by Resolution No. 10-2016, and,

WHEREAS, on the 23rd day of May, 2016, the Governing Body conducted a review hearing and heard evidence from the property owner, Mary Mae Sitton. The Governing Body granted the property owner's request for a continuance to proceed with remedial repairs and removal of debris. A follow-up hearing was scheduled for June 20, 2016, 10:00 a.m., documented by Resolution No. 12-2016, and,

WHEREAS, on the 20th day of June, 2016, the Governing Body granted a continuance at the property owner's request due to reported health issues. A follow-up hearing was scheduled for July 18, 2016, 10:00 a.m., documented by Resolution No. 17-2016, and,

WHEREAS, the Governing Body conducted its follow-up hearing on July 18, 2016. The property owner, Mary Mae Sitton, failed to appear or provide progress information. The matter was continued for review on August 19, 2016, to determine whether repairs, improvements and cleanup were completed.

NOW, THEREFORE, ON THIS 22ND DAY OF AUGUST, 2016, BE IT RESOLVED BY THE GOVERNING BODY OF CHEROKEE COUNTY, KANSAS, THAT:

1. The Governing Body hereby finds that the structure located at:

8511 SE 71st Street, Baxter Springs, Cherokee County, Kansas, described as Lot 10, Block 10 in the Original Plat of Lowell, is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within fourteen days (14) days from the date of this hearing, not later than September 6, 2016, and to complete the removal of the structure and debris not later than September 20, 2016.

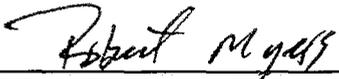
3. If the owner fails to complete the removal of the structure within the time stated herein, or any additional time granted by the Governing Body, or fails to diligently prosecute the same until the work is completed, the Governing Body will cause the structure to be razed and removed and the costs 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 if the owner fails to commence the removal of the structure within the time provided herein or fails to diligently prosecute the same, the Governing Body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

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 29th day of August, 2016.

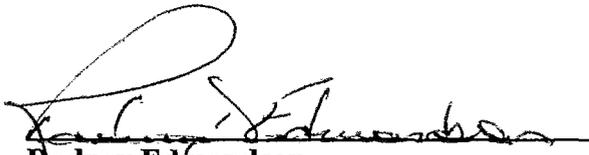
APPROVED:


Robert E. Myers, Chair
Cherokee County Commissioner


Charles Napier
Cherokee County Commissioner


Pat Collins
Cherokee County Commissioner

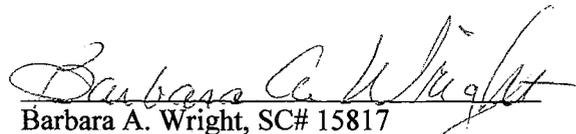
ATTEST:


Rodney Edmondson
Cherokee County Clerk
Executed: August, 29, 2016,
by the Board of County Commissioners

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of August, 2016, a copy of the proposed condemnation Resolution was sent by U.S. Mail, first class, postage prepaid, to the property owner, Mary Mae Sitton, addressed as follows:

Mary Mae Sitton
8931 SE 72nd Terrace
Baxter Springs, Kansas 66713


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

RESOLUTION NO. 24-2016

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY, KANSAS, VACATING THE DEAD END COUNTY ROAD THAT EXTENDS SOUTHWESTERLY OFF RIVER ROAD, LOCATED BETWEEN TRACTS ONE (1) AND TWO (2), IN LOT TWENTY-TWO (22) IN THE NORTHWEST QUARTER (NW/4) OF THE SOUTHEAST QUARTER (SE/4) OF SECTION TWENTY (20), TOWNSHIP THIRTY-FOUR (34) SOUTH, RANGE TWENTY-FIVE (25) EAST OF THE SIXTH PRINCIPAL MERIDIAN, CHEROKEE COUNTY, KANSAS.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY, KANSAS:

Section 1: That the dead end County Road that extends southwesterly off River Road, measuring approximately fifty (50) feet wide, seventy-four (74) feet long on its easterly boundary, and one hundred fourteen (114) feet long on its westerly boundary, located between Tracts One (1) And Two (2) in Lot Twenty-Two (22), in the Northwest Quarter (NW/4) Of The Southeast Quarter (SE/4) Of Section Twenty (20), Township Thirty-Four (34) South, Range Twenty-Five (25) East Of The Sixth Principal Meridian, Cherokee County, Kansas, shall be vacated.

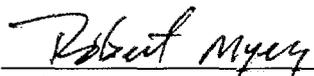
Section 2: That the aforementioned dead end County Road shall revert to the owners of real estate thereto adjacent on each side, in proportion to the frontage of such real estate except in cases where said County Road was taken and appropriated to public use in a different proportion, in which case it shall revert to adjacent lots of real estate in proportion as it was taken from them.

Section 3: This Resolution shall take effect and be in force from and after passage and publication in the official County newspaper.

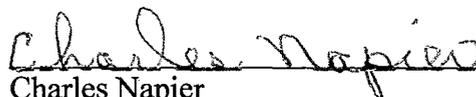
Section 4. Immediately after this Resolution becomes effective, the County Clerk shall file a certified copy of this Resolution in the Office of the Register of Deeds of Cherokee County, Kansas, to be entered in the transfer records and in the deed records, respectively, of Cherokee County, Kansas.

PASSED and APPROVED by the Board of County Commissioners of Cherokee

County, Kansas, this 29th day of August, 2016.



Robert Myers, Chairman
Cherokee County Commissioner



Charles Napier
Cherokee County Commissioner



Patrick Collins
Cherokee County Commissioner

ATTEST:



Rodney D. Edmondson, County Clerk

(Seal)

FUND BALANCES 08/24/2016					
FUND	FUND #	Balance 2016	August A/P	August P/R	BALANCE
<u>County No-Fund Warrants</u>	<u>99</u>	\$ -	\$ -	\$ -	\$ -
<u>CO GEN</u>	<u>100</u>	\$ 218,799.37	\$ 57,625.24	\$ 101,526.32	\$ 59,647.81
<u>County Equipment Reserve</u>	<u>102</u>	\$ 167,456.86	\$ -	\$ -	\$ 167,456.86
<u>TECHNOLOGY FUND</u>	<u>103</u>	\$ 27,965.00	\$ 61.72	\$ 120.00	\$ 27,783.28
<u>Treasurer Technology Fund</u>	<u>104</u>	\$ 4,638.12	\$ -	\$ -	\$ 4,638.12
<u>Clerk Technology Fund</u>	<u>106</u>	\$ 6,230.31	\$ -	\$ -	\$ 6,230.31
<u>STATE LINE ROAD PROJECT</u>	<u>105</u>	\$ 260.97	\$ -	\$ -	\$ 260.97
<u>Jail Salestax</u>	<u>107</u>	\$ 416,605.54	\$ -	\$ -	\$ 416,605.54
<u>Law Enforcement Center</u>	<u>108</u>	\$ -	\$ -	\$ -	\$ -
<u>RD BRIDGE</u>	<u>110</u>	\$ 1,726,090.52	\$ 32,290.56	\$ 51,385.54	\$ 1,642,414.42
<u>EX COUNCIL</u>	<u>120</u>	\$ 51,982.41	\$ -	\$ -	\$ 51,982.41
<u>NOXIOUS WEED</u>	<u>130</u>	\$ 29,420.57	\$ 1,863.09	\$ 2,079.80	\$ 25,477.68
<u>SEVERE WEATHER EQUIPMENT</u>	<u>135</u>	\$ -	\$ -	\$ -	\$ -
<u>HEALTH</u>	<u>140</u>	\$ 1,267,844.30	\$ 5,051.51	\$ 16,640.84	\$ 1,246,151.95
<u>Clean Up Illegal Dump</u>	<u>142</u>	\$ -	\$ -	\$ -	\$ -
<u>TRI CO WIC</u>	<u>145</u>	\$ -	\$ -	\$ -	\$ -
<u>FAIR</u>	<u>150</u>	\$ 5,014.96	\$ -	\$ -	\$ 5,014.96
<u>ELECTION</u>	<u>160</u>	\$ 82,553.89	\$ 1,056.23	\$ 1,880.13	\$ 79,617.53
<u>COMM COLLEGE</u>	<u>170</u>	\$ 2,028.62	\$ -	\$ -	\$ 2,028.62
<u>SOIL CONSERV</u>	<u>180</u>	\$ 6,321.70	\$ -	\$ -	\$ 6,321.70
<u>SPECIAL BRIDGE</u>	<u>190</u>	\$ 492,839.19	\$ -	\$ 1,979.07	\$ 490,860.12
<u>MENTAL HEALTH</u>	<u>200</u>	\$ 28,532.64	\$ -	\$ -	\$ 28,532.64
<u>MENTAL RETARD</u>	<u>210</u>	\$ 28,521.12	\$ -	\$ -	\$ 28,521.12
<u>FAM LIFE CENTER BOND & INT</u>	<u>216</u>	\$ -	\$ -	\$ -	\$ -
<u>AMBULANCE</u>	<u>220</u>	\$ 204,672.73	\$ -	\$ -	\$ 204,672.73
<u>CHEROKEE COUNTY 911</u>	<u>224</u>	\$ 311,345.77	\$ 28,197.27	\$ -	\$ 283,148.50
<u>FEMA PUBLIC ASSISTANCE GRANT</u>	<u>227</u>	\$ -	\$ -	\$ -	\$ -
<u>APPRAISAL</u>	<u>230</u>	\$ 99,625.22	\$ -	\$ 7,362.01	\$ 92,263.21
<u>COUNTY BLDG</u>	<u>250</u>	\$ -	\$ -	\$ -	\$ -
<u>EMPL. BENE</u>	<u>260</u>	\$ 325,663.70	\$ 43,874.60	\$ -	\$ 281,789.10
<u>PAYROLL W/HOLD</u>	<u>265</u>	\$ 35.03	\$ -	\$ -	\$ 35.03
<u>SPECIAL (TORT) LIABILITY</u>	<u>290</u>	\$ -	\$ -	\$ -	\$ -
<u>ELDERLY</u>	<u>300</u>	\$ 16,614.54	\$ 113.99	\$ -	\$ 16,500.55
<u>DESIGNATED DV & SA PROSEC</u>	<u>301</u>	\$ -	\$ -	\$ -	\$ -
<u>CDBG-Grant Family Life</u>	<u>302</u>	\$ -	\$ -	\$ -	\$ -
<u>08LEPC PLAN/TRAIN GRANT</u>	<u>303</u>	\$ -	\$ -	\$ -	\$ -
<u>SPIDER PROGRAM</u>	<u>304</u>	\$ 10,512.61	\$ -	\$ -	\$ 10,512.61

<u>FUND</u>	<u>FUND #</u>	<u>Balance 2016</u>	<u>August A/P</u>	<u>August P/R</u>	<u>BALANCE</u>
<u>E/P GRANT</u>	<u>306</u>	\$ -			\$ -
<u>COPS GRANT</u>	<u>307</u>	\$ -			\$ -
<u>JUVENILE BLOCK GRANT</u>	<u>309</u>	\$ -	\$ -		\$ -
<u>LANDFILL</u>	<u>310</u>	\$ (1,230.00)	\$ -		\$ (1,230.00)
<u>REMODEL GRANT</u>	<u>313</u>	\$ -			\$ -
<u>INVESTIGATOR GRANT</u>	<u>314</u>	\$ -			\$ -
<u>GALENA MINE CLOSURE</u>	<u>317</u>	\$ -			\$ -
<u>EMERG SHEL T GRANT</u>	<u>338</u>	\$ -			\$ -
<u>SEWER DIST #1 BOND & INT</u>	<u>320</u>	\$ 5,542.84			\$ 5,542.84
<u>SEWER DIST #1 OPER & MAINT</u>	<u>330</u>	\$ 22,646.05	\$ 2,201.66	\$ 1,035.36	\$ 19,409.03
<u>SHELTERED WORKSHOP BD & IN</u>	<u>340</u>	\$ -			\$ -
<u>SPECIAL HIGHWAY IMPROVEMT</u>	<u>360</u>	\$ 1,264.20			\$ 1,264.20
<u>SPECIAL ROAD MACHINERY</u>	<u>370</u>	\$ 100.00			\$ 100.00
<u>COUNTY BOND & INTEREST</u>	<u>390</u>	\$ -			\$ -
<u>PROS ATTORN TRAIN</u>	<u>410</u>	\$ 2,020.79			\$ 2,020.79
<u>ELECTRONIC MONITORING</u>	<u>412</u>	\$ 910.00			\$ 910.00
<u>ATTORNEY APPLICATION FEE</u>	<u>413</u>	\$ 19,170.13			\$ 19,170.13
<u>DIVERSION SUPERVISION FEE</u>	<u>414</u>	\$ 5.00			\$ 5.00
<u>ADMINISTRATION FEE BAD CKS</u>	<u>415</u>	\$ 88.81			\$ 88.81
<u>SPECIAL PARKS & RECREATION</u>	<u>430</u>	\$ (1,428.61)			\$ (1,428.61)
<u>SPEC ALCOHOL</u>	<u>440</u>	\$ 4,857.90			\$ 4,857.90
<u>TOURISM</u>	<u>450</u>	\$ (28.00)			\$ (28.00)
<u>VINS</u>	<u>460</u>	\$ 13,068.15			\$ 13,068.15
<u>INFORMATION NETWORK OF KS</u>	<u>465</u>	\$ -			\$ -
<u>BANKRUPTCY FUND</u>	<u>470</u>	\$ 1,865.21			\$ 1,865.21
<u>CONCEALED WEAPON APPS</u>	<u>489</u>	\$ 17,569.10			\$ 17,569.10
<u>SPECIAL LAW ENFORC TRUST</u>	<u>490</u>	\$ 38,917.07	\$ 107.51		\$ 38,809.56
<u>DRUG TAX STAMP FUND</u>	<u>491</u>	\$ 2,278.25			\$ 2,278.25
<u>CO ATTY SPEC LAW ENFORC</u>	<u>492</u>	\$ 628.56			\$ 628.56
<u>Drug Forfeiture Fund</u>	<u>493</u>	\$ 1,080.06			\$ 1,080.06
<u>Justice Assistance Grant</u>	<u>494</u>	\$ -			\$ -
<u>DRUG FREE GRANT 91-03</u>	<u>495</u>	\$ -			\$ -
<u>RURAL WATER #8 GRANT</u>	<u>505</u>	\$ 246.00			\$ 246.00
<u>FLOOD PURCHASE AGREEMENT</u>	<u>513</u>	\$ -			\$ -
<u>FLOOD BUYOUT PROG 1997</u>	<u>517</u>	\$ -			\$ -
<u>SIREN</u>					\$ -
<u>NSP</u>	<u>353</u>	\$ -			\$ -
			\$ 172,443.38	\$ 184,009.07	

BUDGET BALANCES 2016							
COUNTY GENERAL	Beginning Budget	BUDGET AVAIL.		August A/P	August P/R	AFTER AUG ISSUE	%
Commissioners	\$ 85,000.00	\$ 30,653.21		\$ 238.00	\$ 3,093.46	\$ 27,321.75	32.14%
County Clerk	\$ 125,000.00	\$ 47,238.18		\$ 38.00	\$ 4,600.75	\$ 42,599.43	34.08%
County Treasurer	\$ 94,000.00	\$ 36,299.48		\$ -	\$ 8,539.95	\$ 27,759.53	29.53%
County Attorney	\$ 277,970.00	\$ 118,741.54		\$ 1,102.74	\$ 8,521.00	\$ 109,117.80	39.26%
Register of Deeds	\$ 95,360.00	\$ 38,500.39		\$ -	\$ 3,379.25	\$ 35,121.14	36.83%
County Counselor	\$ 28,000.00	\$ 10,716.26		\$ -	\$ 1,071.36	\$ 9,644.90	34.45%
Sheriff Dept	\$ 1,225,000.00	\$ 488,451.82		\$ 1,658.94	\$ 39,446.95	\$ 447,345.93	36.52%
District Court	\$ 268,800.00	\$ 126,813.47		\$ 604.37	\$ 1,667.89	\$ 124,541.21	46.33%
Courthouse	\$ 475,000.00	\$ 194,679.08		\$ 18,594.04	\$ 2,230.40	\$ 173,854.64	36.60%
Emergency Prep	\$ 82,450.00	\$ 14,918.56		\$ -	\$ 3,709.22	\$ 11,209.34	13.60%
Human Resources	\$ 42,920.00	\$ 18,578.34		\$ -	\$ 1,474.40	\$ 17,103.94	39.85%
Planning Comm	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Recreation	\$ 11,000.00	\$ 7,375.00		\$ -	\$ -	\$ 7,375.00	67.05%
Jail	\$ 948,000.00	\$ 343,632.13		\$ 22,590.47	\$ 18,979.25	\$ 302,062.41	31.86%
Computer Prog	\$ 65,000.00	\$ 4,908.06		\$ 325.89	\$ -	\$ 4,582.17	7.05%
Jury Cost	\$ 9,693.00	\$ 3,091.26		\$ -	\$ -	\$ 3,091.26	31.89%
Juvenile Dentention	\$ 96,546.00	\$ 56,441.00		\$ 8,078.75	\$ -	\$ 48,362.25	50.09%
Geneology Society	\$ 8,000.00	\$ 2,000.00		\$ -	\$ -	\$ 2,000.00	25.00%
Emergency 911	\$ 63,479.00	\$ 27,856.90		\$ -	\$ 2,132.44	\$ 25,724.46	40.52%
Jail JOP Reserve	\$ 616,443.00	\$ 616,443.00		\$ -	\$ -	\$ 616,443.00	100.00%
Gis Info	\$ 29,078.00	\$ 20,610.29		\$ 2,121.25	\$ -	\$ 18,489.04	63.58%
USD 493	\$ 50,000.00	\$ -		\$ -	\$ -	\$ -	0.00%
ROZ	\$ 6,000.00	\$ 6,000.00		\$ -	\$ -	\$ 6,000.00	100.00%
Mental Health Truancy	\$ 2,500.00	\$ 2,500.00		\$ -	\$ -	\$ 2,500.00	0.00%
Economic Development	\$ 198,855.00	\$ 130,175.09		\$ 2,052.44	\$ 2,680.00	\$ 125,442.65	63.08%
Grand Jury	\$ 50,000.00	\$ 50,000.00		\$ -	\$ -	\$ 50,000.00	100.00%
Capital Lease	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Capital Lease File Server	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Employee Compensation	\$ 100,000.00	\$ 72,980.98		\$ 220.35	\$ -	\$ 72,760.63	72.76%
Total County General	\$ 5,054,094.00	\$ 2,469,604.04		\$ 57,625.24	\$ 101,526.32	\$ 2,310,452.48	45.71%

	<u>Beginning Budget</u>	<u>BUDGET AVAIL.</u>		<u>August A/P</u>	<u>August P/R</u>	<u>AFTER AUG ISSUE</u>	<u>%</u>
Equipment Reserve	\$ -	\$ -		\$ -			0.00%
Technology Fund	\$ -	\$ -		\$ 61.72	\$ 120.00	\$ -	0.00%
Treasurer Technology Fund	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Clerk Technology Fund	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Rd & Bridg	\$ 3,500,000.00	\$ 1,516,411.54		\$ 32,290.56	\$ 51,385.54	\$ 1,432,735.44	40.94%
Ex Counc	\$ 204,302.00	\$ 51,075.50		\$ -	\$ -	\$ 51,075.50	25.00%
Noxious Weed	\$ 66,333.00	\$ 22,113.48		\$ 1,863.09	\$ 2,079.80	\$ 18,170.59	27.39%
Health &Wic	\$ 657,733.00	\$ 515,284.48		\$ 5,051.51	\$ 16,640.84	\$ 493,592.13	75.04%
Fair	\$ 12,000.00	\$ 6,000.00		\$ -	\$ -	\$ 6,000.00	50.00%
Direct Elect	\$ 163,950.00	\$ 77,262.89		\$ 1,056.23	\$ 1,880.13	\$ 74,326.53	45.33%
Comm College	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Soil Conservation	\$ 25,000.00	\$ 6,250.00		\$ -	\$ -	\$ 6,250.00	25.00%
Special Bridge	\$ -	\$ -		\$ -	\$ 1,979.07	\$ -	0.00%
Mental Health	\$ 111,457.00	\$ 27,864.25		\$ -	\$ -	\$ 27,864.25	25.00%
Mental Retard.	\$ 111,457.00	\$ 27,864.25		\$ -	\$ -	\$ 27,864.25	25.00%
Ambulance	\$ 607,584.00	\$ 202,528.08		\$ -	\$ -	\$ 202,528.08	33.33%
Cherokee County 911	\$ 444,227.00	\$ -		\$ 28,197.27	\$ -	\$ -	0.00%
Appraiser	\$ 327,403.00	\$ 123,325.27		\$ -	\$ 7,362.01	\$ 115,963.26	35.42%
County Bldg.	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Employee Bene	\$ 3,242,409.00	\$ 1,203,262.99		\$ 43,874.60	\$ -	\$ 1,159,388.39	35.76%
Elderly	\$ 20,000.00	\$ 13,673.98		\$ 113.99	\$ -	\$ 13,559.99	67.80%
Landfill	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Sewer Dist #1	\$ 155,617.00	\$ 67,154.92		\$ 2,201.66	\$ 1,035.36	\$ 63,917.90	41.07%
Concealed	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Spider	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
No Fund Warrants	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Prosecuting Attoreney Training	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Co Attorney Spec Law Enforc	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Special Park	\$ -	\$ -		\$ -	\$ -	\$ -	
Special Alcohol	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Tourism	\$ -	\$ -		\$ -	\$ -	\$ -	0.00%
Spec Law	\$ -	\$ -		\$ 107.51	\$ -	\$ -	0.00%
Drug Tax Stamp Fund	\$ -	\$ -				\$ -	0.00%
Total		\$ -		\$ 172,443.38	\$ 184,009.07		

ESTABLISHMENT OF THE PLAN

Cherokee County Kansas (the "Employer" or the "Plan Sponsor") has adopted this amended and restated Plan Document and Summary Plan Description effective as of August 1, 2016, for the Cherokee County Kansas Employee Benefit Plan (hereinafter referred to as the "Plan" or "Summary Plan Description"), as set forth herein for the exclusive benefit of its Employees and their eligible Dependents. The Plan was originally adopted by the Employer effective as of January 1, 2005.

Grandfathered Plan Status

Cherokee County Kansas believes this Plan is a "grandfathered health plan" under the Patient Protection and Affordable Care Act (the "Affordable Care Act"). As permitted by the Affordable Care Act, a grandfathered health plan can preserve certain basic health coverage that was already in effect when the law was enacted. Being a grandfathered health plan means your Plan may not include certain consumer protections of the Affordable Care Act that apply to other plans; for example, the requirement for the provision of preventive health services without any cost sharing. However, grandfathered health plans must comply with certain other consumer protections in the Affordable Care Act; for example, the elimination of lifetime dollar limits on Essential Health Benefits.

Questions regarding which protections apply and which protections do not apply to a grandfathered health plan and what might cause a plan to change from grandfathered health plan status, can be directed to the Plan Administrator at, 110 West Maple Street, Columbus, KS 66725 or at (620) 429-8047 You may also contact the U.S. Department of Health and Human Services at www.healthreform.gov.

Purpose of the Plan

The Plan Sponsor has established the Plan for your benefit and for the benefit of your eligible Dependents, on the terms and conditions described herein. The Plan Sponsor's purpose in establishing the Plan is to help to protect you and your family by offsetting some of the financial problems that may arise from an Injury or Illness. To accomplish this purpose, the Plan Sponsor must attempt to control health care costs through effective plan design and the Plan Administrator must abide by the terms of the Plan Document and Summary Plan Description, to allow the Plan Sponsor to allocate the resources available to help those individuals participating in the Plan to manage their healthcare costs.

The Plan is not a contract of employment between you and your Employer and does not give you the right to be retained in the service of your Employer.

The purpose of this Plan is to set forth the terms and provisions of the Plan that provide for the payment or reimbursement of all or a portion of certain health care expenses. This Plan is maintained by the Plan Administrator and may be inspected at any time during normal working hours by you or your eligible Dependents.

Adoption of this Plan Document and Summary Plan Description

The Plan Sponsor, as the settlor of the Plan, hereby adopts this Plan Document and Summary Plan Description (SPD) as the written description of the Plan. This Plan represents both the Plan Document and the Summary Plan Description. This Plan Document and SPD amends and replaces any prior statement of the health care coverage contained in the Plan or any predecessor to the Plan.

IN WITNESS WHEREOF, the Plan Sponsor has caused this Plan Document and Summary Plan Description to be executed as of the date set forth below.

Cherokee County Kansas

Dated: August 29, 2016

By: Robert Myers

Name: Robert Myers

Title: Chairman

1088003

8/22

From	DATE
NAME <i>Alvin Kortholt</i>	
ADDRESS	
CITY, STATE, ZIP	

SOLD BY	CASH	CHECK	CREDIT CARD	ON. ACCT.	MOSE RETURN	PAID OUT
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QUAN.	DESCRIPTION	PRICE	AMOUNT
<i>2</i>	<i>Tie rods</i>		<i>68 40</i>
	<i>strut</i>		<i>116 46</i>
	<i>lower control arm</i>		<i>158 96</i>
	<i>lug nuts</i>		<i>6 -</i>
	<i>Tire + wheel</i>		<i>180 -</i>
	<i>loosen + reset challe</i>		
	<i>align + front</i>		
	<i>plan shop</i>		
			<i>375 -</i>
	<i>7397</i>	<i>#</i>	<i>904 82</i>

RECEIVED BY

KEEP THIS RECEIPT FOR REFERENCE

