

Cowley County Regular Commission Meeting Minutes
Tuesday, May 18, 2010

The Board of County Commission met in regular session Tuesday, May 18, 2010 at 7:00 pm. Those present were Chairman Alan Groom, Vice Chairman Gary Wilson and Commissioner Dick Bonfy. Also present was Leroy Alsup, County Administrator and Karen Defore, County Clerk. Also in attendance were Ed McGowan, Lynn McGowan, Jim Prescott, Nate Krommendyk, Dale Steward, Jarrett Brooks, Don Read, Wayne Wilt, Bill Mueller, Dakota Davis and Allen Twitchell.

- Chairman Alan Groom delivered the invocation.
- Commissioner Bonfy moved, Vice Chairman Wilson seconded to approve the minutes of the Regular County Commission Meeting held on May 11, 2010 as presented. Vote 3-0
- Chairman Groom moved, Commissioner Bonfy seconded to approve the payment of the claims for the period of May 7, 2010 through May 18, 2010, check numbers 151731 through 151902 totaling \$454,754.02. Vote 3-0
- Leroy Alsup, County Administrator addressed Commissioners regarding a Road Crossing/Haul Road Permit Agreement for the TransCanada "Keystone Pipeline Cushing Extension" Project. Mr. Alsup stated this issue was a separate issue from the tax exemption issue granted through the legislature that is being protested by several counties including Cowley County. There are also interlocal agreements with the townships to allow for one permit throughout Cowley County versus a separate permit for each township. TransCanada has moved construction material from the yard to the site and voluntarily purchased gravel to be placed on some township roads they have traveled. Nate Krommendyk, representative of TransCanada was present and stated the final draft of the full permit has been reviewed and approved by TransCanada officials. The only thing that was not present at the meeting was the executed Performance Bond. Mr. Krommendyk stated the Bond has been executed and is in route from Texas to his office in Kansas City. Vice Chairman Wilson stated he did not agree with allowing the construction to move any further without that Performance Bond in the County's possession. After some discussion, Chairman Groom moved, Commissioner Bonfy seconded to approve and to authorize the County Engineer to issue a temporary three (3) week "Notice to Proceed" to TransCanada for the "Keystone Pipeline Cushing Extension" Project to allow them to initiate the project while the Performance Bond is being finalized. Vote 2-1

- Vice Chairman Wilson moved, Commissioner Bonfy seconded to authorize and direct the Chairman to execute the Pipeline Inspection Services Agreement with Kaw Valley Engineering, Inc. Vote 3-0
- Vice Chairman Wilson moved, Commissioner Bonfy seconded to authorize and direct the Chairman to execute the agreement for the construction and maintenance of BNSF Railroad Crossing signals and gates at 232nd Road South of Hackney. Vote 3-0
- Don Read, County Sheriff addressed Commissioners regarding an Interlocal Agreement between the City of Arkansas City and Cowley County for submitting a 2010 Byrne Justice Assistance Grant (JAG) Program Award. The full amount of the grant is \$12,418 of that amount Cowley County would receive \$6,209 to purchase equipment for officers. Sheriff Read stated there are no matching funds required with this grant. After some discussion, Chairman Groom moved, Vice Chairman Wilson seconded to authorize the Chairman of the Board of Cowley County to execute the Interlocal Agreement between the City of Arkansas City and Cowley County for the 2010 Byrne JAG Grant Program Award. Vote 3-0
- Don Read, County Sheriff addressed Commissioners regarding an invitation from Winfield Police Officer Frank Owen to the Commissioners to attend the Citizen Academy.
- Commissioners signed one journal entry.
- Commissioners signed abatements 2009-560 through 594.
- There being no further business, Chairman Groom moved, Vice Chairman Wilson seconded to adjourn at 7:40 pm. Vote 3-0

Karen D. Defore
Cowley County Clerk