

January 4, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Herb Pemberton, Chairman; Mike Page, Vice Chairman; Vicki Leonard, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting and the December 31, 2009 special meeting as printed. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-160 thru 161. Vicki Leonard seconded the motion. The motion passed 3-0.

Dan Morris informed the Commission that he has another maintainer (Unit #121) that needs to be repaired at an estimated cost of \$7,875.00. Herb Pemberton moved to allow Morris to repair the maintainer. Vicki Leonard seconded the motion. The motion passed 3-0. Morris also informed the Commission that he ordered 6 snow plow blades this morning for a total of \$1,200.00.

Vicki Leonard moved to allow the Chairman to sign the deed for the La Cygne Clinic. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker informed the Commission that as of today, he has 24/7 coverage in the County. Sheriff Walker also stated that they are switching to plain talk on the radios instead of using 10 codes. Sheriff Walker also gave statistics on average number of prisoners in custody.

The Commission, Road Foremen, and the Sheriff discussed the roads in the lake developments.

Doug Barlet reported on the weather for the week.

At 9:26 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, John Maloney attended the executive session.

At 9:34 AM John Maloney left the executive session.

At 9:36 AM the executive session ended. No action taken.

At 9:41 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss the acquisition of real estate. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Sheriff Walker, and Al Hurt attended the executive session.

At 9:56 AM the executive session ended. No action taken.

The Commission and Larry Robinson discussed E. 1650 Road. Robinson showed the Commission the original proposal from Cook, Flatt, & Strobel for the road. The Commission wants to investigate costs for the whole project before any decisions are made.

At 10:22 Vicki Leonard moved to take a break until 10:35 AM. Mike Page seconded the motion. The motion passed 3-0.

Gary Thompson informed the Commission that the City of Linn Valley is considering asking to withdraw from the Rural Fire District. If Linn Valley was not in the Rural Fire District this year, we would lose about \$25,000.00 in tax revenue.

At 10:45 AM the Chairman asked for public comment. Steve Riley commented on trees that may be in the right of way on 1700 Rd.

Chris Anton presented the revised Lake Region Solid Waste Management Plan. Vicki Leonard moved to adopt Resolution #10-01, adopting the revised Lake Region Solid Waste Management Plan. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #10-01:



At 11:39 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session to discuss personnel issues related to non-elected personnel until 11:45 AM. Mike Page seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 11:45 AM the executive session ended. No action taken.

Herb Pemberton commended Joe Maloney for his work on getting the scales put in at the landfill. Pemberton also thanked Mike Page and Vicki Leonard for their work on the project.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, January 11, 2010. Mike Page seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

January 11, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Herb Pemberton, Chairman; Mike Page, Vice Chairman; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance.

John Sutherland asked the Commission to change Christina Chapman's Job Description and place that description in Range 5. Mike Page moved to increase Christina Chapman's salary from Range 3 (\$13.33 per hour) to Range 5 (\$14.09 per hour) and include her new Job Description (Legal Secretary/Paralegal) in Range 5. Herb Pemberton seconded the motion. The motion passed 2-0.

Herb Pemberton moved to appoint Mike Page as the Commission Chairman for 2010. Mike Page seconded the motion. The motion passed 2-0.

Herb Pemberton moved to appoint Vicki Leonard as the Commission Vice-Chair for 2010. Mike Page seconded the motion. The motion passed 2-0.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-162. Herb Pemberton seconded the motion. The motion passed 2-0.

Larry Robinson presented a railroad project agreement with BNSF Railway Company for signals and gates at the 800 Road crossing. Herb Pemberton moved to allow the Chairman to sign the agreement. Mike Page seconded the motion. The motion passed 2-0.

Larry Robinson discussed bridge inspections with the Commission.

Dan Morris asked the Commission how many calls they received about roads this weekend. Mike Page stated that he had around 20 calls. Morris discussed problems they had with equipment this weekend. Herb Pemberton stated that he had 2 calls.

Doug Barlet presented a Proclamation of Local Disaster Emergency due to the recent snow storm and power outage. Mike Page moved to approve Resolution #10-03 declaring a State of Local Disaster Emergency because of the recent snow storm and power outage in the County. Herb Pemberton seconded the motion. The motion passed 2-0. Following is a copy of Resolution #10-03:

RESOLUTION #10-03 AND PROCLAMATION

PROCLAMATION of a State and Local Disaster Emergency for Linn County, Kansas:

WHEREAS on the 7th day of January, 2010 the Board of Commissioners of Linn County, Kansas finds certain conditions have caused, or eminently threaten to cause wide-spread or severe damage, injury or loss of life or property in disaster proportion in Linn County, Kansas.

WHEREAS, such conditions have created obstructions which endanger health, safety and welfare of persons and property within the border of Linn County, Kansas.

Now, therefore, be it resolved by the Board of County Commissioners of Linn County, Kansas:

That the Board of County Commissioners of Linn County, Kansas under and by virtue of the authority vested in it by K.S.A. 1975 Supp. 48-932, does hereby PROCLAIM that a State of Local Disaster Emergency exists.

IT IS FURTHER RESOLVED AND PROCLAIMED that the area within the border of Linn County, Kansas covered by this proclamation/resolution is the entire area of Linn County, Kansas.

BE IT FURTHER RESOLVED that said Board has all rights and/or powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Preparedness Act of 1975.

IT IS FURTHER RESOLVED AND PROCLAIMED that this resolution shall remain in effect for a period of seven (7) days unless terminated earlier or renewed by consent of the governing body.

ADOPTED BY THE BOARD OF LINN COUNTY COMMISSIONERS THIS 28th DAY OF DECEMBER, 2009.



ATTEST:

David L. Lamb, Linn County Clerk

Herb Pemberton, Chairman

Mike Page, Vice Chairman

Vicki Leonard, Member

The Commission and Barlet discussed the recent power outage in the La Cygne and Linn Valley areas. Barlet also asked for permission to purchase 4 tires from Wingfoot Commercial Tire Service for Rescue 1 at Station 910 for \$316.11 per tire. Mike Page moved to allow Barlet to purchase the tires for approximately \$1,300.00. Herb Pemberton seconded the motion. The motion passed 2-0.

Herb Pemberton moved to allow a Firefighter to attend an FRA meeting in Salina this week for a cost of \$200.00. Mike Page seconded the motion. The motion passed 2-0.

The Commission reviewed the YTD Park Report for December 2009.

Mel Bolling presented a Letter of Support for the Public Transportation Grant and the application for the Public Transportation Grant. Mike Page moved to sign the application and letter of support. Herb Pemberton seconded the motion. The motion passed 2-0.

Dennis Arnold presented the SEK Regional Planning Commission dues statement for 2010 in the amount \$3,835.50. Mike Page moved to approve the 2010 dues payment. Herb Pemberton seconded the motion. The motion passed 2-0.

Mike Page moved to adopt Resolution #10-04, amending the Employee Handbook concerning overtime pay for County holidays. Herb Pemberton seconded the motion. The motion passed 2-0. Following is a copy of Resolution #10-04:

RESOLUTION NO. 10-04

A RESOLUTION AMENDING THE PERSONNEL HANDBOOK OF LINN COUNTY, KANSAS, TO CLARIFY HOLIDAY PAY POLICIES.

IT IS HEREBY RESOLVED BY THE GOVERNING BODY OF LINN COUNTY, KANSAS:

1. In the section of the Linn County Personnel Handbook entitled "Leave", the last sentence of the Sub-Section entitled "Holidays", which currently reads "Employees required to work on holidays will be paid regular time for the holiday plus regular time for the hours they work on the holiday", is hereby amended to read in its entirety as follows:

"Employees required to work on holidays will be paid regular time for the holiday and will additionally be paid for the hours they work on the holiday. If the hours worked on the holiday cause the employee to actually work in excess of 40 hours in the work week, the employee will be paid 1 1/2 time for those hours."

2. This Resolution shall take effect upon its approval by the Governing Body.

RESOLVED THIS 11th DAY OF JANUARY, 2010.

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS

ATTEST:

COUNTY CLERK



Jerry Bedgood asked the Commission for help from the Road Dept. moving the Appraiser's office next Monday. The Commissioners will ask for volunteers from the Road Dept. to help with the move.

Herb Pemberton moved to accept the annual reports from Liberty Township, Paris Township, and Sheridan Township. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to sign letters of support for Tri-Ko, Inc. for Section 5310 and Section 5317 grants. Herb Pemberton seconded the motion. The motion passed 2-0.

Herb Pemberton moved to reschedule the January 18th regular meeting to Tuesday, January 19th at 9:00 AM due to the Martin Luther King, Jr. Holiday. Mike Page seconded the motion. The motion passed 2-0.

Herb Pemberton moved to adopt Resolution #10-02 declaring a 2003 Ford Crown Victoria as surplus property. Mike Page seconded the motion. The motion passed 2-0. Following is a copy of Resolution #10-02:



The Clerk presented the annual KAC 2010 Dues invoice in the amount of \$2,693.20. This is a decrease from last year's dues of \$2,719.43. Herb Pemberton moved to pay the annual KAC Dues for 2010 in the amount of \$2,693.20. Mike Page seconded the motion. The motion passed 2-0.

Herb Pemberton moved to approve the request for CDBG funds in the amount of \$43,262.00 for the Prescott Fire Station project. Mike Page seconded the motion. The motion passed 2-0.

Sheriff Walker discussed a call that happened Friday night. The Sheriff presented proposals for Precision Rifle Operators and Training.

The Commission discussed landfill fees. The Clerk will schedule some time on next week's agenda to discuss the issue. The Counselor will prepare a resolution for the CD fees for next week's meeting.

Mike Page moved to allow Dan Purinton (Purinton Pest Control) to treat the Blue Mound Road Shop Bldg for termites for a cost of less than \$1,000.00. Herb Pemberton seconded the motion. The motion passed 2-0.

At 10:40 AM the Chairman asked for public comment. Fred Kautt addressed the Commission concerning the street signs in Centerville. Kautt asked the Commission to consider replacing the street signs in Centerville. The Commission stated that there are other unincorporated areas that they would need to consider also.

At 10:45 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:55 AM the executive session ended. No action taken.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Tuesday, January 19, 2010. Herb Pemberton seconded the motion. The motion passed 2-0.

Commission Chair

Attest: _____
County Clerk

January 19, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. David Lamb led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-163 and 164. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the Sheriff's Monthly Fee Report for December 2009. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to accept the annual reports from Stanton Township, Valley Township, and Cemetery District #3. Vicki Leonard seconded the motion. The motion passed 3-0.

Larry Robinson presented a grant of road easement requested by Beachner Grain located on the southwest edge of Mound City. Herb Pemberton moved to accept the grant of road easement as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Harry Wisdom presented two permits to bury telephone cable requested by Centurylink located at K7 & Ogden Road. Vicki Leonard moved to approve the permits to bury telephone cable as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris informed the Commission that Caterpillar will sell him a lift group for a maintainer for use with a V-blade snow plow for \$6,250.00. Herb Pemberton moved to purchase the lift group for \$6,250.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker gave a report on the weekend's activities. The Sheriff presented quotes for equipping the new patrol vehicles. The Sheriff also presented a letter from Ford Motor Company concerning the leases on the new vehicles. Sheriff Walker then presented information on an E911 grant to replace equipment. The County's cost with the grant would be \$39,788.00. Vicki Leonard moved to approve the application for the grant to upgrade the E911 system. Herb Pemberton seconded the motion. The motion passed 3-0.

Doug Barlet presented an application from Wyatt Jackson to be a Firefighter at Station 970. Herb Pemberton moved to hire Wyatt Jackson as a probationary Firefighter. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet also presented a request for bids for the heaters for Station 950. Mike Page moved to allow Barlet to go out for bids with the specs. listed in the proposal. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then asked about paying for EMT training. The two Firefighters would like to have the County pay for the training up front. The cost would be \$1,371.00 per Firefighter. Vicki Leonard moved to approve the EMT training agreement as presented. Herb Pemberton seconded the motion. The motion passed 3-0. (Derrick Bowman and Josh Riggs are the two Firefighters interested in the EMT training.)

The Commission and Barlet discussed clearing snow at the Fire Stations and Ambulance Stations. The Commission will talk to the Road Foremen about clearing snow. The Commission thanked Tom Kemper for his help with the generators when the power went out.

Jerry Bedgood thanked the Commission for the help from the Road Dept. yesterday moving the Appraiser & Mapping Depts. Mike Page also thanked John Copple for his work on the project.

Bruce Holt thanked the Commissioners, Tom Kemper, and Doug Barlet for their help when the power was out at the Park. Holt also thanked Dan Morris for clearing roads on the north end of the Park.

Joe Maloney presented information on income at the landfill for 2009. C&D Material - \$11,983.00, Tires - \$571.00, Recycling - \$6,849.36, Total \$19,403.36. The Commission and Maloney discussed issues that are still remaining with the scale project. The Commission and Maloney also discussed fees for the landfill. The Counselor is preparing a resolution that will assess fees of \$15.00 per ton for C&D. Maloney suggested not accepting out of County C&D or charging a higher rate for out of County C&D. The Commission discussed placing an ad in the paper asking for volunteers to be on a committee to study the issue of charging for municipal. After discussion, the Commission decided not to look into charging for municipal waste at this time.

Doug Barlet informed the Commission that James Akes would also like to take the EMT class.

At 11:32 AM Vicki Leonard moved to take a 10 minute break and then recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets of a corporation. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Dennis Arnold attended the executive session.

At 11:52 AM the executive session ended.

At 11:55 AM Vicki Leonard moved to extend the above listed executive session for 15 minutes. Mike Page seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 12:10 PM the executive session ended. No action was taken as a result of the executive session.

At 12:18 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets of a corporation. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:28 PM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to approve the following pays/special pays, totaling \$651,046.21: General, \$292,970.95; Employee Benefit, \$204,509.64; Appraiser, \$10,151.37; Rural Fire, \$24,135.10; Road and Bridge, \$100,335.21; 911 Telephone Tax, \$1,584.63; County Health Dept., \$8,718.34; Crime Victim Assistance, \$977.23; Elderly, \$7,447.07; and Zoning LEPP, \$216.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission signed a letter to the Road Foremen concerning snow removal issues.

Vicki Leonard moved to purchase CA Threat Manager (anti-virus program for the computer system) from Tiger Direct for \$2,706.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to schedule a special meeting at Prescott Nursing Home at 6:00 PM Wednesday January 20th to attend the Nursing Home Board Meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action will be taken at this special meeting.

The Commission discussed the need to address tabled issues on the agenda. The Commission also discussed road issues that need to have input from the Road Foremen, Larry Robinson, and John Byington.

With nothing further on the agenda Vicki Leonard moved to adjourn until 6:00 PM Wednesday, January 20, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

January 25, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to accept the annual reports from Mound City Township, Potosi Township, Cemetery District #4, Cemetery District #5 and Mound City Cemetery District. Herb Pemberton seconded the motion. The motion passed 3-0.

John Byington addressed the Commission concerning upgrading equipment. Byington would like to replace the 1978 loader with a newer model. Dan Morris would also like to upgrade his 1994 loader. District #2 also has a 1991 loader that could be upgraded. Byington stated that Murphy Tractor & Equipment would sell us a 2005 644J for \$82,500.00 minus \$19,000.00 trade in for a 950 Cat loader, total cost \$63,500.00. Larry Robinson would also like to have some repairs done to one of the sign trucks this year. The Commission agreed to send Byington and a Mechanic or Road Foreman to look at the 644J (It is currently in Grand Island, NE).

Larry Robinson presented a railroad crossing agreement with BNSF for 1650 Road. Herb Pemberton moved to allow Chairman to sign the agreement as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Larry Robinson stated that it would take 254 street signs for Centerville, Boicourt, Goodrich, and Trading Post. The old estimate for the signs was \$12,075.00, but requirements have changed and it would probably cost more now. Robinson stated that we would also need an amended plat for Centerville. Vicki Leonard moved to amend the plat for Centerville. Herb Pemberton seconded the motion. The motion passed 3-0. Robinson recommends only putting signs on streets that are in use. (Some streets are platted but do not physically exist.)

The Commission, Robinson, and Gary Thompson also discussed mapping and GPS units. Currently, services such as Garmin, do not have updated maps for Linn County. We could provide new maps to the companies that provide service for the GPS companies.

Rick Porter presented the 2009 Lake Region RC&D Annual Report and the 2010 Lake Region RC&D Annual Plan.

Sharon Geiss presented the quarterly report for the Nutrition Program. Geiss also stated that they are approved for a \$15,000.00 grant to replace the Meals on Wheels van. The County would be responsible for the remainder of the cost.

At 10:42 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session until 11:00 AM to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, John Byington, and Counselor attended the executive session.

At 10:55 AM John Byington left the executive session.

At 11:00 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet presented bids for flatbeds for the new grass trucks for the Fire Dept. Barlet also presented estimates for resizing the existing beds. Removing the old beds would also decrease the value of the old trucks. Bids received were: Economy Mfg. Co., 3 Flat Beds Installed \$6,556.50, 3 Flat Beds w/No Installation \$5,656.50; Neal Mfg., 3 Flat Beds Installed \$7,200.00; Eastern Kansas Equipment & Sales, 3 Flat Beds Installed \$6,075.00. Neal Mfg. also bid \$3,900.00 to modify and reinstall the old flat beds on the new trucks. The Fire Board recommends purchasing new flatbeds. Mike Page asked Barlet to check with additional suppliers in the County.

Barlet also presented a draft of a new Burn Resolution and an Open Burning Registration Permit.

Joe Maloney discussed C&D debris. Maloney would like to only accept C&D debris from Linn County. Maloney suggested charging \$20.00 per ton with a minimum (1/2 ton or less) \$10.00. Maloney also discussed a “pushing fee” in the Solid Waste trash room.

Don George discussed commercial rough fish harvest at the La Cygne Lake (Power Plant Lake).

At 12:09 PM the Chairman asked for public comment. Fred Kautt thanked the Commission for addressing the street sign issue and invited the Commissioners to the Centerville Betterment dinner this Friday.

The Commission agreed to allow John Maloney to attend Installer’s Training in Anderson County on February 10th.

Clerk informed the Commission of complaints about the driveway at the La Cygne Compactor site.

Vicki Leonard moved to sign a letter to Jaime Warhurst concerning snow removal on County roads. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to schedule a special meeting at Prescott Country View Nursing Home at 6:00 PM Wednesday January 27th, to attend the Nursing Home Board Meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action will be taken at this special meeting.

Gary Thompson presented an agreement with Burns & McDonnell Engineering Company, Inc. for the engineering for the airstrip. Vicki Leonard moved to authorize the Chairman to sign the agreement. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to enter into a Supplemental Agreement for Design Phase Services in the amount of \$8,506.00 with Burns & McDonnell. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet informed the Commission that Conley would charge \$2,300.00 per bed and Mike’s Repair would charge \$3,200.00 per bed for installing flat beds on the new trucks. Gary Thompson suggested getting info on the gauge of the metal in the beds.

At 12:32 PM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Doug Barlet attended the executive session.

At 12:37 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Herb Pemberton moved to adjourn until 6:00 PM Wednesday, January 27, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

January 27, 2010

The Board of Linn County Commission met in special session at 6:00 PM at the Prescott Country View Nursing Home, Prescott, Kansas. Those present were Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Following is a copy of the Notice of Special Meeting:



Bobby Lowe thanked the Commission for attending their board meeting. The Nursing Home Board informed the Commission that they currently have 35 residents and their capacity is 60. They need to have a least 40 to be able to operate. The Board believes they are losing people due to assisted living centers and home health. They are looking into becoming a Skilled Nursing Facility which would allow them to receive Medicare funds. They are also considering making one wing assisted living. The Clerk asked if they would need to increase staff if they became a Skilled Facility. The Board stated that they have enough staff now. The Board also stated that they are considering raising the rates in June. The Board asked the Commission if they think the people of the County would rather have a locally owned facility. They are worried that they may have to sell the facility to a nursing home chain. The Board also asked if the County would be willing to financially support the nursing home and asked what the citizens of the County would think of that. Herb Pemberton stated that he hate to see us lose the nursing home. Vicki Leonard stated that she wants to keep the nursing home locally owned. Vicki Leonard discussed the possibility of a sales tax to support the nursing home. David Lamb asked if they had considered decertifying some of the beds or closing off one wing of the facility. The Commission asked how much money they need at this time. The Board said around \$50,000.00. The Commission suggested writing letters to Senator Brownback, State Senator Apple, and other State and Federal officials to see if there is any assistance available. The Commission and Board also discussed expanding the Hospital District. Jackie Taylor suggested talking to Al Hurt, Linn County Foundation, to see if they could offer any assistance.

With nothing further on the agenda the meeting adjourned.

Commission Chair

Attest:

County Clerk

February 1, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting and the January 27th special meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to accept the annual report from Cemetery District #1. Vicki Leonard seconded the motion. The motion passed 3-0.

John Maloney presented the Annual Noxious Weed Eradication Progress Report for 2009. Vicki Leonard moved to accept and sign the Annual Noxious Weed Eradication Progress Report for 2009. Mike Page seconded the motion. The motion passed 3-0.

Maloney also presented the 2011 Annual Management Plan for Noxious Weeds. Mike Page moved to accept and sign the 2011 Annual Management Plan for Noxious Weeds. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker presented information on the grant for 911 funding. The Sheriff would like to apply for a larger grant amount for computers for the vehicles, making the total grant application \$204,264.00 with the County's share of \$60,000.00. Vicki Leonard moved to approve the increased grant request. Herb Pemberton seconded the motion. The motion passed 3-0.

The Sheriff informed the Commission that he is still interested in using the old doctor's office building.

At 9:42 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Sheriff, and County Clerk attended the executive session.

At 9:57 AM the executive session ended. No action was taken as a result of the executive session.

Joe Maloney addressed the Commission concerning C&D Landfill fees. Maloney and the Commission will discuss fees next week. Maloney also discussed e-waste. If we accept e-waste, we will have to pay for someone to dispose of it. Mike Page suggested charging a fee that will cover disposal.

Doug Barlet presented a pay request from Wes Ogle Construction in the amount of \$11,557.00 for construction costs for the Prescott Fire Station. Mike Page moved to approve and allow the Chairman to sign the pay request. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet also presented information on the flat beds for the new grass trucks. Bids received were: Economy Mfg. Co., \$6,556.50, 1/8" metal; Neal Manufacturing, \$7,200.00, bed weight 1080 lbs.; Eastern Kansas Equipment & Sales, \$5,625.00, bed weight 900 lbs.; and Conley Sales, \$6,500.00, bed weight 950 to 1000 lbs. Mike Page moved to approve purchasing the beds from Eastern Kansas Equipment & Sales in the amount of \$5,625.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission agreed to discuss the open burning regulations next week when the County Counselor is available. Herb Pemberton stated that he thinks we should just follow State Statutes. Vicki Leonard stated that she wants to use State regulations. Herb Pemberton does want people to call dispatch when they are going to burn. Mike Page stated that he would rather adopt the State regulations.

At 10:33 AM the Chairman asked for public comment. Robert Tyson commented on open agricultural burning, State and County regulations. Steve Johnson, Larry Hall, and Fred Kautt also commented on open burning regulations.

Elizabeth Maxwell presented the 2009 East Central Kansas Area Agency on Aging Annual Report. Maxwell also presented the Kansas Area Agencies on Aging Association 2010 Public Policy Goals.

Pam Cannon asked for permission to attend the Mid-America GIS Symposium in Kansas City on April 18th thru April 22nd. Cannon also asked about providing shape files to the US Census Bureau and errors with some of our address points. Cannon would not be opposed to providing the center line files for GPS use at no cost. The Commission agreed to provide information to the Census Bureau and center line files for GPS at no cost. The Commission also agreed to allow Cannon to attend the Mid-America GIS Symposium.

Vicki Leonard moved to approve the following pays/special pays, totaling \$377,483.06: General, \$220,830.12; Employee Benefit, \$57,462.36; Appraiser, \$8,491.49; Rural Fire, \$8,813.17; Road and Bridge, \$67,456.34; 911 Telephone Tax, \$2,103.16; County Health Dept., \$8,249.33; Crime Victim Assistance, \$977.22; Elderly, \$2,883.20; and Zoning LEPP, \$216.67. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, February 8, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

February 8, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners’ Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for January 2010.

Herb Pemberton moved to reschedule the February 15th regular meeting to Tuesday, February 16th at 9:00 AM due to the President’s Day Holiday. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that Linn County’s Average County Levy is the 18th lowest in the State this year.

Sheriff Walker addressed the Commission concerning prisoner housing. We have more prisoners in custody than last year. Sheriff Walker also discussed the property storage area.

At 9:16 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Sheriff Walker attended the executive session.

At 9:26 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet asked the Commission to purchase an 8’x8’x40’ storage container to house generators and other equipment. Mike Page moved to allow Barlet to purchase a storage container for \$2,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet also asked about authorization to sign the Partial Payment Estimate forms for the grant for the fire station. The actual payments would still have to be approved by the Commission. Vicki Leonard moved to authorize Doug Barlet to sign the Partial Payment Estimate forms on behalf of the County for the Prescott Fire Station to expedite the paperwork. Herb Pemberton seconded the motion. The motion passed 3-0.

County Treasurer Carmen Self gave the Year End Interest and Delinquent Tax Reports. Interest for 2009 was \$125,862.97, down from \$218,655.29 in 2008. Delinquent Real Estate Taxes as of 12/31/09 were \$615,210.15 and Delinquent Personal Property Taxes as of 12/31/09 were \$64,715.64.

Larry Robinson presented bid specifications for street signs for the unincorporated areas of the County. Bids are due March 1, 2010. Robinson also discussed issues with bridge inspections and an issue with an addition to a travel trailer.

Joe Maloney gave the Commission information on the C&D Landfill Fees. Maloney suggested charging \$30.00 per ton for C&D waste with a minimum charge of \$10.00 for small loads (less than 1 ton). The Commission will discuss the fees next week when the Counselor is present.

Maloney also presented information on monitoring gas emissions from the old landfill. Mike Page moved to authorize Aquaterra to perform Task 1 in the amount of \$1,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve and allow the Chairman to sign Solid Waste Collection Permits for Arnold Ayers; David Cummings; VH Enterprises, LLC; East Central Kansas Refuse; Linn County Transportation; and L&K Services, Inc. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:26 AM the Chairman asked for public comment. Bernita Robbins stated we should follow State regulations on burning. Kristi Thayer presented information from the PowerGroup on insurance services that they provide.

Doug Barlet asked the Commission for permission to store some supplies/equipment at his house while work is being done on his office. Mike Page suggested storing some of the equipment at the District 2 Road Shop. John Black stated that items could be stored at his shop.

Larry Robinson asked the Commission about the road leading to the ambulance barn in Pleasanton. John Black stated it would take at least 4 loads of rock for the road. We are not sure whose responsibility the road should be, but it is a safety issue at this time. The Commission stated that this is an immediate need so the ambulance can respond. John Black will haul some rock for the road today.

At 10:40 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

John Copple presented information on the RFP for health insurance. Copple has worked up the schedule for the RFP and has initial information ready to go out to vendors this week. Copple discussed our health plan, Section 125, open enrollments, key definitions, etc. Copple discussed the types of plans we are asking vendors to bid and the schedule that will be followed.

The Clerk informed the Commission that Road Dist. #1 needs a new floor jack. Their old jack is broken. They can purchase a jack from NAPA for \$1,700.00. Herb Pemberton moved to allow Road Dist. #1 to purchase a new floor jack from NAPA for \$1,700.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$140,668.79: General, \$85,945.76; Appraiser, \$902.35; Rural Fire, \$8,813.29; Road and Bridge, \$38,225.16; 911 Telephone Tax, \$2,523.62; County Health Dept., \$919.65; and Elderly, \$3,338.96. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission discussed issues with the Nursing Home in Prescott and issues with open burning. The Commission wants Gary Thompson to look into fines for open burning violations and issues that fines would create.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Tuesday, February 16, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

February 16, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-166 and 167. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to allow the Chairman to sign the KDOC Applicant/Recipient Disclosure/Update Report concerning an additional contractor on the Prescott Fire Station project. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker discussed red light permits and a recent complaint about an individual that was speeding across Miami County.

John Byington addressed the Commission concerning upgrading the loader for the Road Dept. Byington found a 2005 624J that he looked at last week. The loader has 4200 hours. Murphy Tractor wants \$78,500.00 minus a \$19,000.00 trade in for the loader. Vicki Leonard moved to approve the purchase of the 624J loader from Murphy Tractor for \$59,500.00 including trade in, \$50,000.00 from All Dist. Capital Outlay and \$9,500.00 from Special Machinery. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris talked to a representative from KCPL last week about a power line and easements. They may need to put some poles on County right of ways.

The Commission agreed to discuss the 5 Year Road Plan next Monday at 11:00 AM.

Tim Martin addressed the Commission concerning bids for the heating project at Station 950. The only bid received was from Douglass & Sons Heating & A/C in the amount of \$11,211.00. Vicki Leonard moved to accept the bid from Douglass & Sons Heating & A/C in the amount of \$11,211.00 to be paid from Fire Special Equipment. Herb Pemberton seconded the motion. The motion passed 3-0.

Jerry Bedgood informed the Commission that he has one bid for replacing the gutters and should receive another bid tomorrow. The interior work in the Courthouse should be done in about two weeks.

Aaron Reynolds from Automated Business Systems gave a presentation for evidence storage in the old fire barn. ABS could put the evidence storage system in for around \$40,000.00.

Joe Maloney and the Commission discussed C&D Landfill fees. Maloney suggested the following rates: 0 – 1000 lbs., \$5.00; 1000 lbs. – 1 ton, \$10.00; per ton rate, \$30.00; clean rubble rate, \$15.00. Mike Page gave Maloney and the Commission copies of Miami County's rate schedule to review. Mike Page stated that he also wants to address clean rubble and sorting fees. Mike Page also discussed an exemption for municipalities for special projects. The Commission instructed Maloney to purchase 2000 scale tickets for \$880.00.

The Commission and Counselor discussed the open burning resolution. The Counselor reviewed the State regulations concerning open burning. The Commission discussed various burning issues with the audience. Vicki Leonard moved to adopt the State regulations for burning and repeal the existing County resolution. Herb Pemberton seconded the motion. Mike Page would like to include fines in the County's regulations. The motion passed 2-1.

The Chairman asked for any additional public comment. Rose Smith addressed the Commission concerning the condition of the road in front of her house in early February. Smith also gave the Commission pictures of the road.

Smith stated that the road was impassable without a four wheel drive.

Maxine Goucher addressed the Commission concerning the Silver Haired Legislature. Goucher discussed current issues facing the elderly and budget problems at the State level. Goucher also stated that she has been visiting the congregate meal sites and is worried about the lack of participation at the sites. Goucher also discussed income tax filing, the Prescott nursing home, and other concerns.

The Clerk informed the Commission that John Maloney is planning on having the Commission open bids for Noxious Weed chemicals on March 15th. Maloney also needs to attend a Noxious Weed Conference and Continuing Education in the first week of March.

The Clerk informed the Commission that an individual wants to talk to them next week for 30 minutes concerning property tax issues. That individual already has a case pending in the Court of Tax Appeals. Gary Thompson recommends not responding to the taxpayer's comments. The Commission agreed to limit the individual to 15 minutes.

Mike Page moved to approve the following pays/special pays, totaling \$243,245.70: General, \$113,969.48; Employee Benefit, \$52,590.51; Appraiser, \$8,151.96; Rural Fire, \$1,743.79; Road and Bridge, \$53,137.72; Equipment Reserve, \$2,488.95; 911 Telephone Tax, \$376.05; County Health Dept., \$6,205.10; Crime Victim Assistance, \$977.23; Elderly, \$3,388.24; and Zoning LEPP, \$216.67. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that County Government Day will be March 8th.

Herb Pemberton moved to appoint Kristi Thayer and Christine Teagarden to the Economic Development Committee. Mike Page seconded the motion. The motion passed 3-0.

At 12:48 PM Mike Page moved to recess from the Board of Commission meeting into executive session until 1:20 PM to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 1:20 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, February 22, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

February 19, 2010

At 9:50 AM, after notifying the Linn County News and the Osawatomie Graphic, a phone poll of the Commissioners was conducted concerning repairs needed for Rescue 2 at Station 920. Rescue 2 was out of service due to a faulty ECU (Allison Transmission Computer Control Unit). The estimated cost for a new ECU is \$2,500.00. All three Commissioners approved the purchase of a new ECU for \$2,500.00. After the Commissioners approved purchasing the new ECU, both newspapers were contacted with the results of the phone poll.

Attest:

Commission Chair

County Clerk

February 22, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting and the February 19th phone meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-168 and 169. Vicki Leonard seconded the motion. The motion passed 2-0.

Mike Page moved to approve the following pays/special pays, totaling \$68,475.00: Rural Fire, \$68,475.00. Vicki Leonard seconded the motion. The motion passed 2-0.

Sheriff Walker addressed the Commission concerning emergency vehicle permits and evidence storage. The Sheriff would like to put the emergency vehicle permits on an annual renewal. Sheriff Walker has not had time to review the evidence locker bids yet. Sheriff Walker also discussed a chop shop that was busted this weekend and help we received from the FBI.

At 9:15 AM Commissioner Pemberton arrived.

At 9:18 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Sheriff, and County Counselor attended the executive session.

At 9:23 AM the executive session ended. No action was taken as a result of the executive session.

Herb Pemberton moved to adopt Resolution #2010-05, establishing a fee schedule for open records requests and repealing Resolution #2005-16. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2010-05:

RESOLUTION NO: 2010-05

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LINN COUNTY, KANSAS

A RESOLUTION ESTABLISHING A FEE SCHEDULE FOR OPEN RECORDS REQUESTS AND REPEALING
RESOLUTION NO: 2005-16

WHEREAS, K.S.A. 45-218 (f) states a "public agency may charge and require advance payment of a fee for providing access to or furnishing copies of public records;" and

WHEREAS, K.S.A. 45-219 permits fees in the amount of the actual cost of furnishing copies, including the cost of staff time required to make the information available; and

WHEREAS, the Kansas Open Records Act does not require any public agency to create a record;

NOW THEREFORE, BE IT RESOLVED by the Board of Linn County Commissioners meeting in regular session this 22nd day of February, 2010:

1. Fees shall be charged for requesting public records. In complying with this, the following charges shall be assessed:

Category	Fee	Unit
Copies	\$ 1.00 x 1.00"	per page
CD-ROM Copies	\$ 1.00 x 1.00"	per page
Copies	\$ 1.00 x 1.00"	per page
CD-ROM Copies	\$ 1.00 x 1.00"	per page
Copies	\$ 1.00 x 1.00"	per page
CD-ROM Copies	\$ 1.00 x 1.00"	per page
Notes	\$ 1.00	per page
Complete Printouts	\$ 1.00 x 1.00"	per page
Complete Printouts	\$ 1.00 x 1.00"	per page
Research/Labor Time	\$ 1.00	per hour
Printing, Duplex Size - Unilateral Print	\$ 1.00	per page
Printer Toner/Ink	\$ 1.00	per page
Printer Labels	\$ 1.00	per label
Other Printing Cost	\$ 1.00	per label

2. Fees for GIS/Mapping services will be set by the Board of Commissioners and may be obtained by contacting the GIS/Mapping Department.

3. If the request for information requires the creation of a new record, the Freedom of Information Officer may refuse to comply with the request stating this fact. In the event of providing public information, the Freedom of Information Officer may create the record or assign the requester to meet the fee schedule necessary to create the new record. In either case, the fees in section 1 shall apply.

4. The Freedom of Information Officer may require that the fee or a deposit of \$20.00 to meet it, within, review, copy and/or mail a record and be collected in advance.

5. Resolution No. 2005-16 is hereby repealed.

This resolution shall be in full force and effect on the date of passage.

APPROVED AND ADOPTED THIS 22ND DAY OF FEBRUARY, 2010

ATTEST:

David L. Lamb, County Clerk

BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS

Mike Page, Chairman
Vicki Leonard, Vice Chair
Herb Pemberton, Member

The Counselor and Commission discussed emergency vehicle permits. The Counselor also gave the Commission copies of the Work for Hire Agreement for the heaters at Station 950.

Counselor Gary Thompson then presented a proposed resolution for open burning. Vicki Leonard moved to adopt

Resolution #2010-06, repealing Resolution #2008-07, stating that Linn County will follow State regulations for open burning. Herb Pemberton seconded the motion. Mike Page stated that he would like to include fines for not following the regulations. The motion passed 2-0. Mike Page abstained.

Gary Thompson then presented a proposed resolution for C&D landfill fees. Vicki Leonard moved to adopt Resolution #2010-07, setting C&D Landfill Fees, and amending Section 4 of Resolution #2009-23. Herb Pemberton seconded the motion. The motion passed 3-0. Following are copies of Resolution 2010-06 and Resolution 2010-07:



Jerry Bedgood presented a bid from Mid-State Restoration for refinishing 2nd floor interior windows in the amount of \$1,479.00. Vicki Leonard moved to approve the bid in the amount of \$1,479.00. Herb Pemberton seconded the motion. The motion passed 3-0. Jerry Bedgood asked the Commission to look at the floors before they are refinished. The Commission agreed that the floors should be stained before being finished.

At 9:43 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 9:58 AM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed the emergency vehicle permits that have been approved since 1996. The Clerk will contact some of the permit holders for more information.

Larry Hall addressed the Commission concerning his appeal on his property tax values with the Kansas Court of Tax Appeals. Hall discussed the declining value of homes around the country in the last few years. Hall does not believe that our Appraiser has correctly valued his house. Hall also stated that he has an issue with the County Counselor representing the Appraiser in the Court of Tax Appeals hearing. Hall has asked his State Representative to introduce legislation concerning the tax appeal process and legal representation for County Appraisers. Hall asked if the Commission authorized Gary Thompson to represent the Appraiser. Gary Thompson stated that the role of the County Counselor is to represent the County. Hall also asked how much the County is spending on these legal services.

At 10:31 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:45 AM the Chairman asked for public comment. Rose Smith stated that she drove around the County taking pictures of roads yesterday. Smith discussed road problems around the County. Steve Johnson stated that there are problems with roads in his area also, ditches need to be cleaned out. Fred Kautt stated that we should publish the new information about open burning.

At 11:00 AM the Commission, Road Foremen, and Larry Robinson discussed road issues and the Five Year Road & Bridge Plan. Larry Robinson stated that we have a request from KDOT to update our 5 year plan. Currently we have 3 bridges on the plan. We need to get started on planning for a bridge project to keep from losing our State funding. Larry Robinson will come back next week with suggestions for a consultant for the bridge projects. John Byington stated that we need to have a fund to build up money for matching funds for these projects. The Commission and Foremen discussed current plans for roads and the need for long term plans. The Foremen discussed current issues with our roads. We need rock on all our roads. Dan Morris asked if we need to postpone our blacktop projects this year so we have enough money to work on gravel roads. The Commission asked the Foremen to come back next week with estimates for current projects and ideas for long term projects.

Vicki Leonard moved to allow the Chairman to sign a Civil Rights/Fair Housing Policy for the Station 960 project. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:27 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets of a corporation. Mike Page seconded the motion. The motion passed 3-0. The Commission and Dennis Arnold attended the executive session.

At 12:37 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, March 1, 2010. Mike Page seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

March 1, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Dennis Arnold led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-170 and 171. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for January 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chairman to sign the Authorized Signature Form for requesting CDBG funds. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chairman to sign the Request for Payment of CDBG Funds in the amount of \$6,934.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve reimbursement of EMT training fees in the amount of \$1,007.00 to Larry Maloney to be paid from the EMS line item in the General Fund. Vicki Leonard seconded the motion. The motion passed 3-0. Maloney will need to sign an agreement with the County to continue working for the Fire Department for a specific amount of time.

Herb Pemberton moved to allow the Chairman to sign the Work For Hire Agreement with Douglass & Sons Heating & A/C for the Station 950 heaters in the amount of \$11,211.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk gave the Commission an update on the health plan RFP.

Sheriff Walker gave a report on the weekend's activities.

At 9:24 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Sheriff Walker attended the executive session.

At 9:34 AM the executive session ended. No action was taken as a result of the executive session.

The Clerk reminded the Commission that next week is County Government Day. The American Legion has invited the Commission and other County officials to join the students for lunch at Noon at the Legion Building.

Jerry Bedgood presented a proposal from Mid-State Restoration for refinishing the wood trim upstairs in the Courthouse and repairing the ceiling in the downstairs Appraiser's office in the amount of \$4,628.00.

The Commission, Clerk, Counselor, and Sheriff Walker discussed emergency vehicle permits. Gary Thompson will check with the Attorney General for any opinions on this topic before any decisions are made.

The Commission discussed the restoration project with Brandon McGinnis. Commissioner Pemberton is planning on taking a look at the project when the Commission takes a break today.

At 10:18 AM Mike Page moved to recess from the Board of Commission meeting into executive session until 10:33 AM to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Claude Warren attended the executive session.

At 10:33 AM the executive session ended. As a result of the executive session, Mike Page moved to temporarily leave in effect the emergency vehicle permits for Paul McKee, Claude Warren, and Chris Martin until we receive information from the Attorney General's office. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:38 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 10:43 AM the executive session ended. No action was taken as a result of the executive session.

At 10:51 AM the Commission opened bids for road signs. Bids received were: All Road Barricades, \$4,268.74; Barco Products, \$3,412.50; D-C Wholesale, \$3,636.46; J&A Traffic Products, \$3,013.50; Newman Signs, \$3,462.72; National Sign Co., \$2,492.70; and Pat's Signs, \$8,394.90. Mike Page moved to approve the bid from National Sign Co. in the amount of \$2,492.70. Vicki Leonard seconded the motion. The motion passed 2-0.

At 11:01 AM the Chairman asked for public comment. Bernita Robbins asked why the Economic Development meetings are not open to the public. Mike Page stated that they are open to the public. Fred Kautt asked Mike Page to discuss the Mid-America Nutrition dinner and auction on March 20th. Mike Page announced the details of the meeting.

Vicki Leonard moved to approve the following pays/special pays, totaling \$398,481.08: General, \$220,888.38; Employee Benefit, \$79,198.60; Appraiser, \$9,126.79; Rural Fire, \$13,014.64; Road and Bridge, \$64,509.63; 911 Telephone Tax, \$10.27; County Health Dept., \$7,186.26; Crime Victim Assistance, \$977.22; Elderly, \$3,352.62; and Zoning LEPP, \$216.67. Mike Page seconded the motion. The motion passed 2-0.

At 11:08 AM the Commission met with the Road Foremen and Mel Bolling concerning road projects. Dan Morris reported that he and Commissioner Pemberton drove the roads in his districts last week. Morris estimates that we will need 17,280 tons of rock @ \$6.50 per ton (\$112,320.00) for Road District #1. The surface material line item would be approximately \$40,000.00 short for District #1. John Black stated that he would need to go over his surface material budget, possible by \$25,000.00. Harry Wisdom stated that he would need to go over budget by \$35,000.00 to \$40,000.00. Dan Morris suggested postponing the 1850 Road project and using some of that money for road rock. We also have a Tiger Road project that could be put on hold or some box culverts that could be postponed. Harry Wisdom presented information on a truck he needs to repair or replace. It would cost approximately \$12,000.00 to repair the truck. No decision was made at this time.

After viewing the Courthouse repairs, Herb Pemberton recommends accepting a proposal from Mid-State Restoration for additional repairs. Herb Pemberton moved to accept the proposal from Mid-State Restoration in the amount of \$4,628.00. Vicki Leonard seconded the motion. The motion passed 3-0.

At 12:07 PM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 1 hour to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Sheriff Walker, Mark Hochhalter, Gary Stone, and Chris Miller attended the executive session.

At 1:07 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, March 8, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

March 8, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Mike Page stated that he looked at a truck in District #3 that will probably need to be replaced.

Sheriff Walker reported on the prisoner count and discussed the needs for the evidence room.

At 9:07 AM the Commission and Clerk left to welcome the Government Day Students.

At 9:34 AM the Commission and Clerk returned to the Board of Commission meeting.

Dennis Arnold announced that he received a scholarship to attend an Economic Development meeting in Springfield. Arnold also announced that we received a grant for a Youth Summer Internship Program. This year we have received an additional \$24,000.00 for the program so businesses will be able to employ around 30 students. Arnold then announced that Snow Hill Rock in Pleasanton has been purchased and will be hiring 30 employees.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-172, 173, 174, 177, and 178. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for February 2010.

Vicki Leonard moved to approve the following pays/special pays, totaling \$222,188.43: General, \$63,599.41; Appraiser, \$629.41; Rural Fire, \$5,310.46; Road and Bridge, \$136,580.85; Special Machinery, \$9,500.00; 911 Telephone Tax, \$1,691.09; County Health Dept., \$2,346.12; and Elderly, \$2,531.09. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented EMT Training Agreements for Larry Maloney, Josh Riggs, and James Akes. Vicki Leonard moved to approve the EMT Training Agreement for Larry Maloney. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the EMT Training Agreement for Josh Riggs. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the EMT Training Agreement for James Akes. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet stated that the Fire Board recommends sending Josh Riggs to a State Firefighters meeting at a cost of \$400.00 to \$500.00. The Commission agreed to allow Riggs to attend the meeting. Barlet presented proposals for maintenance agreements on the overhead doors at the fire stations. Herb Pemberton moved to approve the proposal from Premier Overhead Door, Inc. in the amount of \$1,400.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then presented quotes for replacement of a positive pressure fan. Quotes received were: WS Darley & Co, \$2,462.95; Weis Fire Equipment, \$3,403.72; and Conrad Fire Equipment, Inc., \$1,968.75. Herb Pemberton moved to approve the bid from Conrad Fire Equipment, Inc. in the amount of \$1,968.75. Vicki Leonard seconded the motion. The motion passed 3-0.

Harry Wisdom presented quotes for a new dump truck. The Commission has also looked at prices on some used trucks. The Commission will review the information and make a decision next week.

Donna Thomas presented a grant for signature. Vicki Leonard moved to allow the Chairman to sign the grant application for KDHE grants. (The total amount requested was \$23,374.00.) Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:28 AM the Chairman asked for public comment. Bernita Robbins asked if the County Attorney is hiring two investigators. (The Commission has not been notified by the County Attorney.) Ed Self asked if the Commission is aware of the quality of the road rock we are using. Fred Kautt discussed an open burning workshop taking place in Anderson County on March 17th in Garnett. Kautt also announced a dinner and auction in Ottawa to raise money for Meals on Wheels on March 20th.

At 10:43 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, and John Maloney attended the executive session.

At 10:53 AM the executive session ended. No action was taken as a result of the executive session.

At 11:00 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Steve Thompson attended the executive session.

At 11:10 AM the executive session ended.

At 11:15 AM Vicki Leonard moved to extend the above listed executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 11:25 AM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed this weekend's grass fires with Doug Barlet.

The Commission gave notice that on March 10, 2010 at 9:45 AM, they will attend a tour of the KCPL generating plant. The Commission will attend the tour of the facility but they will not call a meeting to order, no action will be taken, and no minutes will be recorded.

At 11:58 AM Vicki Leonard moved to go to fairgrounds for lunch with Government Day Students. Mike Page seconded the motion. The motion passed 3-0.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, March 15, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

March 15, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for February 2010 in the amount of \$10,440.52. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-179 thru 182. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet presented recommended procedures for controlled burns. Herb Pemberton moved to accept the Recommended Procedure for Open Burning Notification between the Fire Dept. and the Sheriff's Dept. Vicki Leonard seconded the motion. The motion passed 3-0.

Barry Walker reported on the number of controlled burns called in and the number of responses to out of control fires. Sheriff Walker also informed the Commission that he has a signed resolution from Lake Chaparral for patrolling the lake area. Sheriff Walker discussed vehicles that were seized on a bust. The Sheriff has two of the new cars outside for anyone that wants to see them.

Mike Page moved to sign the approval for the E911 Grant for \$146,340.00, County portion \$39,788.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Larry Robinson presented a Road Right of Way Construction Permit requested by KCPL for work in a County right of way located along the east side of Yancy Road from 2200 Road to 2000 Road. Mike Page moved to approve the permit as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:24 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Sheriff, Counselor, and Doug Barlet attended the executive session.

At 9:34 AM Doug Barlet and Sheriff Walker left the executive session.

At 9:39 AM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed setting spending limits for emergency repairs. Gary Thompson will develop a written policy statement.

Jerry Bedgood presented bids from Mid-State Restoration for additional work on the Courthouse. Brandon McGinnis explained the bids for refinishing the stairs, spindles and hand rails, and for attic insulation. Mike Page discussed waiting for the results of our energy audit before insulating the attic. Mike Page moved to approve the 1st 3 phases of the bid (Stair Riser and Tread Restoration, Spindle and Hand Rail Restoration, and Painting radiators and pipes) in the amount of \$8,203.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:05 AM the Commission opened bids for Noxious Weed Chemicals. Bids received were:

	<u>Milestone</u>	<u>Plateau</u>	<u>Escort</u>	<u>RR90</u>	<u>Sunset</u>
Vegetation Management Supply \$9.94/gal	\$279.58/gal	\$133.80/gal	\$6.23/oz	\$12.85/gal	
Van Diest Supply Company \$12.94/gal	\$285.69/gal	\$136.29/gal	\$6.17/oz	\$17.17/gal	

Red River Specialties \$310.00/gal \$156.00/gal \$9.00/oz \$12.00/gal
\$15.30/gal

Herb Pemberton moved to approve the bid from Vegetation Management Supply. Vicki Leonard seconded the motion. The motion passed 3-0.

Tommy Tuggle addressed the Commission concerning the airstrip. Nick Porto addressed the Commission concerning a petition for requiring a vote on the airstrip. Porto presented the Clerk with the petition, stating that there were enough signatures to require an election. Porto asked the Commission to either schedule an election on their own or schedule an election after approval of the petition. Vicki Leonard moved to put this issue on the ballot. Mike Page stated that he would like to review the petition before making a decision. The motion died for lack of a second. Gary Thompson asked what statute authorized the petition. Porto stated that it was KSA 3-309. Gary Thompson stated that KSA 3-309 only applies to Counties with a population of 5,000 or less, as stated in KSA 3-308. The Clerk will wait for an official opinion from Thompson before verifying signatures on the petition.

Mike Page discussed the dump truck needed for Road Dist. #3. Commissioner Page would like another week to check on other options for a dump truck.

At 10:28 AM Mike Page moved to take a break until 10:45 AM. Herb Pemberton seconded the motion. The motion passed 3-0.

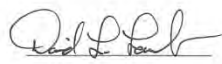
At 10:48 AM the Chairman asked for public comment. Larry Hall addressed the Commission concerning the airstrip petition. Jean Vaughn asked how this is different than building a new school and then dropping it on the County. Bernita Robbins asked why the Courthouse roof looks so old, did we put a new roof on the whole Courthouse. (The grant did not pay for an entire roof.)

Vicki Leonard moved to approve a policy allowing up to \$3,000.00 for emergency equipment repairs. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of the emergency repair policy:

It shall be the policy of Linn County that:

1. Department heads shall continue to have discretionary purchasing authority of up to \$1,000.00.
2. Road foremen, the director of the solid waste department and the fire chief shall have spending authority of up to \$3,000.00 for emergency equipment repairs only, when such repairs, in the judgment of the foreman, director or chief, cannot, in the best interest of the County, be postponed until the next meeting of the Commission. Said emergency repair spending authority shall be contingent upon the foreman, director or chief making his case for the emergency nature of the repair to a Commissioner and receiving that Commissioner's approval, with the understanding that all such emergency expenditures will be ratified by the entire Commission at the next regular meeting of the Commission.

Policy established the 15th day of March, 2010 by a commission vote of 3 to 0


County Clerk



Vicki Leonard moved to approve the following pays/special pays, totaling \$308,140.81: General, \$128,452.58; Employee Benefit, \$86,491.07; Appraiser, \$8,420.59; Rural Fire, \$19,349.54; Road and Bridge, \$41,994.47; 911 Telephone Tax, \$1,149.62; County Health Dept., \$6,442.50; Special Alcohol, \$2,250.00; Crime Victim Assistance, \$977.23; Elderly, \$3,635.41; Economic Development Grant, \$8,853.00; and Zoning LEPP, \$124.80. Mike Page seconded the motion. The motion passed 3-0.

The Clerk read a request from Larry Johnson for declaring the stones used as a base for the abandoned bridge at Payne Road & 200 Road surplus property. The Clerk will contact Mr. Johnson and inform him that the Commission is not ready to make a decision concerning the stones at this time.

Dennis Arnold introduced Matt Sauer, Sally Rudd, and Casey Birmingham, investors from Snow Hill Rock. They are planning a job fair in early April and will employ around 30 people. The salaries will range from \$11.00 to \$24.00 per hour plus benefits.

Larry Robinson addressed the Commission concerning the Five-Year Road & Bridge Plan. We need to submit our updated plan and get started on engineering for the 1st bridge on the plan. Vicki Leonard moved to allow Chairman to sign the updated Five-Year Plan. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk discussed SEK Meeting this Thursday in Independence and an appointment that needs to be made to the 6th Judicial Nominating Committee.

Larry Robinson discussed issues with roads in Parker. Robinson is studying issues concerning the speed limits that should be posted.

At 11:30 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 11:50 AM the executive session ended. No action was taken as a result of the executive session.

Herb Pemberton discussed renting some ground near the La Cygne Ambulance barn to a Church for use as Church parking.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, March 22, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

March 22, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Sheriff Walker reported on prisoner count and patrolling lake communities.

Doug Barlet updated the Commission on the weather and reported that the Fire Board has made a recommendation to purchase a truck with a 50/50 grant, the County's cost would be \$4,983.00. The Commission agreed to allow Barlet to submit the grant application.

Vicki Leonard moved to approve a Cooperative Agreement with the Kansas Forest Service for equipment that is purchased with grant funds. Mike Page seconded the motion. The motion passed 2-0.

Vicki Leonard moved to allow the Chairman to sign a letter authorizing Doug Barlet to purchase used vehicles at an auction on March 27th. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to allow the Chairman to sign a request for CDBG funds in the amount of \$30,285.00 for the Prescott Fire Station. Vicki Leonard seconded the motion. The motion passed 2-0.

At 9:23 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 12 minutes to discuss the acquisition of real estate. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Counselor, Sheriff Walker, and Gary Stone attended the executive session.

At 9:35 AM the executive session ended. No action was taken as a result of the executive session.

At 9:38 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Appraiser Steve Thompson attended the executive session.

At 9:53 AM the executive session ended.

At 9:55 AM Mike Page moved to extend the above listed executive session for 10 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 10:05 AM the executive session ended. No action was taken as a result of the executive session.

Joe Maloney reported on the greenhouse gases test at the landfill. We are well within the legal limits for CO₂e emissions so the GHG reporting rule is not applicable.

Pam Cannon asked the Commission for permission to buy a new CAD workstation for an amount not to exceed \$2,000.00. The Commission agreed to allow the purchase.

The Clerk presented a letter from John Maloney stating that the chemical bid from Vegetation Management Supply was incorrect. The actual price for Milestone was \$297.58/gal., not \$279.58/gal. With that change, Van Diest Supply Company has the lowest bid. Gary Thompson advised that we should get a new quote in writing from Vegetation Management Supply before changing the bid approval.

The Commission discussed the rocks at 200 & Payne Road. Vicki Leonard has looked at the area and does not see a problem with getting rid of the rocks. The Commission will discuss it again next week.

Vicki Leonard moved to allow Rick Daulton and Gene Smith to hold a car show at the Courthouse on April 24th. Mike Page seconded the motion. The motion passed 2-0.

At 10:25 AM the Chairman asked for public comment. Tommy Tuggle commented on the national health insurance that was approved by Congress that 55% of the people don't want. Tuggle asked how that is different than the airport that the people of Linn County don't want. Gary Thompson read a copy of the letter he sent to Nick Porto with his preliminary findings as to the efficacy of the petition that was presented last week. Thompson's letter states, "Since there is no statutory provision for the election requested by the submitted petition, and since advisory elections are not initiated by petition, it is unnecessary to make any finding as to the sufficiency of the language of the petition or to examine the signatures and assess their legality and number." Mike Page asked Tuggle for a list of his concerns about the airport. Larry Hall addressed the Commission concerning the airport and the costs. Hall also asked about the statute that allowed us to drop the Tech Parts building. Gary Thompson stated that he would have to review the details of that issue. Bernita Robbins asked why the Fire Dept. needs Suburbans. Robbins also stated that the airport will cause a lot of future expense.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, March 29, 2010. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

March 29, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to accept the annual report from Lincoln Township. Vicki Leonard seconded the motion. The motion passed 3-0.

John Byington presented quotes for road oil. Quotes received were:

OIL QUOTES 3-25-2010					
Coastal Energy		Ergon Asphalt		Vance Brothers	
Chad Odle 417-252-0572 FAX - 417-499-2204		Ron Matteson 785-925-1935 FAX - 785-925-8189		David Keener 816-923-4325 FAX - 816-923-6472	
Price Per Gallon					
	2010	2009	2010	2009	2010 2009
MC-30	2.98	(2.53)	NB	(.00)	2.97 (2.37)
EA-300	NB	(2.03)	2.20	(.00)	2.17 (1.87)
SS-1H	1.98	(1.93)	2.01	(.00)	1.97 (1.87)
RS-1H	1.98	(1.87)	1.96	(.00)	1.96 (1.57)
AEP	2.09	(1.37)	2.40	(.00)	2.27 (.00)
RS-1M	2.47	(.00)	2.14	(.00)	2.12 (.00)
Coastal		Ergon		Vance	
2 hours free Pump chg \$65 \$65 demurrage/hr *Free technical assistance *No charge for cancellation within 12 hours. *Cancellation 12 hours before ETA. *Return freight charge full freight out and half freight back		2 hours free \$70 pump charge \$70/hr demurrage *Free technical assistance *No chg for load cancelled within 5 hours of delivery. *Return freight \$230.00		1.5 hours free \$70/hr for demurrage chg *Free technical assistance *\$100+.20 gal return freight *Pump charge \$65.00 *Cancellation 2 hours before ETA. *Cancelled In route trucks \$420.00	
OIL TYPE AND USE:					
AEP	Prime coat - penetrate	Used for new surface preparation			
MC-30	Prime coat - penetrate	Used for new surface preparation			
SS-1H	Tack coat - patching	Used for tack for patches			
EA-300	Cold mix pugmill	Used for pugging patch material			
RS-1H	Chip & Seal	Used for chip & seal - clean aggregates			
RS-1M	Chip & Seal	Used for chip & seal - clean aggregates			

Byington recommends approving the quote from Vance Brothers. Vicki Leonard moved to approve the quote from Vance Brothers. Herb Pemberton seconded the motion. The motion passed 3-0.

Byington also reported on problems with the paver. Byington will get a parts estimate from Heckert Construction and report back to the Commission.

Sheriff Walker reported on prisoner count and fire calls for the month.

Doug Barlet reported on the weather for the week. Barlet also presented an application from Dawn Ralle for Station 920. The Fireboard recommends hiring Ralle. Mike Page moved to hire Dawn Ralle as a Firefighter for Station 920. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to allow the Chairman to sign the application for the Emergency Management Performance Grant for 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet also reported that the Suburbans in Topeka were not in good enough shape to purchase for the County.

Vicki Leonard moved to approve repairs to Truck #942 in the amount of \$1,405.39. Herb Pemberton seconded the

motion. The motion passed 3-0.

Harry Wisdom presented specs. on a 2009 dump truck. Mike Page moved to purchase a new 2009 International dump truck from Diamond International of KC for \$99,900.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve repairs to a motorgrader in the amount of \$1,250.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris presented a permit to bury water line located at CR1077 & Hedge requested by Diversified Contracting. Herb Pemberton moved to approve the permit to bury as requested. Vicki Leonard seconded the motion. The motion passed 2-0. Mike Page abstained.

John Black asked for permission to purchase 5-12", 5-15", 5-18", 5-24", and 5-30" culverts from Kahn Culvert Company for \$7,693.50. Vicki Leonard moved to approve the purchase as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney presented a credit application for the Marais des Cygne National Wildlife Refuge for the C&D landfill. Mike Page moved to approve the credit application. Vicki Leonard seconded the motion. The motion passed 3-0. Maloney also gave the Commission a copy of the YTD receipts for the C&D landfill. So far this year we have collected \$6,736.00.

Larry Robinson presented 2 Lot Split agreements and a grant of road easement. Vicki Leonard moved to approve Lot Split #10-242 and the accompanying grant of road easement requested by Doug & Rhonda McGown located on Lee Road, south of K31. Herb Pemberton seconded the motion. The motion passed 3-0. Vicki Leonard moved to approve Lot Split #10-243 requested by Clifford & Misty Stahl located on 1077 north of Centerville. Herb Pemberton seconded the motion. The motion passed 3-0.

Jerry Bedgood reported on work in the Courthouse. They were unable to strip the paint on the steps in the Courthouse so they will have to sand and paint the steps. Bedgood also informed the Commission that the walls in the downstairs Appraiser's office need to be repaired and painted for an additional \$865.00. The Commission agreed to do the repairs and painting.

At 10:05 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission attended the executive session.

At 10:25 AM the executive session ended. No action was taken as a result of the executive session.

At 10:25 AM Vicki Leonard moved to take a 10 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:40 AM the Chairman asked for public comment. Larry Hall presented issues raised by people that signed the airport petition. Jim Dale commented on constitutional rights and petitioning the government. Tommy Tuggle asked when they will get answers on their concerns. Mike Page stated probably two weeks. Herb Pemberton commented on the current airstrip in Linn County and the grant that was received for the new airstrip.

Shannon Roberts, Citizens Against Reckless Drivers, LLC. presented information on a pilot program using RADAR and LIDAR to assist local law enforcement in catching drivers that break traffic laws. CARD would like to contract with the County to present evidence that could be used to prosecute traffic violations. The Commission asked Mr. Roberts to submit a sample contract for review.

John Copple gave a presentation on the new County website design.

Vicki Leonard moved to approve the following pays/special pays, totaling \$480,637.81: General, \$247,048.04; Employee Benefit, \$72,165.99; Appraiser, \$8,502.17; Rural Fire, \$19,880.84; Road and Bridge, \$113,984.42; 911

Telephone Tax, \$783.72; Special Fire Equip., \$6,848.00; County Health Dept., \$6,915.75; Crime Victim Assistance, \$1,052.23; Elderly, \$3,331.85; and Zoning LEPP, \$124.80. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to rescind the previous approval of Noxious Weed chemical bids and approve the low bid from Van Diest Supply Company. Vicki Leonard seconded the motion. The motion passed 3-0.

John Willard, A-1 Auto would like to tear down the ramp and roof at the back entrance to the old clinic. The ramp is on his property and we lease that area from him. The lease runs out in August of this year.

The Commission and Clerk discussed health insurance changes from new laws, and the ambulance contract that expires this year. The Clerk will copy current ambulance contract for Commissioners.

At 12:30 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 30 minutes to discuss legal issues (attorney/client privilege) with the County Counselor by phone. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor (by phone) attended the executive session.

At 1:00 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, April 5, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

April 1, 2010

At 3:30 PM, after notifying the Linn County News and the Osawatomie Graphic, a phone poll of the Commissioners was conducted concerning repairs needed for a dump truck for Road District #2. The truck was in the repair shop when additional problems were discovered with the turbo charger. The estimated cost to repair the truck is \$3,500.00. The Clerk was unable to contact Commissioner Pemberton, but Commissioners Page and Leonard both approved the repairs in the amount of \$3,500.00. After the Commissioners approved the repairs, both newspapers were contacted with the results of the phone poll.

Attest:

Commission Chair

County Clerk

April 5, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting and the April 1st phone meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following add/abate/refund orders: 2009-183. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk gave the Commission copies of the current ambulance contract. The contract with AMR expires at the end of this year.

Sheriff Walker reported on fires last week and prisoner count. Sheriff Walker also discussed last week's presentation from CARD, LLC. The Sheriff is not in favor of hiring the company.

John Byington updated the Commission on the paver. The parts will cost approximately \$4,500.00. Byington does not have an estimate on labor. The Commission and Byington discussed a problem with the road at K152 & Ragains Rd. The problem is on the City's portion of the road.

Dan Morris discussed the permit that was issued for overhead lines for KCPL. KCPL's surveyor stated that Yancy Road and its fences are not in the right place in the right of way. The Commission and Counselor agreed that KCPL should try to solve the issue with the landowner. The Counselor stated that if the County had to, they could get the additional right of way through eminent domain.

Sheriff Walker also discussed a writ of execution he received recently. He has seized the required property to cover the mortgage, but the owner has now sold the house so when we receive the money from that sale, the Sheriff will be able to return the seized property.

Doug Barlet discussed the Prescott Fire Station project. The project is almost complete. He is planning on having a ribbon cutting ceremony when it is finished.

At 9:38 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 9:48 AM Doug Barlet left the executive session.

At 9:58 AM the executive session ended.

At 10:00 AM Vicki Leonard moved to extend the above listed executive session for 15 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, Doug Barlet, and Josh Haynes attended this portion of the executive session.

At 10:15 AM the executive session ended. No action was taken as a result of the executive session.

At 10:21 asked for public comment. Bob James asked about the status of the 1850 Road project. Mr. James also asked how many voters it takes to get the airport issue on the ballot. Vicki Leonard stated that the 1850 Road project is still planned for this year. Mr. James stated that he does not want the airport. Mr. James also asked why we would have our road crew work on the airport when our roads are in bad shape. Mike Page told Mr. James that we were not here to have a debate on the airport issue. Jim Self stated that he does not agree with the nuisance abatement letter he received concerning his property. Mike Page asked Mr. Self to submit his issues in writing so the Commission can review the situation. Larry Hall commented on the airport issue. Mr. Hall also stated that Mike

Page was rude to Mr. James.

At 10:34 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and John Maloney attended the executive session.

At 10:44 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, April 12, 2010. Mike Page seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

April 9, 2010

The Board of Linn County Commission met in special session at 2:30 PM in the Commission Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. Those present were Mike Page, Chairman; Herb Pemberton, Member; and David Lamb, County Clerk. Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 350, 315 Main
Mound City, KS 66056-0350
913-795-2608
Fax: 913-795-2889




COUNTY COMMISSIONERS
First District
Herb Pemberton
Second District
Vicki Leonard
Third District
Mike Page

NOTICE OF SPECIAL MEETING
BOARD OF LINN COUNTY COMMISSIONERS

You are hereby notified that a special meeting of the Board of Linn County Commissioners has been called and will be held at 2:30 PM on Friday, April 9, 2010 in the Commission Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. This special meeting has been called for the Commissioners to discuss and take any necessary action concerning an auction that has been scheduled on a dead end portion of 1700 Road.

DATED this 8th day of April, 2010.


David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk
Carmen Self, County Treasurer
John Sutherland, County Attorney
Barry Welke, Sheriff

Kristy Schmitz, Register of Deeds
Gary Thompson, County Counselor
Steven Thompson, County Appraiser
Marilyn Auger, Transportation

John Maloney, Nodious Weed
Dante Arnold, Economic Development
Doug Birkel, Rural Fire / Emerg. Mgt.
Larry Robinson, Zoning & Sanitation

Mike Page stated that he received a call from the Grosshart's concerning a proposed auction near their property on a dead end portion of 1700 Road. The proposed auction is to be held by Fred Shelton. Larry Robinson presented information on the location of the proposed auction. Robinson is concerned that access for emergency vehicles could be restricted by the auction. Herb Pemberton feels that people could park to the west of the machinery without restricting access. The Commission called Counselor Gary Thompson. Mike Page asked Gary Thompson about liability. Gary Thompson stated there could be some liability since we are aware of the proposed auction if we don't provide traffic control, etc. Gary Thompson suggested using some of our barricades to block traffic. Larry Robinson stated that there is already a dead end sign, but people would need to park on the dead end portion of the road. Larry Robinson suggested making it a condition that the road remain open to two way traffic, or that Shelton be responsible to put people on each end to regulate traffic. Herb Pemberton also suggested that we require Shelton to provide traffic control. Gary Thompson stated that we would need a written agreement stating that Shelton provide traffic control and hold us harmless. Gary Thompson asked Larry Robinson to write the language about the traffic control and he will write the hold harmless portion of the agreement. Mike Page suggested having the County listed as an additional insured. The Commission does not want to allow this type of situation in the future, this would be a one-time event. The Commission wants Shelton to attend Monday's Commission meeting at 9:15 AM to sign the agreement. Mike Page called Mr. Shelton and asked him to attend Monday's meeting. Herb Pemberton explained our requirements to Mr. Shelton.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, April 12, 2010. Herb Pemberton seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

April 12, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners’ Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting and the April 9th special meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Vicki Leonard moved to approve the Sheriff’s Monthly Fee Report for March 2010 in the amount of \$4,637.49. Mike Page seconded the motion. The motion passed 2-0.

The Commission reviewed the YTD Park Report for March 2010.

Mike Page moved to allow the Chairman to sign the Request for Payment of CDBG Funds in the amount of \$42,715.00. Vicki Leonard seconded the motion. The motion passed 2-0.

Dan Morris asked to hire Matt Higgins & Vic Roche for summer help as mowers at \$9.01 per hour. Mike Page moved to hire Matt Higgins & Vic Roche as Temporary Employees for mowing in Road District #1 at \$9.01 per hour. Vicki Leonard seconded the motion. The motion passed 2-0.

Doug Barlet presented FEMA paperwork that states we are complying with all requirements for FEMA reimbursement. Vicki Leonard moved to allow the Chairman to sign the FEMA document. Mike Page seconded the motion. The motion passed 2-0.

Vicki Leonard moved to approve payment of \$4,999.00 to Mid-America Nutrition for the County’s portion of a new meal delivery van. Mike Page seconded the motion. The motion passed 2-0.

John Byington asked to hire Jim Hendrix as a Temporary Employee for Road District #3 & Road All District at \$9.01 per hour. Mike Page moved to hire Jim Hendrix as a Temporary Employee at \$9.01 per hour. Vicki Leonard seconded the motion. The motion passed 2-0.

The Commission discussed a proposed auction on the road right of way on a dead end portion of 1700 Road with Fred Shelton. Gary Thompson gave Mr. Shelton a list of conditions he would have to meet to have the auction. Vicki Leonard moved to allow Mr. Shelton to have the auction if he meets the listed conditions. Mike Page seconded the motion. The motion passed 2-0. Following is a copy of the conditions:

- Terms of agreement to allow sale to occur on county right of way at dead end of 1700 Road.
1. Auction personnel shall provide for traffic control, including flaggers, to regulate/direct traffic on any roadway or portion of roadway restricted to less than two full lanes of traffic.
 2. Parties conducting the auction shall maintain traffic flow at all time.
 3. Parties responsible for conducting the auction will assume all liability for any traffic or other mishap or damage resulting from the auction or from the traffic congestion caused by the auction.
 4. Parties responsible for conducting the auction will provide proof of liability insurance covering the event, which insurance shall name the County as an additional insured party for the purpose of this event.

Doug Barlet asked the Commission if they could schedule an auction for old fire and road equipment. The Commission suggested checking into Purple Wave Auction. The Clerk stated that he would need VIN’s and descriptions of all equipment to be declared surplus property.

Gary Thompson presented a proposed resolution to exclude the City of Linn Valley from the Linn County Rural Fire District #1. Vicki Leonard moved to adopt Resolution #10-08. Mike Page seconded the motion. The motion passed 2-0. Following is a copy of Resolution #10-08:

RESOLUTION NO. 10-08

A RESOLUTION EXCLUDING CERTAIN LAND FROM LINN COUNTY FIRE DISTRICT NO. 1

WHEREAS, there exists within Linn County, Kansas, a Fire District organized pursuant to KSA §19-3601 et. seq; and

WHEREAS, pursuant to KSA §19-3604, certain land may be excluded from said fire district by action of the County Commission, upon petition of the owners of at least 10% of the land within the area to be excluded; and

WHEREAS, the City of Linn Valley has submitted to the County Commission a petition signed by owners of at least 10% of the land within the boundaries of the City of Linn Valley requesting that the City of Linn Valley be excluded from the Linn County Fire District No. 1; and


WHEREAS, said petition has been found to be sufficient as to form and as to the validity and number of signatures; and


WHEREAS, the Board of Commissioners of Linn County agree that the City of Linn Valley should be excluded from Linn County Fire District No. 1;


NOW THEREFORE, IT IS HEREBY RESOLVED BY THE GOVERNING BODY OF LINN COUNTY, KANSAS:

1. The land within the boundaries of the City of Linn Valley, Kansas is hereby excluded from Linn County Fire District No. 1, pursuant to the terms of KSA §19-3604.
2. This resolution shall be published once a week for two consecutive weeks in the official newspaper of Linn County, along with a map showing Fire District No. 1 and the exact area being herein excluded from the District.
3. If no protest petition, as described in KSA §19-3604, is presented within 30 days after the final each publication, this resolution shall become final and the land within the boundaries of the City of Linn Valley, Kansas shall be detached from Linn County Fire District No. 1 and new boundaries of said District shall be declared by the Commission.

RESOLVED THIS 12TH DAY OF APRIL, 2010:


CHAIRMAN, LINN COUNTY COMMISSION


COUNTY CLERK



Sheriff Walker reported on fire calls and prisoner count. The Sheriff stated that he has a prisoner that needs to be picked up from Key West, FL, and they recently picked up prisoner from Tucson, AZ.

Vicki Leonard moved to approve the following pays/special pays, totaling \$381,470.51: General, \$180,221.23; Appraiser, \$879.07; Rural Fire, \$13,494.75; Road and Bridge, \$102,401.32; Spec. Machinery, \$64,900.00; 911 Telephone Tax, \$2,068.47; Spec. Fire Equip., \$872.60;

DARE, \$113.63; County Health Dept., \$592.92; and Elderly, \$15,926.52. Mike Page seconded the motion. The motion passed 2-0.

At 9:43 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, Pam Cannon, and Steve Thompson attended the executive session.

At 9:58 AM the executive session ended.

At 10:00 AM Vicki Leonard moved to extend the above listed executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 10:10 AM the executive session ended. No action was taken as a result of the executive session.

Sharon Geiss presented the Mid-America Nutrition Quarterly Report for the 2nd quarter of their fiscal year. Ms. Geiss also presented an Advocacy Alert concerning State budgeting for senior programs. Ms. Geiss also stated that the new van was delivered to Pleasanton today. The old van is still on site at Pleasanton. The Commission stated that we will pick up the old van.

At 10:23 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) and for 15 minutes to discuss trade secrets of a corporation. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Dennis Arnold attended the executive session. (Dennis Arnold attended the last 15 minutes concerning trade secrets.)

At 10:43 AM the executive session ended. No action was taken as a result of the executive session.

At 10:43 AM the Chairman asked for public comment. Maxine Goucher, Silver Haired Legislator, informed the Commission that the East Central Kansas Area Agency on Aging would like to hold a Senior Safe Return program at the Pleasanton Senior Site on April 30th. ECKAAA was told that they could not use the Pleasanton Senior Site because it would be after regular hours and all the food is stored at Pleasanton. Goucher also commented on problems with the Pleasanton compactor last week. Bernita Robbins asked if the Counselor would read a three page statement to the audience. Mike Page stated that he would read the statement himself later, but did not instruct the Counselor to read the statement. Robbins also asked where the other money is for the purchase of the airstrip land. The Clerk explained where the money came from. Tommy Tuggle asked about the Commission Response to Questions on the Airstrip, did the Commission meet to work on the response. The Commission did not meet to discuss the response. Mary Thomas read the statement that Bernita Robbins wanted the Counselor to read.

Mike Page stated that the Commission has asked people to respond to the questions about the airstrip but is not going to take questions from the audience. Mike Page also stated that anyone that disrupts the meeting could be asked to leave. Mel Bolling gave the timeline of the project. Larry Robinson discussed the CUP process. The Planning Commission recommended approval of the project by a vote of 6-2. The Commission approved the CUP by a vote of 3-0. The decision was challenged in court and was upheld. Dennis Arnold answered some of the questions. Arnold stated that the Boicourt Bridge was actually the most expensive project in the County and was not voted on by the public. Arnold listed various other high cost items that have not been voted on by the public. Arnold stated that the runway should not need to be resurfaced for 7 to 10 years and that there are currently grants available for resurfacing runways. The County has also used in kind contributions for numerous other projects. Tim Staton also answered questions on the list. City of Pleasanton believes this project is a good deal but does not have the manpower or expertise to do the project. The County approached City with the project. Staton stated that Gary Thompson sent a copy of the contract to the State Attorney General’s office. The AG has certified the agreement and is sending documentation stating such. Staton stated that to his knowledge, there are no airspace issues and noise from car and truck traffic on the highway is worse than air traffic. Staton said he has not seen proof of property devaluation. Staton believes that not following through with agreement could cause a lawsuit with City of Pleasanton and the State would have to be paid back if we don’t complete the project. The funds for this project are earmarked for this type of project and could not be used for schools. Clarence Easley discussed air space issues. KDOT Aviation determined that there are no air space issues. Burns & McDonnell Engineering Company also studied the air space and found no issues. Easley stated that this is an airstrip, not an airport. Easley stated that the land around the airstrip could produce income that would more than pay for yearly expenses. Easley stated that security is not an issue. Vicki Leonard stated that her issue has been to bring it to the people. Vicki Leonard believes that the people should get to vote on this issue. After warning Tommy Tuggle about speaking without being recognized, Mike Page asked Mr. Tuggle to leave the meeting. Gary Thompson stated that he submitted the contract to the Attorney General for review. The AG agrees that it is an enforceable contract. Gary Thompson also read his opinion about the petition. Gary Thompson stated that there is no statute authorizing this petition, so it could only be an advisory election and advisory elections are non-binding. Vicki Leonard stated that she doesn’t feel that the Commission responded to the questions. Mike Page stated that he asked Dennis Arnold to line up the people to answer the questions. Mike Page stated that he received communication from 7 people that stated they did not understand the petition and wanted to have their names taken off of the petition. Mike Page also stated that he has correspondence from 60 people that support the airstrip.

The Clerk and Commission discussed the paint for the steps in the Courthouse. The Commission agreed that dark steps with light colored risers would be fine.

At 12:10 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 12:20 PM to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 12:20 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, April 19, 2010. Mike Page seconded the motion. The motion passed 2-0.

Attest:

County Clerk

Commission Chair

April 19, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-184 thru 188. Vicki Leonard seconded the motion. The motion passed 3-0.

Harry Wisdom presented a permit to bury telephone cable requested by Craw-Kan Telephone located at 300 & Quail Road. MP, VL, 3-0.

Mike Page moved to approve a permit for replacing a pole in our right of way requested by CenturyLink located on Botkin Road. Herb Pemberton seconded the motion. The motion passed 3-0.

John Black asked for permission to hire a surveyor to survey the road at 1000 & Paine Road to determine the correct location of the road and right of way. Vicki Leonard moved to approve a survey at 1000 & Paine to determine the location of our road and right of way. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney reported that on Monday, Aquaterra broke down while working on our landfill. They will be back after fixing their equipment. Tuesday Joe got stuck by a needle in a bag of trash. He will have to be tested for six months. Maloney suggested that anyone using insulin put their needles in a plastic bottle so this won't happen. Wednesday the compactor broke down, the new compactor should be running by tomorrow afternoon.

Bruce Holt asked to hire the following people for summer help at the Park: Patsy Rhynerson, 10-12 hours per week cleaning, starting May 15th; Jean Ruse, 32 hours per week Marina, starting May 8th; Logan Smith, 24 hours per week lifeguard, starting May 27th; and Josh Jordan, temporary employee for 10 days, starting April 21st. All the new hires would be temporary seasonal employees making \$7.25 per hour. Mike Page moved to hire Rhynerson, Ruse, Smith, and Jordan as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris informed the Commission that he has a dump truck that has engine problems. It will cost \$4,370.00 for the repairs at Foley Tractor in Chanute. Herb Pemberton moved to allow the repairs as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Morris also suggested taking bids for box culverts. The Commission agreed to advertise for bids.

At 9:36 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Josh Haynes attended the executive session.

At 9:46 AM the executive session ended.

At 9:47 AM Mike Page moved to extend the above listed executive session for 15 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, Russell Beth, and Tom Kemper attended this portion of the executive session.

At 10:00 AM Russell Beth and Tom Kemper left the executive session.

At 10:02 AM the executive session ended. No action was taken as a result of the executive session.

Sheriff Walker reported on fire calls, prisoner count, and numbers of all types of calls the Sheriff's Office has responded to this year. The Sheriff also presented a contract with Anderson County for housing prisoners. The

Counselor will review the contract.

The Commission then discussed the airstrip questions. Mike Page stated that he asked Arnold and Bolling to give a report on the questions last week. Since Herb Pemberton was not present, the Commission decided to wait until this week to make any decisions. Vicki Leonard gave her response to the questions and last week's discussion. Vicki Leonard stated that the CUP issue was already decided. Leonard believes that the people of the County need to be given a clear vision on how their equipment will be used, who will provide the manpower, and generally how their money will be spent. Leonard also stated that the argument no longer lies in the legalities of IF we should do the project or not, but in what your definite plans are to finish it. Vicki Leonard is concerned about the drainage into the Pleasanton water supply. She is also concerned about KDOT requirements for the airstrip. Vicki Leonard stated that if the issue was put on the ballot in the beginning, people would feel differently about it. Vicki Leonard is not opposed to an airstrip, she believes that it could be beneficial to the County. She believes that an airstrip can have many benefits for a County when there are businesses paying enough tax revenue to support it. She would like written documentation from the people involved with the planning that show detailed plans to tie up the loose ends that are raising concerns among our County, so it can be put to rest. Mike Page stated that our engineering firm is mailing plans to us. The plans should be here this week. Mike Page also stated that we have always used all road districts working together on big projects. Page stated that we need the engineering report before we can answer some of the questions about the project, such as what can be done as in-kind contributions. Gary Thompson stated that when we receive the engineering report, then we can bid out all the parts of the project and decide what we can do as in-kind contributions.

Vicki Leonard presented pictures of the 200 & Paine Road intersection and the rocks that Larry Johnson would like to purchase.

Gary Thompson stated that he reviewed the prisoner housing contract with Anderson County. Anderson County will offer us up to 30 beds @ \$35.00 per day. Anderson County will also cover some of the ordinary medical expenses. Herb Pemberton moved to allow the Chairman to sign the contract with Anderson County for housing prisoners. Vicki Leonard seconded the motion. The motion passed 3-0.

Gary Thompson informed the Commission that the City of Pleasanton is taking bids on haying the property that was purchased for the airstrip. Currently the City owns the property. Vicki Leonard suggested meeting with the City. Mike Page will discuss the issue with Tim Staton.

Mike Page presented information about the ambulance service to the other Commissioners.

At 10:56 AM the Chairman asked for public comment. Roberta Childers commented about changing the format of the agenda. Childers asked about holding one meeting per month in the evening. Larry Hall stated that without a budget, there is no authority to spend and it is a violation of budget law to spend money from one budget for items in another department. Hall asked why the public isn't getting to vote on this issue. Linda Pemberton stated that Vicki was not treated fairly last week and nothing was done about it by the rest of the Commission. Mike Page stated that he does not agree with the emotional way that some of the things were discussed last week. Mike Page stated that he has had seven people contact him that wanted their names off the petition. They felt they had been misled by the petition carriers. Mike Page has also received 63 emails supporting the airstrip. Herb Pemberton stated that several people in his district stated that the petition was misrepresented and they want to remove their names from the petition.

Shayna Lamb and Fanchion Shadden discussed the "Jayhawk Blast" with the Commission. They would like to use the Courthouse lawn for children's games and food vendors on Saturday, June 26th. Vicki Leonard moved to allow the City of Mound City to use the Courthouse lawn and parking lots for the "Jayhawk Blast". Mike Page seconded the motion. The motion passed 3-0.

The Clerk discussed a letter from KCAMP concerning appraisals of our buildings for insurance purposes. KCAMP will send an appraiser to do the appraisals at no cost to the County, but they need a contact person to assist them with their inspections. The Commission agreed to designate Jerry Bedgood as the contact person for the KCAMP appraisals.

Mike Page moved to approve the following pays/special pays, totaling \$374,967.85: General, \$193,230.16; Employee Benefit, \$83,200.89; Appraiser, \$8,154.72; Rural Fire, \$2,270.52; Road and Bridge, \$70,704.20; Equipment Reserve, \$4,999.00; County Health Dept., \$8,534.52; Crime Victim Assistance, \$977.22; Elderly, \$2,679.95; and Zoning LEPP, \$216.67. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet asked the Commission about having the Road Dept. mow the Fire Station yard at La Cygne.

Mel Bolling presented recommendations from the Economic Development Committee for the Youth Employment Grants. Vicki Leonard moved to accept the recommendation for the Youth Grant Program. Herb Pemberton seconded the motion. The motion passed 2-0. Mike Page abstained.

At 11:28 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:43 AM the executive session ended. No action was taken as a result of the executive session.

John Copple presented information on the Health Insurance RFP. Copple discussed definitions such as plan year, open enrollment, partially self-funded, etc. Copple then presented information on understanding the Linn County Health Plan: discussed specific and aggregate stop loss, and employee participation. Copple then discussed networks, benefits, employee contributions, and reviewed 5 years actual expenses. Copple also discussed the proposals that were submitted and reviewed a self-funded comparison. The Clerk and Copple asked the Commission to review the information but did not ask for any decisions at this time. The Clerk and Copple will be available to discuss the proposals with the Commissioners individually for the next two weeks and will then come back to the Commission at the May 3rd meeting for further discussion and recommendations.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, April 26, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

April 26, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-190. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve and allow the Chairman to sign the Contract for Audit Services with Diehl, Banwart, & Bolton, CPA, PA in the amount of \$13,695.00 plus travel and other out-of-pocket expenses. (\$110.00 increase from last year.) Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve repairs to a turntable on a maintainer in the amount of \$1,422.68 to Foley Equipment Co. Vicki Leonard seconded the motion. The motion passed 3-0.

Harry Wisdom presented a permit to bury water line requested by RWD #2 located at 9059 Osborn Road. Mike Page moved to approve Permit #BP01008D3 as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Wisdom also presented a permit to bury gas line requested by Miller Paving & Construction located 3750 ft. south of 200 Road on CR 1077. Wisdom will call the contractor to see if this is a bore or a cut.

Dan Morris stated that the water is over CR 1095 south of K152.

John Black and Larry Robinson presented pictures of a gate across 1000 Road east of Paine Road. The Counselor stated that John Black should contact the landowner and inform him that he needs to remove the gate.

John Black presented a permit to bury water line requested by RWD #2 located at 9622 Osborn Road. Vicki Leonard moved to approve Permit #BP01007D2 as requested. Mike Page seconded the motion. The motion passed 3-0.

Black also presented a permit to bury water line requested by Chris Self located at 16625 Newton Lane. Vicki Leonard moved to approve Permit #BP01006D2 as requested. Mike Page seconded the motion. The motion passed 3-0.

Jack Day informed the Commission that our application for an E911 grant to update our E911 system has been approved in the amount of \$110,844.00.

At 9:26 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and John Maloney attended the executive session.

At 9:36 AM the executive session ended. No action was taken as a result of the executive session.

At 9:40 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, John Black, and Harry Wisdom attended the executive session.

At 9:50 AM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed the rocks and the low water crossing at 200 & Paine Road. The Commission is not in favor of closing the road. Vicki Leonard is concerned about erosion if the rocks are removed. The Counselor stated that we should probably take bids if we are going to get rid of the rocks.

At 10:07 AM the Chairman asked for public comment. Rosalie DeMott asked how long we are giving tax abatements for IPC. The Commission stated that Dennis Arnold has the details of the agreement. The Clerk read the details on the tax abatement from the 2007 minutes. DeMott stated that many employees at IPC are from Missouri, she would like to see more employees from Linn County.

Larry Robinson discussed the bridge at 200 & Paine with the Commission. Gary Thompson is opposed to vacating roads. The Commission is not interested in vacating the road or selling the rocks at this time.

Bill Van Kirk presented a draft of the DOC funding request, FY 2011 Comprehensive Plan for Community Services. Van Kirk explained some of the programs that Community Services have in place. Vicki Leonard stated that she might be interested in serving on the Community Services Board. Vicki Leonard moved to allow the Chairman to sign the Draft FY2001 Comprehensive Plan. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page stated that he has talked to the Miami County and Anderson County EMS Directors. They are willing to help us review our EMS plans.

Mike Page moved to approve the permit to bury gas line (Permit #BP01009D3) requested by Miller Paving & Construction with the understanding that any blacktop road will be bored and sleeved instead of cut. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page discussed haying the property around the proposed airstrip. The City of Pleasanton is ready to take bids for haying but has agreed that the proceeds from this property would be paid to the County. The Commission agreed to accept payment for haying the property around the airstrip. Mike Page also stated that we have received the preliminary design plan from the engineers.

Ed Samyn stated that if people take time to come to the Commission they should have an opportunity to speak. Samyn also stated that there are bridges in his area that need signs. Samyn also stated that the airport issue should have been voted on.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, May 3, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

May 3, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Dan Morris discussed repairs to a dump truck. There is a bad valve in the engine. It would cost \$4,200.00 to replace the valve or \$6,000.00 to replace the head and cam. The Commission had already approved \$4,300.00 in repairs for the truck so the additional work would be around \$5,000.00 more. Mike Page moved to approve an additional \$5,000.00 to repair the truck. Vicki Leonard seconded the motion. The motion passed 3-0.

Morris also has a maintainer that needs repair. It could cost up to \$3,000.00 for the repairs. Morris will get a better estimate for approval by the Commission.

Mike Page received a request from the City of Pleasanton to use the County street sweeper. They would reimburse us for the cost of labor and fuel. Vicki Leonard moved to allow the City of Pleasanton to use our street sweeper and reimburse us for labor and fuel. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney informed the Commission that Aquaterra will be back at the landfill on May 10th. Maloney also stated that the compactor is running and working fine. Maloney stated that we need better lighting in the tipping room. Maloney also has an old truck that they are working on for use at the landfill.

Dennis Arnold presented a request from the Mound City Chamber of Commerce for grant money for sidewalk improvements and community challenge grants to help pay for the new amphitheater. The Chamber needs \$3,500.00 to \$5,000.00. Mike Page moved to allow \$3,500.00 for the project. Vicki Leonard seconded the motion. The motion passed 3-0.

Arnold informed the Commission that over half of the employees at IPC are from Linn County. Arnold gave the Commission information on the 2nd round of the energy efficiency grant. This grant is a 60/40 grant. We will need to apply by July 15th if we are interested in the grant.

Sheriff Walker reported on prisoner count and fire calls. Sheriff Walker also informed the Commission that there was an article in the KC Star this weekend concerning a case in Linn County. Sheriff Walker also thanked Dan Morris for repairing a yard that was rutted from a patrol car.

County Treasurer Carmen Self gave the 1st Quarter Interest and Delinquent Tax Reports. Interest for the 1st Quarter of 2010 was \$8,214.36, down from \$34,535.89 in 2009. Delinquent Real Estate Taxes as of 3/31/10 were \$565,141.59 and Delinquent Personal Property Taxes as of 3/31/10 were \$99,883.36.

Doug Barlet asked to purchase a hose testing machine for \$3,472.00 from Weis Fire Equipment. Mike Page moved to allow the purchase as requested. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet also informed the Commission of grant proposals he is working on. He is working on grants for a pumper, air packs, and an aerial.

Larry Robinson presented CUP #0310340 requested by Baucom Tree Service for private burn site. The Planning Commission approved the CUP by a vote of 7-0 with the following findings: 1) The proposed use for rural residential use fits with the character of the neighborhood and it fits with acceptable land uses of the County Land Future Land Use Map in the Comp Plan, 2) Nearby properties are also zoned Agricultural and typically burn brush, weeds, CPR and other agricultural by products, 3) The property is the site of an abandoned quarry which operated before the county adopted zoning regulations. It is well suited for a private brush burn site and has operated as such without incident or complaint (to the best of my knowledge) since April 2007, 4) The use of the property would not change as a result of granting the renewal of the CUP, 5) The property is not vacant as currently zoned and is supporting a private brush burn area, 6) The use of the property provides a place for burning brush in a controlled environment which is a gain to the public health, safety, and welfare as compared to having that brush burned in residential areas, 7) Staff recommends approval of the application, and 8) I believe the requested change conforms to the master or comp plan for Linn County in that it would fit the existing character of the neighborhood, does conform to typical uses of nearby properties and does not take any land out of agricultural production that is currently being used for agricultural purposes; and the following conditions: 1) Permit shall be valid for a period of 5 years from the date of issuance, 2) The burn area shall be used for trees, brush and associated tree service debris which originates from only Baucom Tree Service, 3) Baucom Tree Service shall maintain a permit from the Kansas Department of Health and Environment and provide a copy of said permit to the Zoning Administrator for inclusion in the file as evidence of compliance, and shall meet any and all requirements of any other state or federal agency that is applicable for such activities, 4) Prior to burning, notice shall be given to Linn County as prescribed by

resolution and the burn shall be conducted in accordance with prescribed requirements for controlled burns, 5) The property shall be locked and gated to prevent entry and deposit of non-permitted materials, 6) The property shall be made available for inspection by Linn County officials at any reasonable time, and 7) No burning shall be commenced when the wind is (or is proposed to be) from an easterly direction. After reviewing the findings and condition, Vicki Leonard moved to adopt findings of the Planning Commission and pass Resolution #10-09. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #10-09:

Before the Board of County Commissioners
Linn County, Kansas
Resolution # 10-09
A RESOLUTION APPROVING CONDITIONAL USE PERMIT #0310340 (DAUCOM) TO PERMIT THE OPERATION OF A PRIVATE BURN SITE FOR TREES & BRUSH IN THE "A" AGRICULTURAL ZONE.

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. (2-753); and

WHEREAS, Linn County did adopt countywide zoning regulations on June 22, 1981; and,

WHEREAS, the Linn County Planning Commission did, on March 31st, 2010, publish a notice of a public hearing to consider Conditional Use Permit #0310340 pursuant to K.S.A. (2-757(b)); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on April 13th, 2010 to consider said Conditional Use Permit for the operation of a private burn site in the Agricultural Zone on property described in Section 1; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimony did, by a 7-0 vote, approve said Conditional Use Permit based on certain findings and subject to certain conditions;

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Linn County, after review of the recommendation of the Planning Commission together with all public comment finds to issue said Conditional Use Permit as follows:

SECTION 1: Conditional Use Permit #0310340 is hereby issued on the following described property: a tract of land in the NW ¼ of Section 25, Township 22 South, Range 24 East.

SECTION 2: Conditional Use Permit #0310340 is conditioned as follows:

- 1) Permit shall be valid for a period of 5 years from the date of issuance.
- 2) The burn area shall be used for trees, brush and associated tree service debris which originates from only Bascom Tree Service.
- 3) Bascom Tree Service shall maintain a permit from the Kansas Department of Health and Environment and provide a copy of said permit to the Zoning Administrator for inclusion in the file as evidence of compliance, and shall meet any and all requirements of any other state or federal agency that is applicable for such activities.
- 4) Prior to burning, notice shall be given to Linn County as prescribed by resolution and the burn shall be conducted in accordance with prescribed requirements for controlled burns.
- 5) The property shall be locked and gated to prevent entry and deposit of non-permitted materials.
- 6) The property shall be made available for inspection by Linn County officials at any reasonable time.
- 7) No burning shall be commenced when the wind is (or is proposed to be) from an Easterly direction.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 3rd day of May, 2010.

Attest:
David Lamb - Clerk

Mike Page - Chairman
Herb Pemberton - Member
Vicki Leonard - Member

SEAL
LINN COUNTY, KANSAS

At 10:00 AM Mike Page moved to recess from the Board of Commission meeting into executive session until 10:20 AM to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Doug Barlet, and Russell Beth attended the executive session.

At 10:20 AM the executive session ended.

At 10:21 AM Vicki Leonard moved to extend the above listed executive session for 20 minutes. Mike Page seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 10:34 AM the Clerk entered the executive session.

At 10:41 AM the executive session ended. No action was taken as a result of the executive session.

At 10:45 AM Mike Page moved to take a break until 10:55 AM. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:57 AM the Chairman asked for public comment. Chip Powers suggested selling naming rights for the amphitheater to raise money.

Ken Keller, AMR, gave the Commission information to review and explained some of the data in the information. Keller is on next week's agenda to review the service contract with AMR.

Mike Page announced that Tim Martin has submitted his resignation. Mike Page moved to accept Martin's resignation. Vicki Leonard seconded the motion. The motion passed 3-0.

John Copple presented health insurance RFP information. Copple explained the RFP process and listed the vendors that participated. Copple described the ranking system that was used to determine the recommendation and the performance of our health plan for the past five years. Our plan renewals have been below the market trend for the past five years, averaging a 4.70% increase while the market average has been 7.36%. The Blue Cross/Blue Shield renewal quote ranked highest overall in the combined benefits and financial ranking. The Clerk discussed the budget impact of the renewal. After reviewing all the

information submitted by vendors, trend information, rankings, and budget information, the recommendation of the Clerk's office is to renew the current health plan with Blue Cross/Blue Shield of Kansas. Vicki Leonard moved to renew the health plan with Blue Cross/Blue Shield of Kansas. Mike Page seconded the motion. The motion passed 3-0. Vicki Leonard moved to allow the Clerk to sign the renewal contract. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard stated that Donna Thomas needs to replace the two large windows in the front of her building. Mike Page stated that we need to develop specs. for bids. Mike Page will contact a glazer and work on specs.

Vicki Leonard also informed the Commission that the SEK Juvenile Detention Center is lowering their budget request for next year by \$100,000.00. Vicki Leonard stated that she has talked to Mercy Hospital about bidding for our ambulance service. She has also talked to Miami County about bidding our ambulance service.

Vicki Leonard moved to approve the following pays/special pays, totaling \$331,348.97: General, \$139,368.66; Employee Benefit, \$81,374.71; Appraiser, \$8,951.49; Rural Fire, \$11,142.76; Road and Bridge, \$76,279.56; 911 Telephone Tax, \$2,477.04; County Health Dept., \$6,880.97; Crime Victim Assistance, \$977.22; Elderly, \$3,679.89; and Zoning LEPP, \$216.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk introduced Cristy Mitchell, Blue Cross/Blue Shield of Kansas Agent. Mitchell thanked the Commission for renewing the health insurance with BCBSKS.

The Clerk asked the Commission about the water issues at the Fairgrounds. The Commission stated that the Fair Board is paying the repair bill from the recent leak. The County is still paying the water bill for the entire fairgrounds. Mike Page discussed installing isolation valves/check meters for various locations in the fairgrounds.

The Clerk and Commission discussed future plans for Courthouse repairs. The Commission also discussed moving the Appraiser's office out of the old courtroom. The Clerk will meet with the Appraiser to discuss relocating the Appraiser's offices.

Mound City Mayor Chuck McGrew asked about using the fairgrounds for the Jayhawk Blast fireworks. The Commission advised McGrew that he would need to talk to the Fair Board. McGrew also asked about working out an agreement with the County for chip & sealing streets in Mound City.

Mike Page read a letter that Larry Robinson sent to Ed Samyn explaining the traffic control devices on County roads.

Mike Page stated that he has talked to Burns & McDonnell and they need a Letter of Intent for the Storm Water Pollution Prevention Plan for the airstrip project. Mike Page moved to sign the Letter of Intent for Storm Water Pollution Prevention Plan. Herb Pemberton seconded the motion. Vicki Leonard stated that she is concerned about drainage into the Pleasanton water supply. The Commission reviewed topo maps of the project. The Commission agreed that they would sign the document and submit it when it was confirmed that the runoff doesn't go into the Pleasanton water supply. The motion passed 3-0 with the understanding that the runoff doesn't end up in the Pleasanton water supply.

At 12:27 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets of a corporation. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Dennis Arnold attended the executive session.

At 12:37 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, May 10, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

May 10, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-191 thru 214, 217, and 219. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the Sheriff's Monthly Fee Report for April 2010 in the amount of \$8,910.35. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for April 2010.

The Clerk read a thank you card from the residents of Centerville for their new street signs.

Joe Maloney stated that we need to take bids for scrap metal this week. Maloney also stated that he needs to hire a part-time substitute compactor operator for the Centerville compactor site. Vicki Leonard moved to approve hiring Martha Sumners. Herb Pemberton seconded the motion. The motion passed 3-0. Maloney then asked the Commission about taking bids for rewiring the Parker compactor site. Mike Page stated that we also have two other sites that need to be rewired. Mike Page will review his notes and then we will need to take bids for the repairs.

Sheriff Walker reported on prisoner count and fire calls for the week. The CAD system and new generator have been ordered.

At 9:18 AM Mike Page moved to recess from the Board of Commission into executive session for 5 minutes to discuss acquisition of real estate and for 5 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, Clerk, and Sheriff attended the executive session.

At 9:28 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet informed the Commission that the Fire Board would like to send 4 people to training in Parsons. The training will be held on June 3rd thru June 6th and will cost \$1,330.00 for 4 people. Vicki Leonard moved to allow 4 Firefighters to attend the training at a total cost of \$1,330.00. Mike Page seconded the motion. The motion passed 3-0.

Dan Morris informed the Commission that he would like to get 3 sets of mirrors for maintainers and some signs for dump trucks with the KCAMP grant. Mike Page moved to approve up to \$2,000.00 for the purchases to be reimbursed by the KCAMP grant. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page stated that we are planning on working on the drainage issues on Bryan Barthol's property this summer. We will need to remove some trees and take out a fence. Dan Morris will coordinate the project with Mr. Barthol.

Harry Wisdom presented a permit to bury water line requested by RWD #2 located at K52 & 800 Road. Vicki Leonard moved to approve Permit #BP01010D3 as requested. Mike Page seconded the motion. The motion passed 3-0.

At 9:46 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel and 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

At 10:06 AM Doug Barlet left the executive session.

At 10:07 AM the Clerk entered the executive session.

At 10:11 AM the executive session ended.

At 10:12 AM Vicki Leonard moved to extend the above listed executive session for 10 minutes to continue discussing personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:22 AM the executive session ended. As a result of the executive session, Mike Page moved to hire Dee Horttor as a Temporary, Full-Time employee for Emergency Management to assist Doug Barlet at \$15.00 per hour, with Horttor's status and performance to be reviewed after 1 month. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:23 AM the Commission opened bridge bids. The following bids were received:

	<u>Foote Construction</u>	<u>Thoele Foundations</u>
Class A Concrete (per Cu. Yd.)	\$237.00	\$234.00
Reinforcing Steel (per Lb.)	\$0.36	\$0.35
Class I Excavation (per Cu. Yd.)	\$24.00	\$20.00
Class III Excavation (per Cu. Yd.)	\$29.00	\$24.00

Mike Page moved to accept both bids from Thoele and Foote, work with the contractors according to their availability, and try to divide the work as evenly as possible. Vicki Leonard seconded the motion. The motion passed 3-0.

Fire Board Chairman Rob Dent asked for an executive session for personnel. Gary Thompson advised that unless he is appearing as a representative of the Board, they can't discuss employees with him. Dent stated that he would meet with the Fire Board and get approval to discuss the personnel issue with the Commission.

At 10:37 AM the Chairman asked for public comment. None was given.

At 10:38 AM Herb Pemberton moved to take a 10 minute break. Mike Page seconded the motion. The motion passed 3-0.

Ken Keller, AMR addressed the Commission concerning their services. Keller presented copies of the EMS Clinical Protocols for Linn County and copies of his resume and Shawn Biggs' resume. Keller reviewed the number of transports they had in Linn County in 2008 & 2009. Transports increased by 92 per year during a 2 year period. Keller also discussed their average fees and collection rates. Keller asked the Commission to let him know what they want from EMS in Linn County. Herb Pemberton asked Keller to evaluate moving the Pleasanton station to Mound City. Vicki Leonard asked about increases/decreases in costs from year to year. Vicki Leonard also asked how much AMR could contribute toward a building in Mound City. Keller will check his records and get the information to the Commission. Mike Page asked about air transport, who makes the decision to call air transport? Keller discussed various reasons for calling an air ambulance.

Larry Robinson presented a letter from BG Consultants concerning new federal regulations on traffic signs.

Vicki Leonard moved to approve the following pays/special pays, totaling \$165,883.36: General, \$119,667.48; Appraiser, \$275.85; Rural Fire, \$4,453.69; Road and Bridge, \$38,253.52; DARE, \$303.98; County Health Dept., \$849.29; Crime Victim Assistance, \$70.00; and Elderly, \$2,009.55. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:56 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss the acquisition of real estate. Mike Page seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:06 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, May 17, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

May 17, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reschedule the May 31st regular meeting to Tuesday, June 1st at 9:00 AM due to the Memorial Day Holiday. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that Jerry Bedgood is retiring July 3, 2010. We will need to post the position to County employees before advertising to the public.

The Clerk also informed the Commission that he and John Copple will be in Topeka for election training next week. The Clerk has appointed Mel Bolling as a Temporary Deputy Clerk during the absence of the Clerk and Deputy.

Doug Barlet presented the final pay request for the Prescott Fire Station in the amount of \$30,138.00. The work on the station has been completed. Herb Pemberton asked about the mowing at the La Cygne Station. There are approximately 5 acres that need to be mowed.

At 9:23 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected employees and 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

At 9:33 AM the executive session ended. No action was taken as a result of the executive session.

The Commission reviewed pictures of overflow bridges that got clogged with brush.

Steve Thompson and Pam Cannon met with the Commission to discuss the office space in the Courthouse. Steve would like to move the Personal Property office upstairs and use all four of the offices in the front part of the second floor. Mapping would like to stay in the offices in the back part of the second floor. Thompson believes that it would be much more efficient to have all of his offices on the same floor. Thompson would also like to put computers and a plotter downstairs so that the old Personal Property office can be used for people that can't climb the stairs.

Josh Haynes submitted his resignation from the Fire Department effective today. Vicki Leonard moved to accept Josh Hayne's resignation. Herb Pemberton seconded the motion. The motion passed 3-0.

Doug Barlet presented a list of fittings needed for the Fire Dept. to connect to PWWSD #13 water lines. Barlet will review proposals and make recommendations to the Commission.

At 10:20 AM the Commission and Clerk went to the Courthouse to look at the office space. At 11:03 AM the Commission returned to the Annex.

Skip Childress discussed RC&D projects in Linn County. Childress also asked about a new representative for the Linn County Commission on the RC&D Board. Rick Porter also discussed Linn County RC&D projects and accomplishments. Franklin County Commissioner Don Stottlemire addressed the Commission concerning the RC&D Board. The RC&D Board needs a Commission appointment and a Soil Conservation District appointment to represent Linn County. Skip Childress is the At-Large Member from Linn County.

Joe Maloney discussed recycling issues with the Commission.

The Clerk asked the Commission if they are ready to bill the City of Prescott for the old fire station. The Clerk will check with Doug Barlet to make sure everything is out of the old station.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-220 and 221. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$258,025.47: General, \$98,358.26; Employee Benefit, \$40,985.83; Appraiser, \$8,031.78; Rural Fire, \$2,841.87; Road and Bridge, \$53,801.04; 911 Telephone Tax, \$376.05; County Health Dept., \$6,228.80; Crime Victim Assistance, \$977.23; Elderly, \$1,942.94; Econ. Dev. Grant Fund, \$44,265.00; and Zoning LEPP, \$216.67. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:56 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:16 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, May 24, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

May 20, 2010

The Board of Linn County Commission met in special session at 11:00 AM in the Commission Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. The Clerk read the following of Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 350, 315 Main
Mound City, KS 66056-0350
913-795-2668
Fax: 913-795-2889



COUNTY COMMISSIONERS
First District
Herb Pemberton
Second District
Vicki Leonard
Third District
Mike Page

NOTICE OF SPECIAL MEETING
BOARD OF LINN COUNTY COMMISSIONERS

You are hereby notified that a special meeting of the Board of Linn County Commissioners has been called and will be held at 11:00 AM on Thursday, May 20, 2010 in the Commission Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. This special meeting has been called for the Commissioners to discuss personnel issues related to non-elected personnel and to take any necessary action concerning the personnel issues.

DATED this 20th day of May, 2010.

David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk
Carmen Self, County Treasurer
John Sutherland, County Attorney
Barry Walker, Sheriff

Kristy Schmitz, Register of Deeds
Gary Thompson, County Counselor
Steven Thompson, County Appraiser
Marilyn Auger, Transportation

John Maloney, Noxious Weed
Dennis Arnold, Economic Development
Doug Barlet, Rural Fire / Emerg. Mgt.
Larry Robinson, Zoning & Sanitation

At 11:02 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 11:22 AM the executive session ended.

At 11:23 AM Vicki Leonard moved to extend the above listed executive session for 20 minutes. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Undersheriff Paul McKee attended this portion of the executive session.

At 11:30 AM Paul McKee left the executive session.

At 11:43 AM the executive session ended. As a result of the executive session, Mike Page moved to suspend Tony Goudie without pay until further notice for a violation of County policy. The specific nature of the violation is withheld to protect the privacy of the employee. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, May 24, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

May 24, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; Mel Bolling, Temporary Deputy County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting and the May 20th special meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve a Cereal Malt Beverage license (License #2010-3) for Xpress Fuel, LLC. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$6,049.73: Linn County Sewer District #1, \$6,049.73. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:10 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Dan Morris attended the executive session.

At 9:25 AM the executive session ended.

At 9:25 AM Vicki Leonard moved to extend the above listed executive session for 10 minutes to continue discussing personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Counselor, and Dan Morris attended this portion of the executive session.

At 9:35 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet gave a weather report for the week. Doug also stated that he spoke with Mid America Nutrition about emergency planning for meals. Doug also asked about mowing for station 950. The Fire Board suggested contracting out the mowing. Mike Page suggested contacting the current mowers that the county is already using in that area for bids.

Doug stated that the Fire Board recommended purchasing gear for up to \$30,000.00. The Fire Department typically tries to purchase 10 sets per year (at approximately \$1800 per set) and they are rotated as the fire gear is good for approximately 10 years. Mike Page moved to allow the purchase of fire gear for up to \$30,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Doug presented a request for bid to replace the 1978 truck in Pleasanton. Gary suggested removing section 10 on page 3 requiring a bid bond, and in section 2 changing telegraphic to telephonic. Doug asks about using a local bank for the lease purchase. Gary suggested asking for two bids, one for a straight purchase and one for a lease purchase.

Doug presents the Fire Boards 2011 Proposed Budget. The increases include training, maintenance, office equipment (for a copier), and capital outlay (for two grass trucks and furnaces at Mound City and Pleasanton).

Russell Beth, Fire Board Chairman asked the Commission about using volunteer fire fighters for tasks such as taking equipment to be repaired instead of using staff. The Commission agreed to allow volunteers instead of staff to take equipment to be repaired.

At 10:15 AM the Commission opened bids for scrap metal. The one bid received is from Wes' Recycling for \$2751.00. Vicki Leonard moved to accept the bid from Wes' Recycling in the amount of \$2751.00 for scrap metal. Herb Pemberton seconded the motion. The motion passed 3-0.

Jerry Bedgood addressed the Commission about the drive in front of the courthouse basement door. The drain is filled with roots and is causing the basement to flood. Jerry has one bid to fix the problem. The Commission asked Jerry to get more bids. Mike Page also stated that he would speak with the District 3 road shop and ask if they could do the project.

Mike Page moved to appoint John Maloney to the RC&D Board. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to sign the contract with Wes' Recycling for scrap metal. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:30 AM the Chairman asked for public comment. None was given.

Ken Keller, AMR addressed the commission to answer questions that were asked at the May 10, 2010 meeting. Ken presented a list of Linn County residents that are KBEMS Certified, a map showing response volumes, and a map showing actual responses per city which includes Pleasanton 285, LaCygne 236, Mound City 166, Prescott 53, Parker 37, Linn Valley 28, Blue Mound 20, and Centerville 13. Ken discourages an additional full time station stating that with the residents that have emergency medical training it could be possible to have an additional ambulance at an another location. Ken also asked the Commission when they would like to have him back to present the budget. The Commission agreed to review the AMR budget request on June 7th.

At 11:30 AM Herb Pemberton moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

At 11:35 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Counselor, and Joe Maloney attended the executive session.

At 11:45 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Tuesday, June 1, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 1, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that we need to provide Title Insurance and a survey on the old fire station at Prescott. The Clerk will contact Gary Schmitz for the Title Insurance and Jim Schmitz for the survey.

Mel Bolling informed the Commission that the Conservation District will meet on June 7th and choose a representative for the Lake Region RC&D Board. The Conservation District will contact the Clerk with their appointment.

Bolling also informed the Commission that she has some bids for mowing at the La Cygne Fire Station.

Bolling then informed the Commission that we have been approved for a \$4,587.00 LEPP Grant. Vicki Leonard moved to allow the Chairman to sign the KDHE LEPP grant. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:15 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Dan Morris, and Mel Bolling attended the executive session.

At 9:30 AM the executive session ended. No action was taken as a result of the executive session.

The Commission and Counselor discussed taking bids for the airstrip project. Mike Page moved to proceed with the pre-bid conference on June 8th and open bids on June 28th. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:48 AM Mike Page moved to take a break until 10:00 AM. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:00 AM the Chairman opened the hearing for a Community Development Block Grant for fire apparatus (new aerial truck). Sandy Erbe, Southeast Kansas Regional Planning Commission, presented information on the proposed grant application. The total project cost would be \$570,000.00 with a grant of \$484,500.00. Sandy asked if anyone had any questions. Vicki Leonard asked about stipulations on the grant. Sandy stated that there are some time restraints. The entire project must be done within 24 months. Bernita Robbins asked about the age of the current aerial. (It is over 30 years old.) Robbins also asked how many times it has been used. Doug Barlet stated that he does not have a specific number, but gave examples of how it has been and how it could be used. At 10:15 AM the Chairman closed the hearing. Erbe left copies of the grant application and a resolution that need to be passed and signed. The grant application deadline is June 15th.

Doug Barlet presented proposed budget information for Rural Fire and Emergency Management.

Gary Thompson stated that he has reviewed the grant agreement and resolution provided by SEK Regional Planning Commission and advised that he approves of everything in the documents. Mike Page moved to adopt Resolution #10-10 and approve and sign Resolution #10-10, CDBG Administrative Contract, KDOC Applicant Disclosure, CDBG Regulations Statement, Residential Anti-displacement and Relocation Assistance Plan, and the Statement of Assurances and Certifications. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #10-10:

THE CITY/COUNTY OF LINN, KANSAS

RESOLUTION NO. 1010

RESOLUTION CERTIFYING LEGAL AUTHORITY AND AUTHORIZATION
TO APPLY FOR CDBG
FROM THE KANSAS DEPARTMENT OF COMMERCE

WHEREAS, The City/County of LINN, Kansas, is a legal governmental entity as provided by the laws of the STATE OF KANSAS, and

WHEREAS, The City/County of LINN, Kansas, intends to submit an application for assistance from the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

THE APPLICANT hereby certifies that the City/County of LINN, Kansas, is a legal governmental entity under the status of the laws of the STATE OF KANSAS and thereby has the authority to apply for assistance from the KANSAS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

THE APPLICANT hereby authorizes the MAYOR/COMMISSIONER of LINN, Kansas, to act as the applicant's official representative in signing and submitting an application for the assistance to the COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

As Chief Elected Official of the City/County of LINN, I hereby certify that I have knowledge of all activities in the above-referenced application. I also certify that I am aware that the regulations of the CDBG program prevent the use of any facility built or rehabilitated with CDBG funds, or any portion thereof, to be used for the conduct of official business. I therefore certify that no portion of the above application violates this regulation.

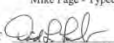
THE APPLICANT hereby dedicates \$85,500.00 in cash funds toward this project and \$0.00 in force account labor for same.

WHEREAS, The City/County of LINN has determined that the annual operation and maintenance costs of the project are anticipated to be approximately \$5,000.00; and,

WHEREAS, The annual fire budget has been determined to be adequate to fund the operation and maintenance of the new fire truck system.

APPROVED BY THE GOVERNING BODY OF THE CITY/COUNTY OF LINN, KANSAS, this 1st day of June, 2010.

APPROVED 
MAYOR/COMMISSIONER
Mike Page - Typed Name

ATTEST 
David Lamb - Typed Name



THE CITY/COUNTY OF LINN, KANSAS

At 10:31 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, Clerk, and Doug Barlet attended the executive session.

At 10:41 AM the executive session ended. No action was taken as a result of the executive session.

John Sutherland presented his budget request for 2011 in the amount of \$184,383.00 (no change from 2010). Vicki Leonard asked Sutherland about his computer and magazine expenses. Herb Pemberton moved to tentatively approve the 2011 County Attorney Budget in the amount of \$184,383.00. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:50 AM the Chairman asked for public comment. Roberta Childers stated that we should spell out CDBG on the agenda instead of using abbreviations. John Willard asked why the tow service in Pleasanton (Saker) doesn't have to have a storage lot and also stated that their tags are registered in Bourbon County. The Counselor stated that Willard would need to ask the Sheriff about the requirements and the Commission should check on the Sheriff's policies also.

Vicki Leonard moved to approve the following pays/special pays, totaling \$382,417.11: General, \$249,053.14; Employee Benefit, \$42,930.21; Appraiser, \$8,951.15; Rural Fire, \$13,461.49; Road and Bridge, \$55,241.4; 911 Telephone Tax, \$773.57; DARE, \$950.00; County Health Dept., \$7,040.17; Crime Victim Assistance, \$977.22; Elderly, \$2,822.09; and Zoning LEPP, \$216.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk asked about cost of living increases for next year's budget. The Commission discussed a 2% to 3% increase and then stated that budgets should be submitted without a COLA and the Commission will consider a COLA after all budgets are submitted.

The Commission discussed issues at the landfill including storing cardboard. The Commission agreed that we should get rid of the cardboard as soon as possible instead of storing it. The Commission also discussed the eggs that are dumped at the landfill. The Commission also discussed contractors hauling solid waste to our transfer

station instead of requiring the contractor to haul their own solid waste to Arcadia.

The Commission discussed the drainage problem at the Courthouse and windows that need to be replaced in the Health Dept. building.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, June 7, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 7, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported that the prisoner count is down this week, but he still has 5 prisoners in other Counties. The Sheriff presented a proposal to increase the number of cells in the jail. It would cost approximately \$1,050,000.00 to purchase additional office space, renovate the office space, and install 9 new cells that would hold 18 prisoners. Sheriff Walker also gave another option that would include a new building next to the current jail.

Bruce Holt complimented Sheriff Walker on his Rangemaster, Russ Gardner. Holt then asked to hire Jody Claytor as a Lifeguard (seasonal employee) at the Park. Vicki Leonard moved to hire Jody Claytor as a lifeguard at \$7.25 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom presented a permit to bury water line (Burial Permit #BP01011D2) requested by Bourbon County RWD #2 located south of K239 on Vernon Road. Wisdom also stated that John Black needs to hire 2 mowers for the summer. Wisdom also discussed trading for a used truck that the Fire Dept. has taken out of service. Vicki Leonard moved to approve Burial Permit #BP01011D2. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson presented Lot Split #10-245 requested by Roger & Linda Holt located on Paine Road. Mike Page moved to approve Lot Split #10-245 and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0.

Robinson also stated that there are 3 members of the Planning Commission whose terms are expiring next month: Dist. #1, Dave Jackson; Dist. #2, Cherry Buckley; and Dist. #3, Chuck Simpson.

John Maloney informed the Commission that he is now spraying Johnson Grass with Plateau. Some of the Johnson Grass is resistant to Plateau so he will have to use Roundup.

At 9:46 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 10:00 AM to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and John Maloney attended the executive session.

At 10:00 AM the executive session ended.

At 10:01 AM Vicki Leonard moved to extend the above listed executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:06 AM Mel Bolling entered the executive session.

At 10:11 AM the executive session ended. No action was taken as a result of the executive session.

Joe Maloney and the Commission discussed composting at the landfill. Our Solid Waste Permit states that we can accept 25 pounds of eggs per week for our compost pile. Additional eggs are then diverted to the transfer station. The Commission will check with KDHE and work on answers for this issue in the future.

Joe Maloney also stated that Aquaterra has completed their geo-probing at the landfill and so far they have not found any usable cover material. Maloney also discussed waste from Tower Metals and the Power Plant.

Pam Cannon asked for an executive session to discuss personnel issues.

At 10:49 AM the Chairman asked for public comment. None was given.

At 10:50 Mike Page moved to recess from the Board of Commission meeting into executive session from 10:55 AM to 11:05 AM to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor and Pam Cannon attended the executive session.

At 11:05 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page discussed a request from the City of Mound City to use County property for a petting zoo during the "Jayhawk Blast". The Commission agreed that the City can use the County property.

Doug Barlet updated the Commission on possible severe weather this week. Barlet presented a request for bids for mowing the La Cygne Fire Station property. The Commission agreed to take bids so they can see what it would cost to mow the property. Barlet also presented a notice for a Foreign Animal Disease meeting on June 22nd. Barlet then informed the Commission that there will be extrication training at the Fairgrounds this weekend.

At 11:24 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel. The Commission and Doug Barlet attended the executive session.

At 11:29 AM the executive session ended. No action was taken as a result of the executive session.

The Clerk gave the Commission and Counselor copies of the Schedule for Open Enrollment for employee benefits.

The Clerk and Commission discussed the salary for the Lead Maintenance/Custodian position. Currently the Lead Maintenance/Custodian and the Maintenance/Custodian positions are in the same salary range. The Commission will discuss the salary range again next week.

The Clerk presented Emergency Vehicle Permit Applications for John Burnett and Todd Stone, Linn Valley. The Commission stated that they need to discuss the applications with the Counselor before taking any action.

Ken Keller, AMR addressed the Commission concerning Linn County's ambulance service. Keller reviewed the current contract between AMR and Linn County. Keller believes that AMR would not need an increase in subsidy for 2011.

The Counselor explained that John Burnett and Todd Stone are the Police Chief and Fire Chief for Linn Valley and that Burnett and Stone were eligible to have Emergency Vehicle Permits. Herb Pemberton moved to approve the Emergency Vehicle Permits for Todd Stone and John Burnett. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission discussed the airstrip pre-bid conference scheduled for tomorrow. Mike Page is planning on attending the meeting.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, June 14, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 14, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Bernita Robbins led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for May 2010 in the amount of \$6,349.68. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for May 2010.

Gary Stone presented copies of a proposed contract to purchase the Cornerstone Church property. The Commission would like to see detailed estimates on total cost of the project (purchase, remodeling, and new jail cells) before making a decision.

Dan Morris informed the Commission that he would like to purchase a road grader this year. Morris stated that we could purchase a grader under the State contract. Morris would like to purchase a John Deere grader. (Caterpillar no longer puts steering wheels in their graders.) Morris will get more information and a price from John Deere using the State contract.

At 9:35 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and for 20 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, John Maloney, and County Counselor attended the executive session.

At 9:49 AM John Maloney left the executive session.

At 10:00 AM the executive session ended. No action was taken as a result of the executive session.

Karen Tuggle, Raymond Burch, and Connie Ball presented the 2011 Conservation District Budget request in the amount of \$30,000.00 (no change from 2010). Raymond Burch discussed accomplishments of the Conservation District. Vicki Leonard moved to tentatively approve the 2011 Conservation District Budget in the amount of \$30,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Jeff Larue, City of Mound City, asked the Commission about working with the County to chip & seal some streets in Mound City. The City has approximately \$20,000.00 to spend on chip & seal this year. Mound City would like to chip & seal Hill St. & Dement St. this year if they can afford to do both streets. The Commission stated that John Byington will need to look at the proposed projects.

Harvey Taylor addressed the Commission concerning "Night Out Against Crime". Some of the Cities and communities are having their "Night Out Against Crime" earlier than normal this year. Mike Page moved to donate \$2,000.00 to Linn County Crimestoppers for the "Night Out Against Crime" program. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:29 AM Mike Page moved to take a break until 10:40 AM. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:45 AM the Chairman asked for public comment. Bernita Robbins stated that she was told a year ago that her insurance could be lowered but now she finds out that isn't true. She would like to know why the Fire Dept. told people that the insurance rates would go down. Judy Houtman introduced Dallas Peterson, United Methodist Church Minister. Rev. Peterson discussed being more actively involved in the community. If there is anything they can do for the community, he would like for people to let him know. Roberta Childers asked about putting a "stop ahead" sign at CR 1095 & CR 548. Mike Page stated that he would discuss it with Larry Robinson.

The Clerk informed the Commission that it will be time to evaluate Dee Horttor's position with the Fire Dept. and

Emergency Management Dept. next week. Horttor was hired as a temporary employee with his status and performance to be reviewed after one month.

The Clerk and Commission discussed the maintenance contract on the computer system. The current maintenance contract expires in August. Mike Page moved to approve a 36 month maintenance agreement in the amount of \$8,494.10. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission discussed the relocation of the Appraiser's offices. The Commission wants to postpone moving the Appraiser's Personal Property office upstairs. The Commission is concerned about ADA issues.

John Black informed the Commission of an arch bridge that needs to be repaired.

The Clerk and Commission discussed air conditioning/heating window units and sharing sick leave.

Joy Purkeypile presented the 2011 Extension Council Budget request in the amount of \$129,500.00 (\$10,000.00 increase from 2010). The Commission wants to take some time to review the request before making a decision.

Vicki Leonard moved to approve the following pays/special pays, totaling \$178,415.24: General, \$70,060.02; Appraiser, \$243.52; Rural Fire, \$6,542.62; Road and Bridge, \$95,876.12; 911 Telephone Tax, \$2,079.52; DARE, \$151.53; County Health Dept., \$727.38; and Elderly, \$2,734.53. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays, totaling \$209,816.85: General, \$96,295.93; Employee Benefit, \$58,529.31; Appraiser, \$8,456.64; Rural Fire, \$1,530.79; Road and Bridge, \$34,678.30; County Health Dept., \$6,644.90; Crime Victim Assistance, \$977.23; Elderly, \$2,487.08; and Zoning LEPP, \$216.67. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:25 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and then to discuss personnel issues related to non-elected personnel until Noon. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Dennis Arnold, and County Counselor attended the executive session.

At 11:45 Dennis Arnold left the executive session.

At Noon the executive session ended. No action was taken as a result of the executive session.

At 12:01 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Dan Purinton attended the executive session.

At 12:13 PM Dan Purinton left the executive session.

At 12:21 PM the executive session ended.

At 12:21 PM Vicki Leonard moved to extend the above listed executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission and Clerk attended this portion of the executive session.

At 12:31 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, June 21, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

June 21, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. LeRoy Lamb led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to sign the Transfer and Certification of Appraisal Rolls for Real Property and Personal Property. Herb Pemberton seconded the motion. The motion passed 3-0. The Clerk also informed the Commission that the Public Assessed Utility values are up approximately \$2.4 million. The appraised values of locally assessed properties are down approximately \$600,000.00, but the Clerk has not converted those values to assessed yet.

Sheriff Walker reviewed statistics on accidents, arrests, prisoners, etc. for the Sheriff's Dept. Sheriff Walker also presented a floor plan for proposed new jail cells.

At 9:12 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Walker attended the executive session.

At 9:22 AM the executive session ended. No action was taken as a result of the executive session.

John Black asked to hire Tom Dennis for mowing. Vicki Leonard moved to hire Tom Dennis as a Seasonal, Full Time employee for mowing in Road Dist. #2. After discussion, Vicki Leonard withdrew her motion until after an executive session for personnel.

Joe Maloney discussed budget issues with the Commission. Maloney is waiting on information on costs associated with Cell #3 in the C&D Landfill.

Joe Maloney presented the 2011 Solid Waste Budget request in the amount of \$449,000.00 (no change from 2010). Vicki Leonard moved to tentatively approve the 2011 Solid Waste Budget in the amount of \$449,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris presented information on road graders. Gary Thompson advised that we could take bids and compare them to the State contract price, or we could just purchase a grader at the price in the State contract without taking bids. The price for a John Deere road grader from Murphy Tractor using the State contract is \$182,885.00 (less \$60,000.00 trade in for a delivery price of \$122,885.00). Herb Pemberton moved to approve purchasing the road grader from Murphy Tractor for \$122,885.00. Vicki Leonard seconded the motion. The motion passed 3-0. (\$48,000.00 will be paid from the Dist. #1 budget and the balance from Special Machinery.)

The Commission reviewed the 2011 Road & Bridge Budget request in the amount of \$3,357,000.00 (\$981.00 decrease from 2010). Vicki Leonard moved to tentatively approve the 2011 Road & Bridge Budget in the amount of \$3,357,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Carmen Self presented the 2011 Treasurer Budget request in the amount of \$169,999.00 (\$382.00 increase from 2010). Mike Page moved to tentatively approve the 2011 Treasurer Budget in the amount of \$169,999.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet informed the Commission of upcoming events. Barlet also discussed selling used equipment on Purple Wave. Barlet suggested waiting until next week to open mowing bids.

At 10:08 AM the Commission opened bids for a new tender truck. Bids received were from Deep South Fire Trucks, Inc, Pierce Manufacturing, Inc. (Conrad Fire Equipment, Inc.), and Midwest Fire Equipment & Repair Co.

Barlet and the Fire Board will review the bids and make a recommendation to the Commission.

Steve Thompson presented the Ratio Study from PVD. Our Appraiser's office met all the criteria for 2009. Our ratio was very good, 98%. The Commission and Thompson then discussed relocating the Personal Property Office. Thompson explained reasons he would like to move the Personal Property Office to the second floor. The Commission agreed to allow Thompson to move the Personal Property office to the second floor, and to evaluate the move after 60 to 90 days.

John Maloney presented the 2011 Noxious Weed Budget request in the amount of \$103,000.00 (no change from 2010). Vicki Leonard moved to tentatively approve the 2011 Noxious Weed Budget in the amount of \$103,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the 2011 Planning & Zoning Budget request in the amount of \$60,000.00 (\$845.00 decrease from 2010). Vicki Leonard moved to tentatively approve the 2011 Planning & Zoning Budget in the amount of \$60,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the 2011 Elderly/Transportation Budget request in the amount of \$219,000.00 (\$4,397.00 decrease from 2010). Mike Page moved to tentatively approve the 2011 Elderly/Transportation Budget in the amount of \$219,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the 2011 Economic Development Budget request in the amount of \$105,600.00 (\$278.00 decrease from 2010). Mike Page moved to tentatively approve the 2011 Economic Development Budget in the amount of \$105,600.00. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:39 AM the Chairman asked for public comment. Bernita Robbins asked how many ponds would have water during a 50 year drought. Gary Thompson explained the definition of a 50 year drought.

Mike Page moved to appoint Chuck Simpson to the SEK Regional Planning Commission Board. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to appoint Chuck Simpson to the Planning & Zoning Board. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:42 AM Mike Page moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session for 30 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 10:53 AM John Black and Dan Morris entered the executive session.

At 11:01 AM John Black left the executive session.

At 11:10 AM Dan Morris left the executive session and Doug Barlet entered the executive session.

At 11:17 AM the executive session ended.

At 11:18 AM Vicki Leonard moved to extend the above listed executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and John Maloney attended this portion of the executive session.

At 11:28 AM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to hire Tom Dennis as a Full Time, Seasonal (Temporary) employee for Road Dist. #2 @ \$9.01 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Kristy Schmitz presented the 2011 Register of Deeds Budget request in the amount of \$81,321.00 (no change from 2010). Vicki Leonard moved to tentatively approve the 2011 Register of Deeds Budget in the amount of

\$81,321.00. Mike Page seconded the motion. The motion passed 3-0.

Shawn Biggs, AMR, addressed the Commission concerning subsidies for 2011. AMR is requesting a new 3 year contract with no increase in subsidy for 2011. Increases for 2012 and 2013 would be negotiated at a later date. The Commission and Biggs discussed EMS training for Fire personnel and AED's for the Park and Courthouse. Larry Robinson discussed 911 and the EMS service.

The Commission discussed taking bids for replacing windows in the Health Dept. building. Mel Bolling had already contacted two companies for bids. One of the companies has already looked at the windows and the other company will be there this week. We have not received bids from either company yet.

The Clerk informed the Commission that he has some information on sick leave banks. The Clerk also discussed budgets, purchase orders, etc. with Commission. The Clerk stated that we need to take a closer look at PO's and spending this year, departments may not need to spend their entire budgets.

At 12:12 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 12:27 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, June 28, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 28, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners’ Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. John Black led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Vicki Leonard moved to reschedule the July 5th regular meeting to Tuesday, July 6th at 9:00 AM due to the Independence Day Holiday. Mike Page seconded the motion. The motion passed 2-0.

The Clerk and Commission discussed the old refrigerator at the Health Dept. It is a GE 18 cu. ft. refrigerator that is approximately 12 years old. It leaks some water in the refrigerator section. The Commission discussed checking with departments to see if anyone wants it.

Doug Barlet updated the Commission on the weather outlook for the week and upcoming events. Barlet informed the Commission that the Volunteer Fire Assistance grant was approved in the amount of \$4,983.00. We also received an emergency management grant in the amount of \$17,512.59. Barlet received his renewal license as a Certified Emergency Manager.

Sheriff Walker reported that he has an architect coming tomorrow with another estimate for jail cells.

John Black asked to hire Charlie Purvis as a part-time mower for Dist. #2 @ \$8.75 per hour. Vicki Leonard moved to hire Charlie Purvis as a Full-Time, Seasonal (Temporary) employee @ \$8.75 per hour. Mike Page seconded the motion. The motion passed 2-0.

Dan Morris asked to hire Frankie Noel as an Equipment Operator @ \$11.35 per hour. (Range 4, Step C.) Mike Page moved to hire Frankie Noel as an Equipment Operator for Road Dist. #1 @ \$11.35 per hour. Vicki Leonard seconded the motion. The motion passed 2-0. Noel will take a pre-employment physical/drug test and will be on standard 6 month probation.

At 9:21 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

At 9:31 AM the executive session ended. No action was taken as a result of the executive session.

The Clerk and Commission discussed C&D waste from Cities. Our fee resolution exempts Cities from paying fees for C&D waste upon filing of an application for exemption. The Commission will talk to Joe Maloney about providing a roll off container for Cities. Mike Page moved to allow the Landfill to provide a container for the City of Parker cleanup days and to waive the fees for the container. Vicki Leonard seconded the motion. The motion passed 2-0.

Jerry Bedgood presented bids for repairing the roof at the La Cygne Fire Station. Bids received were: Mid-States Restoration, \$3,622.00; and Boone Brothers Roofing, \$1,563.00. Mike Page will take a look at the project before the Commission makes a decision.

The Clerk informed the Commission that there will be a retirement reception for Jerry Bedgood at 2:00 PM on Friday.

Larry Robinson presented Rezoning Case #Z0410199 requested by Josh Mitchell. The Planning Commission approved the application by a 6-0 vote with the following findings: 1) The proposed use for rural residential use fits with the character of the neighborhood and it fits with acceptable land uses of the County Future Land Use map in the Linn County Comprehensive Plan; 2) There are other rural residential homes nearby; 3) The property is suitable for a rural residence; 4) Removing the Agricultural restriction will not detrimentally affect nearby property since many of them are also being used as rural residential home sites as well as agricultural; 5) The property is vacant as currently zoned; 6) There would be an increase in property value having a residence on the property and a gain in the tax base by having another residence in this area; 7) Staff recommends approval of this application; and 8) The requested change conforms to the master or comp plan for Linn County in that it would fit the existing character of the neighborhood in low density development. Vicki Leonard moved adopt Resolution #10-11, approving Rezoning Case #Z0410199. Mike Page seconded the motion. The motion passed 2-0. Following is a copy of Resolution #10-11:



Mike Page moved to approve Lot Split #10-244 requested by Josh and Lloyd Mitchell. Vicki Leonard seconded the motion. The motion passed 2-0.

Gary Thompson presented Resolution #10-12, amending Resolution #06-29 concerning the Centerville Sewer District. Mike Page moved to adopt Resolution #10-12. Vicki Leonard seconded the motion. The motion passed 2-0. Following is a copy of Resolution #10-12:



Harry Wisdom informed the Commission that the boom arm on his mowing tractor needs to be repaired. The hydraulics are not working.

At 10:03 AM the Commission opened bids for mowing the La Cygne Fire Station. Bids received were: George M. Gilliland, \$225.00; Joseph Whitaker, (no proof of insurance, bid not accepted); and William Burns, \$110.00. Mike Page moved to accept the bid from William Burns in the amount of \$110.00 per mowing. Vicki Leonard seconded the motion. The motion passed 2-0.

At 10:12 AM the Chairman asked for public comment. None was given.

At 10:17 AM Mike Page moved to take a 15 minute break. Vicki Leonard seconded the motion. The motion passed 2-0.

Vicki Leonard moved to appoint Bernita Robbins to the Planning & Zoning Commission. Mike Page seconded the motion. The motion passed 2-0.

Bruce Holt presented the 2011 Park Budget request in the amount of \$260,500.00 (no change from 2010). Vicki Leonard moved to tentatively approve the 2011 Park Budget in the amount of \$260,500.00. Mike Page seconded the motion. The motion passed 2-0.

Bob Chase presented the 2011 SEK Mental Health Center Budget request in the amount of \$90,600.00 (\$2,610.00 increase from 2010). Vicki Leonard moved to tentatively approve the 2011 SEK Mental Health Center Budget in the amount of \$90,600.00. Mike Page seconded the motion. The motion passed 2-0.

At 11:15 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel (to review applications for the Lead Maintenance/Custodian position). Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, and Clerk attended the executive session.

At 11:35 AM the executive session ended. No action was taken as a result of the executive session.

John Byington addressed the Commission concerning assisting Cities with Chip & Seal projects. Byington discussed issues that need to be worked out before we agree to any Chip & Seal projects.

Vicki Leonard moved to approve the following pays/special pays, totaling \$537,312.87: General, \$179,943.57; Employee Benefit, \$54,922.49; Appraiser, \$8,661.47; Rural Fire, \$8,698.54; Road and Bridge, \$261,932.49; County Health Dept., \$6,787.21; Crime Victim Assistance, \$977.22; Elderly, \$15,173.21; and Zoning LEPP, \$216.67. Mike Page seconded the motion. The motion passed 2-0.

At 11:59 AM Mike Page moved to recess until 2:00 PM for lunch. Vicki Leonard seconded the motion. The motion passed 2-0.

At 2:00 PM the Commission opened bids for the airstrip project. Bids received were:

Base Bid #	Description	Company	Hickory Creek	SEW	Roll Wrens
Base Bid #	Description		Price	Price	Price
Base Bid 1	Clearing & Grubbing			\$7,150.00	
Base Bid 2	Gravel Basefill			\$1,800.00	
Base Bid 3	Concrete Foundation			\$221,324.00	
Base Bid 4	Compaction of Earthwork			\$10,297.50	
Base Bid 5	Water (Drainage)			\$1,126.65	
Base Bid 6	Aggregate Base		\$332,534.49	\$214,500.00	
Base Bid 7	Water (Drainage) (Roll)		\$149.45	\$13,002.15	
Base Bid 8	Quality Control Testing		\$8,978.75		
Base Bid 9	Asphalt Placement (Smoothness)		\$1,500.00		
Base Bid 10	Agg. for Asphalt Base Course		\$173,436.80		
Base Bid 11	Asphalt Concrete		\$163,660.00		
Base Bid 12	Crushed Asphalt (Track Coat)		\$4,094.00		
Base Bid 13	Emulsion Asphalt (Prime)		\$15,176.00		
Base Bid 14	Asphalt Cure		\$1,440.00		
Base Bid 15	Construction Cost - Training		\$4,985.00	\$51,890.00	
Base Bid 16	Storm Sewer			\$25,560.00	
Base Bid 17	Final Section			\$4,200.00	
Base Bid 18	18" Pipe Underpinning (Dist)			\$2,880.00	
Base Bid 19	Public Wetland Area			\$51,094.00	
Base Bid 20	Water (Drainage) (Roll for Slope Drain)			\$3,000.00	
Base Bid 21	Slope Protection (Weir)				
Base Bid 22	Concrete Fabric			\$350.00	
Base Bid 23	Temporary Slope Barrier				
Base Bid 24	Softwood Material			\$3,200.00	
Base Bid 25	Temporary Fencing				
Base Bid 26	Temporary Guard				
Base Bid 27	Making (Temporary)				
Base Bid 28	Turnout				
Base Bid 29	Curb				
Base Bid 30	Making (Permanent)				
Base Bid 31	Storm Drainage				
Base Bid 32	Storm Drainage			\$1,190.00	
Base Bid 33	Final Asphalt (Final) Mowing Area				

Base Bid #	Description	Company	TS Enterprises	Westport Constr.
Base Bid #	Description		Price	Price
Base Bid 1	Clearing & Grubbing		\$1,522.50	\$2,200.00
Base Bid 2	Gravel Basefill		\$2,055.75	\$1,500.00
Base Bid 3	Concrete Foundation		\$120,621.58	\$179,825.75
Base Bid 4	Compaction of Earthwork		\$58,531.25	\$121,745.00
Base Bid 5	Water (Drainage)		\$12.95	\$2,220.00
Base Bid 6	Aggregate Base		\$297,600.00	
Base Bid 7	Water (Drainage) (Roll)		\$1,495.45	
Base Bid 8	Quality Control Testing		\$5,724.00	
Base Bid 9	Asphalt Placement (Smoothness)		\$5,350.00	
Base Bid 10	Agg. for Asphalt Base Course		\$168,571.95	
Base Bid 11	Asphalt Concrete		\$136,416.00	
Base Bid 12	Crushed Asphalt (Track Coat)		\$2,786.28	
Base Bid 13	Emulsion Asphalt (Prime)		\$13,918.56	
Base Bid 14	Asphalt Cure		\$1,712.00	
Base Bid 15	Construction Cost - Training		\$10,150.00	
Base Bid 16	Storm Sewer		\$20,754.75	\$37,690.00
Base Bid 17	Final Section		\$4,060.00	\$4,000.00
Base Bid 18	18" Pipe Underpinning (Dist)		\$3,148.00	\$960.00
Base Bid 19	Public Wetland Area		\$34,512.80	\$18,012.00
Base Bid 20	Water (Drainage) (Roll for Slope Drain)		\$1,422.00	\$500.00
Base Bid 21	Slope Protection (Weir)		\$8,143.74	\$4,455.00
Base Bid 22	Concrete fabric		\$355.60	\$560.00
Base Bid 23	Temporary Slope Barrier		\$558.00	\$800.00
Base Bid 24	Softwood Material		\$710.00	\$600.00
Base Bid 25	Temporary Fencing		\$110.00	\$750.00
Base Bid 26	Temporary Guard		\$12,182.40	\$1,440.00
Base Bid 27	Making (Temporary)		\$2,537.50	\$1,000.00
Base Bid 28	Turnout		\$2,040.00	\$1,000.00
Base Bid 29	Curb		\$21,024.00	\$3,240.00
Base Bid 30	Making (Permanent)		\$12,687.50	\$5,000.00
Base Bid 31	Storm Drainage		\$8,668.50	
Base Bid 32	Storm Drainage		\$2,760.00	\$425.00
Base Bid 33	Final Asphalt (Final) Mowing Area		\$9,591.75	

The Chairman advised the contractors that we will take this under advisement and make a decision soon.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Tuesday, July 6, 2010. Vicki Leonard seconded the motion. The motion passed 2-0.

Attest:

County Clerk

Commission Chair

July 6, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that the County valuation is up \$1.3 million instead of \$2.0 million. (Personal Property values are down more than expected.) The Clerk also informed the Commission that he received the Unemployment Rate Notice for next year. Our unemployment insurance cost will be up to near \$100,000.00 next year due to high turnover the last 1 ½ years.

Doug Barlet discussed the weather for the week, more rain is expected and we may have some flooding. The Fire Board suggested purchasing headache racks for the new grass trucks in Parker & Pleasanton at a cost of \$700.00 each. Herb Pemberton moved to allow the purchase from Neal Manufacturing in the amount of \$1,400.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page stated that he did look at the roof on the La Cygne Fire Station. Doug Barlet stated that the roof was discussed at the Fire Board meeting and he would like to wait on making a decision on the bids.

Sheriff Walker discussed hospital bills on prisoners, we are getting good discounts on the bills. The Sheriff also discussed prisoner housing numbers for the last week. The Sheriff then gave a report on Sheriff's Dept. statistics for the last six months. The Sheriff presented new bids for remodeling the jail. Herb Pemberton asked if the old gas tanks were ever removed from the Cornerstone property? The Sheriff thinks they have been removed but he will check and make sure. Herb Pemberton also asked what we would do with the prisoners while the jail is being remodeled, he believes that prisoners would have to be removed while the building is remodeled. Vicki Leonard stated that we would also need to know the timeline on remodeling. Herb Pemberton stated that he is not in favor of the Sheriff's proposal. Herb Pemberton stated that he would like to form a committee to study building a whole new Courthouse and Jail on the property we already own on this block (Annex, Concern bldg). Vicki Leonard doesn't believe that we can afford a new Courthouse right now unless we can find grants for the project.

Judge Smith presented the 2011 District Court Budget request in the amount of \$229,200.00 (\$1,500.00 decrease from 2010) and put \$20,000.00 in a separate budget for the sexual predator case or in the amount of \$249,200.00 (\$18,500.00 increase from 2010) by putting a new line item for the sexual predator case in the District Court budget. Vicki Leonard moved to tentatively approve the 2011 District Court Budget in the amount of \$249,200.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:06 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Doug Barlet attended the executive session.

At 10:16 AM the executive session ended. As a result of the executive session, Herb Pemberton moved to terminate Micah Atherton from the Fire Dept. due to lack of participation. Vicki Leonard seconded the motion. The motion passed 3-0.

Donna Thomas presented the 2011 Health Dept. Budget request in the amount of \$193,375.00 (\$2,092.00 increase from 2010). Vicki Leonard moved to tentatively approve the 2011 Health Dept. Budget in the amount of \$193,375.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Thomas also asked about replacing the windows in the Health Dept. building. Mike Page stated that he did find someone in Linn County that would like to take a look at the project this week.

John Platt presented the 2011 Tri-Ko Budget request in the amount of \$73,264.00 (no change from 2010). Vicki Leonard moved to tentatively approve the 2011 Tri-Ko Budget in the amount of \$73,264.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson presented a grant of road easement for the Mitchell Lot Split that was approved last week. Mike Page moved to approve the grant of road easement for Lot Split #10-244. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to appoint Fred (Lou) Kautt to the Planning Commission. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to appoint Dave Jackson to the Planning Commission. Mike Page seconded the motion. The motion passed 3-0.

At 10:35 AM Mike Page moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:47 AM the Chairman asked for public comment. Mary Thomas asked how the geological study came out on the airstrip and if it has been or will be published. Bernita Robbins asked about borrowing money from the bank. (We would have to do a lease purchase or bond.)

Joe Maloney asked about the use of an open top container for Cities. (We have that item on the agenda next week.) Maloney also discussed recycling, most of the storage issues have been solved and we are now keeping up with recycling. Maloney then discussed new regulations from KDHE for the C&D Landfill. Maloney stated that we may be able to use the soil at the site to cover the landfill instead of hauling in top soil.

Mel Bolling discussed purchasing a car to replace the 1992 Ford Taurus for the Elderly/Transportation Dept. The Taurus needs multiple repairs that would cost more than it is worth. We have \$19,000.00 available that could be used to purchase a vehicle. The Commission agreed to allow Bolling to get bids for a new vehicle.

Mike Page stated that Anderson County is interested in sharing a County Engineer. Vicki Leonard and Herb Pemberton are both interested in discussing the issue with Anderson County.

Herb Pemberton stated that we need to find out if the new frontage roads have been turned over to the County. The Clerk reported that KDOT did an airport inspection on Gilmore Airport and found some safety issues that need to be addressed. Mike Page will contact KDOT about the issues.

Larry Robinson stated that he has never received notice from KDOT that any frontage roads have been turned over to the County. Robinson stated that there are several issues that need to be corrected before we accept any right of ways.

Dennis Arnold stated that we should hear something on the grant for the boiler next week. Arnold stated that the boiler should be replaced, its useful life has already passed. Arnold also stated that there is another grant that we could apply for to make a concrete runway for the new airstrip.

At 11:53 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 2:15 PM to discuss personnel issues related to non-elected personnel, to interview applicants for the Lead Maintenance/Custodian position. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and job applicants attended the executive session.

At 2:15 PM the executive session ended.

At 2:20 PM Mike Page moved to extend the above listed executive session for 30 minutes. Vicki Leonard seconded the motion. The motion passed 3-0. The same people attended this portion of the executive session.

At 2:50 PM the executive session ended. No action was taken as a result of the executive session. The Commission will make a decision next week.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, July 12, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

July 12, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 2-0.

The Commission reviewed the YTD Park Report for June 2010.

The Clerk informed the Commission that they need to appoint a non-lawyer member to the Sixth District Judicial Nominating Commission. Randall Dawson has held that position but his term has expired. The Clerk contacted Dawson and Dawson would be willing to serve on the Nominating Commission for another 4 year term. Herb Pemberton moved to reappoint Randall Dawson to the Sixth District Judicial Nominating Commission. Vicki Leonard seconded the motion. The motion passed 2-0.

At 9:09 AM Commissioner Page arrived.

Vicki Leonard moved to allow the Chairman to sign the Client Representations Letter to Diehl, Banwart, Bolton, CPAs. Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom informed the Commission that he has a dump truck that needs new injectors. Mike Page moved to approve up to \$2,000.00 for repairs to a 2006 International dump truck. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the cost of work (\$29,988.50) done by our crews on the Critzer Lake project.

Doug Barlet asked if John Maloney could spray the weeds around fire stations and dry hydrants. Mike Page suggested also spraying around the PWWSO #13 hydrants. The Commission agreed to allow Maloney to spray the requested areas. Doug Barlet also informed the Commission that we should receive \$300,000.00 to \$350,000.00 in FEMA reimbursement for the Road Districts. Barlet then informed the Commission that the Fire Board has reviewed the bids for a new Tender truck. None of the bidders met all the specs. for the truck. Mike Page moved to table the bids until the Fire Board negotiates with the bidders. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard asked Doug Barlet to check on prices of AEDs. Bruce Holt would like to have one in the County Park. The Clerk stated that it could be useful to have one in the Courthouse also.

The Sheriff reported on arrests and prisoner housing. The Sheriff also presented his 2011 Budget request. The Sheriff also announced that Detective Stone received the Legion of Merit award from the military last week.

John Maloney discussed inspections that he has to do for the State on properties that receive CRP payments. He would like to get a 4 wheel drive truck to use for the inspections. Maloney has several items that he would like to sell that could help pay for a truck.

At 10:00 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel and then for 25 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Dan Morris attended the executive session.

At 10:13 AM Dan Morris left the executive session and Sheriff Walker, Gary Stone, and Doug Barlet entered the executive session.

At 10:25 AM Doug Barlet left the executive session.

At 10:35 AM the executive session ended. As a result of the executive session, Herb Pemberton moved to allow the Clerk to reinstate Tony Goudie upon compliance with all County policies. Mike Page seconded the motion. The motion passed 2-1. Vicki Leonard voted no.

Joe Maloney addressed the Commission concerning charging Cities for using open top containers. Maloney is not in favor of providing free containers for the Cities, he does not believe that would be fair to rural residents. The Commission advised Maloney to bring issues to the Commission if he has any questions.

At 10:57 AM the Chairman asked for public comment. Velma Peterson asked the Commission if they would be willing to loan money to Paris Township to repair the roof on the Linnville Schoolhouse. The Clerk will look for the agreement from the last time we loaned money to the Township. Doug Barlet stated that the AEDs cost \$2,500.00 to \$3,500.00. Jonathon Amborn from Wade Quarries asked if the airport issue was going to be discussed today, he has some costs for rock, etc. Jean Vaughn stated that there is a culvert on Paine Road south of 300 Road that is washing out.

At 11:16 Mike Page moved to take a 10 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:30 AM the Commission opened bids for a new Ford Fusion for the Transportation Dept. Bids received were: Cox Motor Co., \$14,813.00; and Beckman, \$15,012.73; Shawnee Mission Ford \$14,453.00. Herb Pemberton moved to accept the bid from Cox Motor Co. in the amount of \$14,813.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling asked about setting up a Special Bridge Fund to save money for the 5 Year R&B Plan.

The Commission discussed needed repairs to Gilmore Airport. We do not have an estimate yet for sealing cracks in the runway. The Commission also wants to talk to KDOT to see if we have to do any repairs since we are working on a new airstrip.

Larry Robinson discussed correspondence from KDOT concerning the 5 Year Plan money. Robinson stated that we need to get started on our bridge projects near Goodrich.

Dennis Arnold talked to KDOT about the Gilmore Airport repairs and KDOT stated that we could ignore the issues for now. Arnold also recommends applying for additional grant funds for the new airstrip project due to additional costs.

Arnold also presented an agreement with U.S. Minerals LLC for 5 acres in the La Cygne Industrial Park. Herb Pemberton moved to sign the agreement with U.S. Minerals LLC for 5 acres in the La Cygne Industrial Park. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chairman to sign a letter to Anderson County concerning sharing a County Engineer. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$138,530.39: General, \$79,030.10; Appraiser, \$318.48; Rural Fire, \$2,746.81; Road and Bridge, \$36,530.83; 911 Telephone Tax, \$2,864.40; County Health Dept., \$1,469.46; Elderly, \$15,381.31; and Economic Development Grant, \$189.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the following 2011 Budget requests to the Commission: Custodian, Ambulance, GIS/Mapping, Historical Society, Juvenile Intake, Commissioner, EMS, Fair Building, Fair Premium, Special Alcohol, Special Park & Recreation, Sewer Dist. #1, and 4-H Building. Mike Page moved to tentatively approve the 2011 Custodian Budget in the amount of \$67,500.00 (\$1,849.16 decrease from 2010), the 2011 Ambulance Budget in the amount of \$765,000.00 (no change from 2010), the 2011 GIS/Mapping Budget in the amount of \$97,100.00 (no change from 2010), the 2011 Historical Society Budget in the amount of \$24,000.00 (no change from 2010), the 2011 Juvenile Intake Budget in the amount of \$48,500.00 (\$703.00 decrease from 2010), the 2011 Commissioner Budget in the

amount of \$68,200.00 (no change from 2010), the 2011 EMS Budget in the amount of \$12,000.00 (\$3,000.00 decrease from 2010), the 2011 Fair Building Budget in the amount of \$3,000.00 (no change from 2010), the 2011 Fair Premium Budget in the amount of \$10,600.00 (no change from 2010), the 2011 Special Alcohol Budget in the amount of \$9,000.00 (no change from 2010), the 2011 Special Park & Recreation Budget in the amount of \$3,900.00 (\$900.00 decrease from 2010), the 2011 Sewer District #1 Budget in the amount of \$19,513.00 (\$1,029.00 decrease from 2010), and the 2011 4-H Building Budget in the amount of \$17,500.00 (\$250.00 increase from 2010). Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:28 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel, to discuss the applicants for the Lead Maintenance/Custodian position. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:48 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, July 19, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

July 19, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Doug Barlet led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-222 thru 224. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for June 2010 in the amount of \$22,783.66. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that he offered Jessica Robinson a job as a temporary employee for cleaning the Courthouse. Vicki Leonard moved to hire Jessica Robinson as a Temporary Janitor at a rate of \$9.50 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker asked the Commission if they wanted to go over his budget now or later. Vicki Leonard stated that the Commission is considering having a meeting to discuss budgets next week. The Sheriff also asked about splitting his budget into separate budgets for the Jail, Sheriff, and Dispatch. The Sheriff presented an explanation of his budget proposal.

Harry Wisdom reported that the International truck has been repaired and blacktop repairs should be done today.

Doug Barlet reported on the weather for the week. Herb Pemberton stated that he received notice from KCPL that they would provide fans for the elderly during the hot weather. Barlet reported that he had to buy 4 tires for the tanker at Centerville last week for \$1,328.64. Mike Page moved to approve the purchase of 4 tires for \$1,328.64. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then presented a proposal from USA Go Shirts for selling advertising on shirts for the Fire Dept. The company would sell advertising, provide shirts for the Fire Dept., and give the Fire Dept. 5% of the proceeds. The Commission would like to check on references for the company before making a decision.

Barlet also presented the FEMA reimbursement totals. The County will receive \$339,737.09 for the Road & Bridge Dept. Barlet discussed the La Cygne Fire Station roof. The Commission wants to check with Midwest Diversified before discussing the bids.

Barlet then presented information on skid units for grass trucks that can be purchased with a grant. The Fire Board recommends purchasing 3 units from Unruh Fire for \$9,715.00 each. The first unit would be a 50/50 grant and then we may be able to get the other 2 units with a 90/10 grant. Mike Page moved to approve purchasing 3 units for \$9,715.00 each pending approval of the grant. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet presented the bids for a new tender (tanker) truck. Bids received were: Pierce Fire Equipment, \$181,038.00; Deep South Fire Trucks, \$200,170.00; and Midwest Fire, \$185,645.00. The Fire Board recommends purchasing the truck from Pierce Fire Equipment for \$181,038.00. Herb Pemberton moved to approve the purchase from Pierce Fire Equipment for \$181,038.00. Mike Page seconded the motion. The motion passed 3-0. Barlet will check on lease/purchase options.

The Commission presented Donna Thomas with a plaque from KDHE, as a Certificate of Appreciation for the Immunization Program.

Donna Thomas presented a contract with KDHE for grant funding. Vicki Leonard moved to allow the Chairman to sign the agreement. Herb Pemberton seconded the motion. The motion passed 3-0.

Thomas then presented bids for the windows in the Health Dept. building. Bids received were: Suffron Glass Co., \$1,790.00; Glass Depot, \$2,181.00; and M&R Glass Installations, \$2,505.00. Mike Page moved to approve the bid from Suffron Glass Co. in the amount of \$1,790.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Steve Thompson presented the 2011 Appraiser Budget request in the amount of \$244,000.00 (\$5,000.00 increase from 2010). Vicki Leonard moved to tentatively approve the 2011 Appraiser Budget in the amount of \$244,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson presented information on the 5 Year Bridge Plan. We have \$160,000.00 available from the State for a project this year. Robinson estimates an average cost of \$500,000.00 per bridge. The Clerk presented options for using the FEMA reimbursement money that will be coming in for the Road & Bridge Dept. The Clerk suggested transferring 1/3 to the new Special Bridge Fund, using 1/3 to buy additional road rock this year, and using the remaining 1/3 to help reduce next year's mill levy.

At 10:47 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

At 10:57 AM the executive session ended. No action was taken as a result of the executive session.

At 11:08 AM the Chairman opened the Grant Closeout Hearing for the Prescott Fire Station. No public comment was given. Vicki Leonard moved to allow the Chairman to sign the Grant Closing forms for the Prescott Fire Station Grant. Herb Pemberton seconded the motion. The motion passed 3-0. At 11:20 AM the Chairman closed the hearing.

The Counselor informed the Commission that one of our dump trucks snagged an overhead power line and broke a pole. We have received a bill from KCPL for replacement of the pole. The Counselor suggested asking KCPL for an itemized bill. We will also turn the bill in to our insurance company.

Vicki Leonard moved to accept Paul Hamilton's resignation and to hire Jeremy Willard to replace Hamilton. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission received letters from the City of Parker and from the Library District requesting an open top container for disposal of C&D material. Mike Page moved to allow the Solid Waste Dept. to provide open top containers at no cost for the Library District at Parker for their cleanup project. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk listed the expenses for the Prescott Fire Station. The total project cost was \$370,235.87. We received CDBG and USDA funds totaling \$288,120.00 and will receive \$25,000.00 from the sale of the old station, making our total cash outlay \$57,114.87. The County also provided in-kind services totaling \$25,679.24. Mike Page thanked Doug Barlet for his work on this project.

The Commission discussed the airstrip project. Mike Page discussed options and County contributions. Mike Page will bring pricing on various parts of the project next week. Mike Page moved to accept the dirt work bid from TL Enterprises in the amount of \$179,165.78. Herb Pemberton seconded the motion. The motion passed 2-1. Vicki Leonard voted no. Mike Page moved to accept the bid from Shafer, Kline, & Warren in the amount of \$4,985.00 for construction staking. Herb Pemberton seconded the motion. The motion passed 2-1. Vicki Leonard voted no.

At 12:31 PM the Chairman asked for public comment. Bernita Robbins asked questions about the airstrip. Mike Page explained the issues Robbins asked about.

At 12:37 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss trade secrets of a corporation and then for 25 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Dennis Arnold attended the executive session.

At 12:48 PM Dennis Arnold left the executive session and Mel Bolling entered the executive session.

At 12:53 PM Mel Bolling left the executive session.

At 1:07 PM the executive session ended. As a result of the executive session, the Clerk will contact one of the applicants for the Lead Maintenance/Custodian position.

Vicki Leonard moved to approve the following pays/special pays, totaling \$342,189.52: General, \$104,997.39; Employee Benefit, \$63,879.42; Appraiser, \$10,087.99; Rural Fire, \$2,767.79; Road and Bridge, \$149,903.75; County Health Dept., \$6,414.96; Crime Victim Assistance, \$977.23; Elderly, \$2,970.32; and Zoning LEPP, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed repairs that need to be done at Bunker Hill.

The Clerk presented the following 2011 Budget requests to the Commission: Counselor, Clerk, Election, 911 Telephone Tax, Health Capital Outlay, Special Building, Courthouse, Employee Benefit, Contingency, and Windfall.

Vicki Leonard moved to tentatively approve the 2011 Counselor Budget in the amount of \$70,000.00 (no change from 2010). Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to tentatively approve the 2011 Clerk Budget in the amount of \$119,000.00 (\$3,000.00 decrease from 2010). Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to tentatively approve the 2011 Election Budget in the amount of \$66,000.00 (\$4,000.00 decrease from 2010). Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to tentatively approve the 2011 911 Telephone Tax Budget in the amount of \$92,479.00 (\$23,671.00 decrease from 2010). Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2011 Health Capital Outlay Budget in the amount of \$18,000.00 (\$2,000.00 decrease from 2010). Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to tentatively approve the 2011 Special Building Budget in the amount of \$65,000.00 (\$10,000.00 decrease from 2010). Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to tentatively approve the 2011 Courthouse Budget in the amount of \$260,000.00 (\$5,000.00 increase from 2010). Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the 2011 Employee Benefit Budget in the amount of \$2,166,800.00 (\$378,500.00 increase from 2010). The Commission took no action on the Employee Benefit Budget request.

Herb Pemberton moved to tentatively approve the 2011 Contingency Budget in the amount of \$270,000.00 (\$30,000.00 decrease from 2010). Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to tentatively approve the 2011 Windfall Budget in the amount of \$385,098.00 (\$56,915.00 decrease from 2010). Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the 2011 Extension Budget in the amount of \$119,500.00 (no change from 2010). Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to not allow for any increase on next year's health insurance renewal. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to cut 5% (\$1,500.00) from the Conservation District 2011 Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, July 26, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

July 22, 2010

The Board of Linn County Commission met in special session at 8:30 AM in the Commission Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. The Clerk led the Pledge of Allegiance. Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 360, 315 Main
Mound City, KS 66056-0350
913-795-2669
Fax: 913-795-2889

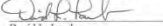


COUNTY COMMISSIONERS
First District
Herb Pemberton
Second District
Vicki Leonard
Third District
Mike Page

NOTICE OF SPECIAL MEETING
BOARD OF LINN COUNTY COMMISSIONERS

You are hereby notified that a special meeting of the Board of Linn County Commissioners has been called and will be held at 8:30 AM on Thursday, July 22, 2010 in the Commission Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. This special meeting has been called for the Commissioners to discuss personnel issues related to non-elected personnel and to take any necessary action concerning the personnel issues.

DATED this 21st day of July, 2010.


David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk
Carmen Sell, County Treasurer
John Sutherland, County Attorney
Barry Walker, Sheriff

Kristy Schmitz, Register of Deeds
Gary Thompson, County Counselor
Steven Thompson, County Appraiser
Marilyn Auger, Transportation

John Maloney, Nuisance Weed
Dennis Arnold, Economic Development
Doug Bisset, Rural Fire / Emerg. Mgt.
Larry Robinson, Zoning & Sanitation

At 8:40 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 10:15 AM to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 9:50 AM Mel Bolling entered the executive session.

At 10:15 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to hire Terry Ayers for the Lead Maintenance/Custodian position at a rate of \$12.81 per hour (Range 5, Step G). Herb Pemberton seconded the motion. The motion passed 3-0. Ayers will take a pre-employment physical/drug test and will be on standard 6 month probation.

Vicki Leonard moved to hire Jessica Robinson as a Temporary Backup Van Driver at a rate of \$9.50 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to hire Kevin Amer as a Temporary (Seasonal) Mower for District #3 at a rate of \$8.75 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to temporarily transfer Solid Waste employee Al Doan as needed to District #1 as a Mechanic. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, July 26, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

July 26, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting and the July 22nd special meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve emergency repairs to the Centerville Senior Center air conditioner in the amount of \$1,284.14. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the Lake Region Solid Waste Authority Budget request in the amount of \$5,200.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that we received a dues rebate from the SEK Regional Planning Commission in the amount of \$958.88. We also received a payment of \$1,000.00 from Union Pacific Railroad for services provided by our Fire Dept. We should receive another \$1,000.00 from Union Pacific Railroad soon.

Doug Barlet presented an application from Blake Bowman for the Centerville Fire Station. Mike Page moved to tentatively hire Blake Bowman as a Firefighter pending his turning 18 and completing required testing. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet also asked if James Akes and Josh Riggs could travel to Hutchinson the night before their EMT test. Mike Page moved to approve paying hotel, meals, and mileage for Akes and Riggs. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then presented information from local banks for the lease-purchase on the new tender. Following is a list of lease-purchase offers:

Farmers & Merchants Bank	2 years	3.50%	\$62,221.00 per year
	3 years	3.75%	\$42,289.00 per year
Farmers State Bank	2 years	4.00%	\$64,866.48 per year
	3 years	5.00%	\$44,927.37 per year
First Option Bank	2 years	3.53%	\$64,467.00 per year
	3 years	3.64%	\$43,281.00 per year

Vicki Leonard moved to approve the 3 year lease purchase from Farmers & Merchants Bank. Herb Pemberton seconded the motion. The motion passed 3-0. (The Fire Chief later informed the Clerk that there was an error on the Farmers & Merchants Bank offer. The correct amount for the 3 year lease-purchase from Farmers & Merchants Bank is \$43,876.00, so the Commission will need to revisit this decision at the August 2nd meeting.)

Joe Maloney presented a letter from Taylor Design Group notifying us that they are terminating their contract for our landfill project. Maloney also presented information on open top containers from surrounding Counties.

Bruce Holt and the Commission discussed a short in one of the electric cables in the Park. Holt is still trying to locate the short. Holt also asked to hire Josh Jordan as a temporary employee for 3 days a week until Sept. 15th at \$7.25 per hour. Herb Pemberton moved to approve hiring Josh Jordan. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:34 AM the Chairman asked for public comment. Bernita Robbins asked about the difference between a lease purchase and a loan. Gary Thompson explained the difference. Larry Hall stated that he has some concerns about County spending, specifically about the airport. Hall also mentioned that the Contingency and Windfall Funds are down from a few years ago. Mike Page explained the airstrip spending, most of the County expense will be in kind contributions. Steve Johnson asked about a fence and ditch north of his house. (The County does not have the ditch work planned for this year.) Mike Page stated that we will see what we can do. Johnson also commented on the conditions of the County roads.

John Maloney asked for permission to attend a seminar on the Marais des Cygne Basin in Spring Hill on July 29th at a cost of \$35.00. Maloney also needs to attend a Lake Region RC&D meeting on August 12th. The Commission agreed to allow Maloney to attend the seminar and meeting. Maloney also asked about using one of the old Fire Dept. grass trucks for CRP inspections.

Sheriff Walker presented a revised budget proposal. His new proposal for 2011 is \$1,273,586.56, down from \$1,445,553.00 in the original proposal.

At 10:30 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 25 minutes to discuss personnel issues related to non-elected personnel and then 15 minutes to discuss legal issues (attorney/client privilege) with the

County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 10:47 AM Doug Barlet left and Dan Purinton entered the executive session.

At 10:52 AM Dan Purinton left and John Maloney entered the executive session.

At 11:00 AM John Maloney left the executive session.

At 11:10 AM the executive session ended. No action was taken as a result of the executive session.

Herb Pemberton stated that during public comment it was stated that 1850 Road was too wide. Pemberton said that any road we work on needs to be a least 24 feet wide. Larry Robinson stated that we follow standards for the type of road. The standards we have adopted require 26 feet for a rural agricultural use road.

Mike Page presented prices for RPC piping for the airstrip project. The prices quoted were:

	<u>30" Reinforced Concrete Pipe</u>	<u>Flared End Sections</u>	<u>Total</u>
Cretex Concrete Products	\$32.18 per lf	\$516.00 each	\$15,772.68
Pretech Precast Concrete Tech.	\$36.88 per lf	2 @ \$625.00 each	
		2 @ \$835.00 each	\$18,852.16
Oldcastle Precast	\$34.15 per lf	\$550.00 each	\$16,747.90

Mike Page moved to approve purchasing the piping from Cretex Concrete Products in the amount of \$15,772.68 for 426 feet of 30" pipe and 4 end sections. Herb Pemberton seconded the motion. The motion passed 2-1. Vicki Leonard voted no.

At 11:26 AM Herb Pemberton moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

The Clerk presented the Commission with a list of suggested budget cuts. The Commission, Clerk, Mel Bolling and Road Foremen discussed the Road & Bridge Budget.

At 12:22 PM Herb Pemberton moved to recess until 1:00 PM. Vicki Leonard seconded the motion. The motion passed 3-0. (Commissioner Page is unable to attend the afternoon session.)

The Commission, Clerk, and Sheriff discussed possible cuts to the Sheriff's budget request.

The Commission, Clerk, Doug Barlet, and Tom Kemper discussed possible cuts to the Rural Fire and Emergency Management budget requests. The Commission asked Barlet and Kemper to cut a total of \$127,900.00 from this year's expenses and next year's budget for Rural Fire. Barlet will contact the Fire Board and schedule a special meeting this week to work on budget cuts.

The Clerk and Commission discussed other budget cuts in various departments.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, August 2, 2010. Herb Pemberton seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

August 2, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet presented corrected lease-purchase amounts for the Tender truck. First Option Bank is actually the lowest bid. Vicki Leonard moved to accept the low bid from First Option Bank in the amount of \$43,281.00 per year for 3 years. Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no.

Sheriff Walker presented a revised budget proposal. The revised budget request cuts \$305,578.00 total from this year's expenses and next year's budget request that was submitted previously. The proposal includes cutting 2 deputies. Vicki Leonard moved to tentatively approve the new 2011 Sheriff Budget request in the amount of \$1,271,572.36. Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom reported on the bridge near Steve Johnson's house. Wisdom advised that we need to pour a retaining wall to correct the problem. Mike Page asked Wisdom to talk to Larry Robinson for suggestions to correct the problems.

At 9:31 AM the Chairman asked for public comment. Bernita Robbins apologized for her comment about the road width last week. She measured the road and it is 24 feet wide. Evan Bechtel thanked the Commission for paving 1850 Road.

County Treasurer Carmen Self presented the 2nd Quarter and YTD Interest and Delinquent Tax Reports. Interest for the 2nd Quarter of 2010 was \$28,829.40, down from \$40,214.09 in 2009. YTD interest was \$37,043.76, down from \$74,749.98 in 2009. Delinquent Real Estate Taxes as of 6/30/10 were \$526,268.02 and Delinquent Personal Property Taxes as of 6/30/10 were \$86,175.12. The Commission and Treasurer agreed to cut \$2,000.00 from the Treasurer's Budget request.

Herb Pemberton thanked the Fire Dept. for their hard work. Pemberton's granddaughter was life-flighted this weekend and everyone did a good job.

At 9:48 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Doug Barlet, and Russell Beth attended the executive session.

At 9:58 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet presented revised budget requests for Rural Fire and Emergency Management. The Emergency Management budget is the same as previously submitted. The Rural Fire budget request is decreased by \$72,823.00. Mike Page moved to tentatively approve the 2011 Rural Fire Budget in the amount of \$520,527.00. Herb Pemberton seconded the motion. The motion passed 3-0. Mike Page moved to tentatively approve the 2011 Emergency Management Budget in the amount of \$123,719.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet asked to spend approximately \$2,000.00 to repair Truck #954. Mike Page moved to approve up to \$2,000.00 to repair 954. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson presented CUP #0610341 requested by Atlantic Shipping LLC for a controlled shooting area. The Planning Commission approved the CUP by a vote of 6-0 with the following findings: 1) The proposed use fits with the character of the rural agricultural neighborhood and fits with acceptable land uses of the County Land Use

Management Policy and the County Comprehensive Plan, 2) Nearby properties are also zoned Agricultural and typically have brush, CRP land, streams & ponds, and offer hunting opportunities in addition to agricultural pursuits, 3) The proposed hunting areas consist of meadows and terraces and the plan indicates they would be separated by buffers consisting of plantings and no hunting zones, 4) The property is not vacant as currently zoned and is supporting agricultural activities and current private hunting by family and guests, 5) The use of the property provides a place for hunting game birds in a controlled environment which is a gain to the public health, safety, and welfare as compared to having unsupervised hunting, 6) Staff recommends approval of the application, and 7) The requested use conforms to the master or comp plan for Linn County in that it would fit the existing character of the neighborhood, and does conform to typical uses of nearby properties; and the following conditions: 1) CUP shall be valid for a period of 5 years from the date of issuance, 2) Ample on-site parking shall be provided. No vehicles shall be parked on public road R/W, 3) A guide shall accompany each hunting party, 4) Hunting will be between the hours of 9:00 AM and 5:00 PM and comply with legal hunting seasons established by the Kansas Department of Wildlife and Parks, 5) Hunting areas will be buffered with no hunting zones within 100' of property lines and public roads, 6) Applicant shall maintain a license from the Kansas Department of Wildlife and Parks and provide a copy of said license to the Zoning Administrator for inclusion in the file as evidence of compliance, and shall meet any and all requirements of any other state or federal agency that is applicable for such activities, 7) The property shall be made available for inspection by Linn County officials at any reasonable time, and 8) CUP shall not transfer upon sale of property to a different owner. Jeff Guth presented information on the proposed controlled shooting area. Part of the activities on the shooting area would be for handicapped individuals. After reviewing the findings and conditions, Mike Page moved to adopt the findings of the Planning Commission and pass Resolution #10-13 with the listed conditions. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #10-13:



Charlie Blevins informed the Commission that in the past he has had problems with people cutting his fences. Blevins stated that nothing was done by the Sheriff or the County Attorney. Currently, Blevins is having fence issues with another neighbor. Blevins stated that he has already fixed his fence twice from damage caused by the neighbor and the fence is damaged again. The Commission and Counselor advised Blevins that he needs to talk to the Sheriff about damage to his fence.

Mel Bolling and John Black discussed the Road & Bridge budget with the Commission. The Road Foremen met with Bolling and have submitted cuts to their budget request totaling \$297,000.00. Vicki Leonard moved to tentatively approve the 2011 Road & Bridge budget in the amount of \$3,340,000.00. Mike Page seconded the motion. The motion passed 2-1. Herb Pemberton voted no.

Mel Bolling also asked to hire Jessica Robinson as a Temporary Full Time Driver at \$10.58 per hour. Vicki Leonard moved to approve hiring Robinson as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chairman to sign the contract with TL Enterprises for construction on the airstrip. Mike Page seconded the motion. The motion passed 2-1. Vicki Leonard voted no.

Vicki Leonard moved to approve the following pays/special pays, totaling \$544,075.06: General, \$241,901.96; Employee Benefit, \$125,798.45; Appraiser, \$8,528.91; Rural Fire, \$10,930.33; Road and Bridge, \$141,221.78; 911 Telephone Tax, \$2,476.91; County Health Dept., \$6,969.72; Crime Victim Assistance, \$977.22; Elderly, \$5,079.11; and Zoning LEPP, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:14 AM Mike Page moved to take a 5 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission and Clerk discussed cuts from various budgets. In addition to budget cuts approved earlier in the meeting, the Commission agreed to cut \$1,600.00 from the Commission budget, \$6,500.00 from the County Clerk budget, \$3,500 from the Custodian budget, \$5,000.00 from the Courthouse budget, \$1,500.00 from the Planning & Zoning budget, \$4,000.00 from the Noxious Weed budget, \$1,000.00 from the Election budget, and \$7,000.00 from the Economic Development budget. The budget cuts are a combination of reducing this year's expenses and next year's budgets. The Commission also wants to discuss possible cuts with the County Attorney, Solid Waste Coordinator, Park Manager, County Health Director, and the Appraiser before the budget is approved on August 16th.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, August 9, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

August 9, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for July 2010 in the amount of \$4,265.30. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker presented information on a marijuana bust this weekend. They confiscated 50 cultivated plants weighing approximately 500 pounds. Sheriff Walker asked about money for drug buys. The Sheriff and Clerk will discuss accounting for the fund.

Doug Barlet presented information from State surplus. Barlet would like to purchase a metal container for \$250.00 that could be used to house radio equipment. The Commission agreed to allow Barlet to purchase the container for \$250.00.

The Commission and Bruce Holt discussed the Park budget request. Holt stated that he does need the amount requested to cover his expenses. Holt needs to make repairs to the swimming pool and may need to replace a mower.

Harry Wisdom reported on the bridge problem near Steve Johnson's property. Wisdom stated that a retaining wall is probably the best option.

Joe Maloney and the Commission discussed the Solid Waste budget request. The Commission agreed to cut \$4,000.00 from this year's Landfill Closing expense and \$2,600.00 from the 2011 Payroll and \$5,000.00 from the 2011 Capital Outlay.

At 9:37 AM the Chairman asked for public comment. Herb Brownback asked about blacktopping 1650 Road. He believes that should be done instead of building an airport. Herb Pemberton stated that the airport is being paid from grant funds. Pemberton also stated that we are cutting budgets so some services may have to be cut. Larry Hall asked about the budgets for next year. Are budgets going down? Curtis Fleming also discussed 1650 Road with the Commission.

At 9:53 AM Mike Page moved to recess from the Board of Commission meeting into executive session until 10:15 AM to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 10:05 AM Doug Barlet left the executive session.

At 10:15 AM the executive session ended. No action was taken as a result of the executive session.

Herb Pemberton moved to approve the following pays/special pays, totaling \$127,965.90: General, \$75,026.92; Appraiser, \$1,433.97; Rural Fire, \$2,023.58; Road and Bridge, \$44,362.96; Spec. Fire Equip. Replacement, \$743.57; DARE, \$22.99; County Health Dept., \$778.83; and Elderly, \$3,573.08. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chairman to sign the contract with Shafer, Kline, and Warren, Inc. for Construction Staking Services in the amount of \$4985.00. Mike Page seconded the motion. The motion passed 2-1. Vicki Leonard voted no.

Herb Pemberton recused himself from the canvass. Herb Pemberton moved to appoint Mel Bolling as the 3rd

canvasser. Mike Page seconded the motion. The motion passed 3-0.

At 10:43 AM Mike Page moved to recess from the Board of Commission meeting into executive session until 10:55 AM to discuss trade secrets of a corporation. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Dennis Arnold attended the executive session.

At 10:55 AM the executive session ended. No action was taken as a result of the executive session.

At 11:04 AM Mike Page moved to adjourn the Board of Commission meeting and reconvene as the Board of Canvassers at Noon. Vicki Leonard seconded the motion. The motion passed 3-0.

The Board of Canvassers then reviewed the 50 Provisional Ballots. Vicki Leonard moved to accept the recommendation of the Election Officer to not count 19 provisional ballots, and to count the remaining 31 provisional ballots (including hand counting 3 ballots that the machine could not read), if 9 of those ballot envelopes contain the correct ballot and documentation. Mel Bolling seconded the motion. The motion passed 3-0.

Election Officer David Lamb read the County machine print out results as the Board of Canvassers compared the results to the Abstract Book. Lamb then read the write in results as the Board of Canvassers compared the results to the Abstract Book and the Tally Books.

At 1:45 PM the Board of Canvassers went to the Courthouse to run the provisional ballots through the ballot scanner, after which the Board of Canvassers certified the total election results.

With nothing further on the agenda Vicki Leonard moved to adjourn the Board of Canvassers meeting. Melinda Bolling seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

August 16, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Walker led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for July 2010.

Donna Thomas presented a corrected grant form for signature. Vicki Leonard moved to allow the Chairman to sign the Health Dept. grant form. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported that he has dismissed one full time Deputy. He has not dismissed a second Deputy yet. Sheriff Walker also reported that we should be receiving some property from a seizure that we will be able to sell at auction. Sheriff Walker then reported on a manhunt that we had last week. The Sheriff's Dept. is still searching for the individual. Sheriff Walker also reported on a missing 21 year old from Parker.

Doug Barlet reported on the weather for the week. Barlet reported that he met with several Dept. Heads last week concerning the Continuity of Operations Plan. Barlet also reported that the FAD meeting will be Tuesday at 7:00 PM in the Annex. The Clerk and Counselor discussed employee information in the COOP. The Counselor suggested getting updated information from employees before entering their information in the plan.

Larry Sharp presented the KCAMP Annual Report. Sharp discussed loss ratios and appraisals of Linn County property. KCAMP uses a four year loss ratio comparison. Linn County's four year loss ratio is 143%. Our average four year loss ratio is 64%. KCAMP has training available that can cover 15 hours of law enforcement training each year for Deputies. Sharp presented copies of the appraisals for Linn County.

At 10:01 AM the Chairman asked for public comment. Bernita Robbins suggested that the Commissioners lower their salaries by 10%. Sheriff Walker needs one of the Commissioners to meet with him and the Judge concerning electronic monitoring.

Sharon Geiss presented the Mid-America Nutrition Quarterly Report and a Customer Satisfaction Survey.

Steve Thompson discussed his budget with the Commission. The Commission suggested cutting some from the salary line item. Thompson stated that he may need some extra help with the new program next year.

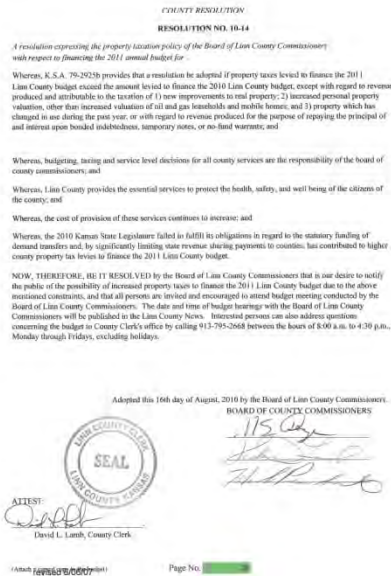
At 10:46 AM Herb Pemberton moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, Larry Robinson and Steve Thompson attended the executive session.

At 11:00 AM the executive session ended. No action was taken as a result of the executive session.

At 11:00 AM the Chairman opened the Budget Hearing for the 2011 Linn County Budget and the 2011 Linn County Special District Budgets. No comments were given by the public. The Chairman announced that the budget hearing was closed. Vicki Leonard suggested cutting \$3,000.00 from payroll, \$800.00 for subscriptions and \$3,000.00 from the Capital Outlay line item from the County Attorney budget. After discussion, Vicki Leonard moved to cut \$3,000.00 from payroll, \$800.00 from subscriptions, and \$3,000.00 from capital outlay in the County Attorney budget. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission decided not to cut anything from the Health Dept. budget. The Commission then discussed additional contributions to the health insurance plan. The Commission decided not to make any additional changes to the Employee Benefit budget.

Herb Pemberton moved to adopt Resolution #10-14, allowing for an increased tax levy for the 2011 Linn County

Budget; Resolution #10-15, allowing for an increased tax levy for the 2011 Cemetery District #1 Budget; and Resolution #10-16, allowing for an increased tax levy for the 2011 Cemetery District #5 Budget. Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolution #10-14, Resolution #10-15, and Resolution #10-16:



Herb Pemberton moved to approve the 2011 Linn County Budget and the 2011 Linn County Special District Budgets as presented, with the reductions to the County Attorney budget. Vicki Leonard seconded the motion. The motion passed 3-0. The adopted budget has an estimated mill levy increase of 3.297 mills.

Herb Pemberton moved to approve the following pays/special pays, totaling \$366,991.13: General, \$133,219.22; Employee Benefit, \$133,978.80; Appraiser, \$6,845.31; Rural Fire, \$5,403.91; Road and Bridge, \$74,490.72; 911 Telephone Tax, \$377.37; County Health Dept., \$6,196.00; Crime Victim Assistance, \$977.22; Elderly, \$2,111.91; Zoning LEPP, \$190.67; and Special Park & Rec., \$3,200.00. Mike Page seconded the motion. The motion passed

3-0.

The Clerk and Commission discussed a bill from Cretex, the bill was approximately \$200.00 higher than the bid. Mike Page will check with Cretex before we pay the bill.

Mike Page stated that we broke another shaft on a maintainer, this is the 3rd time it has happened on this maintainer. Mike Page would like for Caterpillar to look at the machine before replacing it. Mike Page moved to approve up to \$2,000.00 for repairs to the maintainer. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard stated that she would like to have Terry Ayers take a look at possible repairs to the Health Dept. building.

At 12:01 PM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:11 PM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, August 23, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

August 23, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Jackie Taylor led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

The Clerk informed the Commission that he hired Kylie Shadden as a temporary employee at a wage of \$7.50 per hour. Shadden will be scanning old records into the computer.

At 9:05 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and then for 5 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 9:20 AM the executive session ended. No action was taken as a result of the executive session.

Sheriff Walker reported that they have Rocky Allen in custody and also reported that Joshua Hancock's body was found near Olathe this weekend. Sheriff Walker then reported on prisoner housing numbers.

Doug Barlet reported on training at KCPL this weekend.

Joe Maloney and the Commission discussed the contract with Taylor Design that could be assumed by Aquaterra. Gary Thompson will compare the amount of the new contract with the amount listed in the old contract. Mike Page moved to approve the contract with Aquaterra if it is approved by the Counselor. Herb Pemberton seconded the motion. The motion passed 2-0.

At 9:32 AM the Chairman asked for public comment. None was given.

At 9:34 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Doug Barlet attended the executive session.

At 9:44 AM the executive session ended. As a result of the executive session, Herb Pemberton moved to hire Dee Horttor as the Deputy Fire Chief/Assistant Emergency Management Coordinator at a salary of \$35,000.00 per year. Mike Page seconded the motion. The motion passed 2-0.

John Maloney informed the Commission that he is running out of budget for cost share chemicals. He would like to use some money from the Weed Commodities line item for cost share. The Commission agreed to allow Maloney to use some funds from the Weed Commodities line item.

Dan Morris informed the Commission that he needs to replace 2 rear backhoe tires. It will cost \$1,348.00 for the 2 tires from Wingfoot Commercial Tire Service. Herb Pemberton moved to allow Morris to purchase 2 tires for \$1,348.00. Mike Page seconded the motion. The motion passed 2-0.

Morris also informed the Commission that his air compressor quit working. Morris stated that it will cost around \$2,000.00 for a new compressor. Herb Pemberton moved to allow Morris to spend up to \$2,000.00 for a new air compressor. Mike Page seconded the motion. The motion passed 2-0.

Jack Day presented a \$17,000.00 grant agreement for 911 Addressing that needs a letter of support from the Commission. Herb Pemberton moved to send a letter of support from the Commission. Mike Page seconded the motion. The motion passed 2-0.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, August 30, 2010. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

August 30, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. LeRoy Lamb led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-225 thru 229, 232, and 234. Herb Pemberton seconded the motion. The motion passed 2-0.

Mike Page moved to reschedule the September 6th regular meeting to Tuesday, September 7th at 9:00 AM due to the Labor Day Holiday. Herb Pemberton seconded the motion. The motion passed 2-0.

The Chairman read two thank you letters for the Road & Bridge Dept. Jerry Ewing thanked Harry Wisdom and his crew for clearing a fence row and Tammy Brownback thanked the Road & Bridge Dept. for mowing the roadsides around Blue Mound and Centerville.

The Clerk informed the Commission that we received a notice from City of La Cygne that the vacant lots in the Industrial Park need to be mowed.

Dennis Arnold informed the Commission that we received a Federal grant for replacing the boiler in the Courthouse. The total cost listed for the project is \$58,000.00. It will be a 60/40 grant, so the County's share will be \$23,200.00.

Joe Maloney presented a contract with Aquaterra for work on the landfill. The Counselor has approved the content of the contract. The Chairman signed the contract.

Maloney also discussed a truck that Road Dist. #3 is no longer using. The Commission agreed to let Maloney use the truck at the landfill.

Larry Robinson presented a lot split and accompanying grant of road easement requested by Marjorie Frank located at 2350 Road and Robertson Road. Mike Page moved to approve Lot Split #10-246 and to accept the accompanying grant of road easement. Herb Pemberton seconded the motion. The motion passed 2-0.

Robinson also presented a letter from Cody Lunsford, NRCS concerning a log jam under a bridge at 1550 Road and Randall Road. Robinson also found bridges on 2400 Road and Goodrich Main Street that need to be cleaned out. Robinson stated that we may be able to receive some assistance from USDA, NRCS.

Doug Barlet informed the Commission that we need to notify the State that Dee Horttor is the new Alternate Emergency Management Director.

Barlet also asked about the annual vehicle inspections. Herb Pemberton moved to allow up to \$8,000.00 to Apparatus Services for vehicle inspections for our fire apparatus. Mike Page seconded the motion. The motion passed 2-0.

Barlet then discussed the "Rock the Light" concert at Youth Front Camp this weekend. Barlet also informed the Commission that he is having trouble with Truck #902. Cox Motor Co. is diagnosing the problem.

At 9:46 AM the Chairman asked for public comment. Fred Kautt discussed the Landers Creek Bridge that needs to be cleaned out. (The Landers Creek Bridge is the bridge that Larry Robinson discussed earlier located on Main Street in Goodrich.)

Sheriff Walker stated that AMR has had to bring in a stand by ambulance several times lately when both ambulances were out of the County. Sheriff Walker then read the dispatch log from last Tuesday, a very busy day.

Pam Cannon gave an update on her office and discussed rates for information provided by her office. Cannon recommends prices of \$0.05 per point and \$0.10 per line segment. Mike Page moved to approve the rates as requested. Herb Pemberton seconded the motion. The motion passed 2-0.

Cannon also asked the Commission for permission to attend training on Sept. 14th, Sept. 20-24, Oct. 11-14, and Oct. 26. Ann Brown also needs to attend the Sept. 20-24 and Oct. 11-14 training. The Commission agreed to allow Pam Cannon and Ann Brown to attend the training classes. Larry Robinson thanked Pam for all her work and assistance for the Zoning and Road & Bridge Departments.

At 10:05 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Sheriff attended the executive session.

At 10:20 AM the executive session ended. As a result of the executive session, Sheriff Walker informed the Commission that he needs to hire Casey Wilcox as a full time dispatcher (she is currently working part time and would have gone to full time at the beginning of next year). Mike Page moved to hire Casey Wilcox as a full time dispatcher @ \$11.72 per hour effective Sept. 1st. Herb Pemberton seconded the motion. The motion passed 2-0.

Mike Page discussed safety videos that can be provided by KCAMP. Mike Page suggested setting up a schedule for showing safety videos to employees. The Commission will discuss the issue next week when Commissioner Leonard is present.

Herb Pemberton stated that he would like to get estimates for replacing the carpet in the Annex. Herb Pemberton would also like to replace the carpet in the bathrooms with tile.

Herb Pemberton also reported on a meeting he had with KCPL concerning the train tracks at Young Road. The Commission also discussed striping the blacktopped roads in the County.

Mike Page moved to approve the following pays/special pays, totaling \$447,475.60: General, \$203,017.16; Employee Benefit, \$83,815.68; Appraiser, \$6,864.84; Rural Fire, \$9,445.87; Road and Bridge, \$70,851.77; 911 Telephone Tax, \$41,913.44; County Health Dept., \$10,488.22; Crime Victim Assistance, \$977.22; Elderly, \$3,314.34; Economic Dev. Grant, \$16,596.39; and Zoning LEPP, \$190.67. Herb Pemberton seconded the motion. The motion passed 2-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Tuesday, September 7, 2010. Herb Pemberton seconded the motion. The motion passed 2-0.

Attest:

Commission Chair

County Clerk

September 7, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve a Cereal Malt Beverage license (License #2010-4) for Centerville Farm & Feed, Inc. Mike Page seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that they need to appoint a Voting Delegate and Alternate for the annual KWORCC meeting to be held in Overland Park on November 15th. The appointments are due by September 24th.

Vicki Leonard moved to adopt Resolution #2010-17, appointing Deloss Horttor as the Alternate Emergency Management Coordinator. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2010-17:



The Clerk informed the Commission that we received \$339,737.09 from FEMA for the Road & Bridge Dept.

Sheriff Walker reported on prisoner count and weekend arrests. Sheriff Walker also discussed the weekend activities at Youth Front Camp. Topher Philgreen, Youth Front Camp, reported on the Rock the Light Festival that was held this weekend. 3,616 people attended the festival. Philgreen is expecting twice that many people next year. Philgreen thanked Doug Barlet for all his hard work. Philgreen also thanked Sheriff Walker, Larry Robinson, and all organizations that helped this weekend.

Harry Wisdom reported that the bridge near Steve Johnson's property is a laid up rock bridge with a poured concrete top. Wisdom believes the entire bridge needs to be replaced. Larry Robinson will look at the bridge and make a recommendation.

Doug Barlet reported that the truck he discussed last week was repaired for \$873.00. Barlet also gave the Commission a copy of the number of fire calls through June of this year.

At 9:25 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Doug Barlet attended the executive session.

At 9:30 AM the executive session ended. No action was taken as a result of the executive session.

At 9:31 AM the Chairman asked for public comment. Bernita Robbins stated that she and Bob would volunteer to help with things that come up in the County.

The Commission discussed safety videos. The Clerk gave the Commission a list of videos available from KCAMP. John Black stated that they used to have safety videos once a month at the Road shops. The Commission suggested

starting the training again. John Black will work on getting the training set up.

John Black presented a permit to bury telephone cable requested by Craw-Kan located at 700 Road and US 69 Highway. Vicki Leonard moved to approve Burial Permit #BP01012D2 as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson presented information on bridges that need to be cleaned out. NRCS will be here tomorrow to look at the bridges. The Commission also asked Robinson to send a request for proposal for surveying/design for repairing two bridges on CR 1077 near Goodrich.

Dennis Arnold presented the grant agreement for the boiler project. Mike Page moved to authorize Dennis Arnold to sign the required documents for the Energy Efficiency Grant from the Kansas Corporation Commission for replacing the boiler. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:14 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission and Mel Bolling attended the executive session.

At 10:29 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, September 13, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 13, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for August 2010.

Mike Page moved to approve the following add/abate/refund orders: 2009-235 thru 238. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page presented a request to bury gas line requested by Miller Paving located north of 200 Road on CR 1077. Mike Page moved to approve Burial Permit #BP01013D3 as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Terry Ayers informed the Commissioners of problems with water leaking into the Pleasanton Library. The Library believes it is coming from our Health Dept. Building. Ayers has already capped the unused chimneys and caulked around the windows, but it is still leaking. Mike Page volunteered to look at the problem with Ayers after the meeting today.

Dee Horttor presented a grant application (Safer Grant) for retention and recruiting of Firefighters. Mike Page moved to allow Horttor to apply for the Safer Grant. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker reported on the number of inmates in custody. Sheriff Walker also reported that an individual has taken rock from our road for personal use. The Counselor suggested telling the individual that they need to pay the County for the rock.

Joe Maloney informed the Commission that there is a Lake Region meeting here tomorrow morning at 9:00 AM. Maloney also stated that the dump truck he got from the Road Dept. is working well. The Commission, Maloney, and Counselor discussed fees for accepting out of County trash. One of the local trash haulers would like to dump out of County trash at our transfer station.

At 9:55 AM the Chairman asked for public comment. Bernita Robbins suggested selling the transfer station. Gary Thompson stated that we could also lease it to a private company.

John Willard addressed the Commission concerning the access to the old clinic building. Willard would like to remove the porch and roof at the back door of the old clinic. The porch and roof are on his property. The air conditioner is on the roof of the porch. The Commission discussed selling the building. The Counselor will prepare a resolution to sell the property.

The Counselor discussed a proposed annexation by the City of Mound City. The Commission will discuss the issue next week.

Larry Robinson reported on the bridges that were reviewed by NRCS last week. 2 of our bridges qualify for assistance from NRCS but the bridge near Goodrich does not qualify because of low traffic count.

Pam Cannon discussed a request from Kansas One Call for our centerline information at no cost. Our normal cost would be \$424.60 for road centerline, \$1,894.40 for parcel polygons, and \$315.65 for address points. Mike Page suggested giving them the road centerline information at no cost. The Commission and Cannon agreed that it would be a good public service to give Kansas One Call the road centerline information.

Mike Page moved to approve the following pays/special pays, totaling \$848,091.20: General, \$118,094.32;

Appraiser, \$1,344.31; Rural Fire, \$23,903.84; Road and Bridge, \$608,361.81; 911 Telephone Tax, \$53,693.24; DARE, \$98.97; County Health Dept., \$9,676.86; Elderly, \$12,994.14; and Economic Development Grant, \$19,923.71. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$205,430.97: General, \$87,156.34; Employee Benefit, \$63,026.26; Appraiser, \$6,521.63; Rural Fire, \$2,099.14; Road and Bridge, \$36,385.70; County Health Dept., \$6,583.96; Crime Victim Assistance, \$977.22; Elderly, \$2,490.05; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 3-0.

Mike Page presented a request from the City of Pleasanton for drop off and pick up of roll-off waste containers and exemptions from landfill fees for cleanup of 7 properties in Pleasanton. The Commission agreed to provide the requested services.

At 10:57 AM Mike Page moved to recess from the Board of Commission meeting until 11:15 AM to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 11:15 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, September 20, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 20, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners’ Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff’s Monthly Fee Report for August 2010 in the amount of \$8,332.26. Herb Pemberton seconded the motion. The motion passed 3-0.

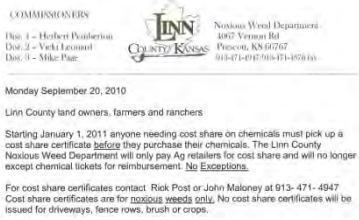
The Clerk presented an invoice from Blue Valley Tractor for repairs to the Gravely Tractor/Snowblower. Vicki Leonard moved to approve payment to Blue Valley Tractor in the amount of \$1,230.68. Herb Pemberton seconded the motion. The motion passed 3-0. The Clerk told the Commission that we are spending a lot of money every year to keep the Gravely operating, we should start looking for a replacement.

Dee Horttor presented a quote from Olathe Winwater for parts for hydrants on the PWWSD #13 water lines in the amount of \$9,544.05. Mike Page moved to approve purchasing the parts from Olathe Winwater. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner counts for the last week. Sheriff Walker stated that he had a drug bust in Pleasanton on Sept. 14th. Sheriff Walker also reported that the Sheriff’s office has brought in \$72,974.00 so far this year. Sheriff then reported that lightning hit our tower last week. We had some damage to radios, phones, and 911. The Commission and Sheriff discussed the rock that was removed from one of our roads. The Commission estimates that it will cost around \$200.00 to replace the rock. The Sheriff will contact the property owner and inform them that they owe us \$200.00.

Larry Robinson presented a list of prequalified consultants for bridge design. Robinson will contact some of the companies for quotes.

John Maloney presented a proposed new policy for cost share on chemicals. Herb Pemberton moved to accept the new policy as presented. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of the policy:



The Commission and Joe Maloney discussed trash dumping at the Transfer Station. The Commission discussed discontinuing accepting solid waste at the Transfer Station.

At 10:18 AM the Chairman asked for public comment. Bernita Robbins suggested selling the landfill.

Phil Rippee, KWORCC, presented loss information for 2003 thru 2009. Our Loss Ratio for that period is 83%. The Commission also discussed safety training with Rippee.

Bill Van Kirk presented the KDOC Year End Outcome Report and the FY 2011 Carryover Reimbursement Budget Narrative. Vicki Leonard moved to allow the Chairman to sign the Signatory Approval FY 2011 Carryover Reimbursements Plan. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed getting some help from the Road Dept. moving old heavy desks out of the old courtroom. The Clerk and Commission also discussed the leak in the Pleasanton Library. Mike Page also discussed the proposed removal of the porch from the old medical clinic in Mound City. There are several utilities that would need to be moved before the porch could be removed.

The Clerk informed the Commission that he ordered a new Pitney Bowes postage machine. The lease on the new machine is \$38.00 per month less than the old machine. The new machine is 18” longer than the old machine. The Clerk asked the Commission about moving the postage machine across the hall where there is more room.

Mike Page moved to appoint Herb Pemberton as the Voting Delegate and Vicki Leonard as the Alternate for the annual KWORCC meeting. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard discussed the SEKAP meeting she attended last week. SEKAP received \$5.4 million in stimulus money. The Commission also discussed usage of the 4-H Building and repair and maintenance issues with the building.

The Counselor and Commission discussed the proposed island annexation by Mound City. Mike Page moved that the Commission finds and determines that the proposed annexation by Mound City will not hinder or prevent the proper growth and development of the area or interfere with any other incorporated city in the county. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, September 27, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 27, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$61,702.24: Employee Benefit, \$61,702.24. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing for the week. Sheriff Walker also reported that Deputy Haen busted a mobile meth lab last week. Sheriff Walker then reported that he doesn't have enough staff to dismiss another Deputy.

The Counselor discussed the procedure for selling the old clinic in Mound City. The Clerk will run an advertisement for two weeks and the bids will be opened on October 25th.

The Counselor then presented a site use agreement for the Senior Centers with Mid-America Nutrition. Mike Page moved to renew the Use Agreement with Mid-America Nutrition in the amount of \$49,500.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Russell Beth discussed repairs that need to be done at the Blue Mound Nutrition Center. Beth then informed the Commission that Jared Ellis has been appointed as the Assistant Fire Chief at Station 970.

At 9:28 AM the Chairman asked for public comment. Janice Frydendall informed the Commission that she received a notice from the Sheriff that she owed \$200.00 for rock taken from the County road. Frydendall stated that she did not take rock off of the road except for moving some big rock that prevented her from mowing.

Dan Morris informed the Commission that he has an employee quitting this Friday. Morris will post the position to County employees and then advertise.

Larry Smith, L&K Services addressed the Commission concerning use of the transfer station. Smith believes that some haulers are dumping trash from outside of the County. The Commission reviewed a proposed resolution concerning dumping household trash that would prohibit commercial trash haulers from dumping at the transfer station.

At 10:20 AM Vicki Leonard moved to take a 10 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

Ken Keller, AMR presented copies of the proposed contract for ambulance service between AMR and Linn County. Subsidies under the proposed contract for 2011 would not increase from the 2010 amount (\$756,979.00). Keller will meet with the Commission on October 12th to discuss the contract.

Tom Robinson and Mark Adams, KCP&L, gave a slide show presentation concerning a railroad spur track and road improvements. The proposed improvements would add a second railroad track and would install an overpass on Young Road. KCP&L would pay for the construction and then dedicate the improvements to Linn County when completed. KCP&L would like to partner with Linn County to install asphalt on the road.

Pam Cannon presented an agreement from Tele Atlas concerning the road centerline files that we are providing at no cost. Herb Pemberton moved to allow the Chairman to sign the agreement. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling presented an updated Anti-Drug and Alcohol Misuse Prevention Policy from TMHC Services, Inc.

Vicki Leonard moved to approve and sign the updated policy. Herb Pemberton seconded the motion. The motion passed 3-0.

Russell Beth asked about revenue the cities receive for the compactor sites and asked who is responsible for maintenance of the compactor sites. (Linn County pays a monthly rental fee to the cities.) The Clerk will copy the compactor site agreement for Beth and the Commission.

Vicki Leonard stated that the signs at the Pleasanton and Blue Mound Senior Centers need to be repaired. The Clerk will ask the custodians to take a look at the signs.

The Commission received an invitation from Ola May Earnest to attend the unveiling of a bronze bust of General Pleasanton on October 2nd at 9:00 AM.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, October 4, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

October 4, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. David Lamb led the Pledge of Allegiance.

Mike Page moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2009-239 and 240. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reschedule the October 11th regular meeting to Tuesday, October 12th at 9:00 AM due to the Columbus Day Holiday. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$621,884.16: General, \$213,522.08; Employee Benefit, \$85,426.17; Appraiser, \$7,502.01; Rural Fire, \$11,535.17; Road and Bridge, \$208,303.78; Special Machinery, \$72,310.00; 911 Telephone Tax, \$1,103.88; County Health Dept., \$7,799.76; Special Alcohol, \$4,500.00; Crime Victim Assistance, \$977.22; Elderly, \$3,519.71; Economic Development Grant, \$5,193.71; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk gave the Commission copies of an agreement with a City for a compactor site.

Doug Barlet asked for permission to purchase 3 gas detectors and an SCBA testing device with an Assistance to Firefighters Grant (95/5 grant). The grant was approved for \$13,069.00. Barlet stated that the equipment will cost just under \$11,000.00. Mike Page moved to approve the purchase for up to \$11,000.00 including a 5% County match. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:16 AM the County Counselor arrived at the Commission meeting.

At 9:16 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 25 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Doug Barlet attended the executive session.

At 9:21 AM Doug Barlet left the executive session.

At 9:41 AM the executive session ended. No action was taken as a result of the executive session.

At 9:46 AM the Chairman asked for public comment. None was given.

Janice Frydendall and the Commission discussed the issue of missing road rock near her property. The Commission explained that they did not file any charges in this issue. The Sheriff is investigating as a violation of State statute.

The Commission, Counselor, and Joe Maloney discussed issues at the transfer station. Maloney stated that the only reason he would want to close the transfer station is for safety and compliance issues. The Commission also discussed issues with local solid waste contractors. Larry Smith would like to use the transfer station and pay a tonnage fee. The Walkers stated that they have contracts and could not raise their prices right now.

The Counselor discussed C&D rates with the Commission. There is some confusion with the way charges are being assessed.

At 10:48 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Larry Robinson presented Zoning Case #Z0810200 requested by Randy Page to rezone property located at 700 & Ellington Road from Ag. to Ag./Residential. Mike Page stated that Randy is his cousin and he is recusing himself

from this discussion. The Planning Commission recommends approval by a 5-3 vote with the following findings: 1) The proposed use for rural residential use fits with the character of the neighborhood and it fits with acceptable land uses of the County Land Future Land Use Map in the Comp. Plan, since acreage is above 3 acres, 2) There are other rural residential homes nearby, 3) The property is suitable for a rural residence, 4) Removing the Agricultural restriction is not believed to detrimentally affect nearby property since many of them are also being used as rural residential home sites as well as agricultural, and the lot size is an increased lot area as necessary for a watershed overlay district, 5) The property continues to be vacant as currently zoned, 6) There would be an increase in property value having a residence on the property and a gain in the tax base by having another residence in this area, 7) Staff recommends approval of the application, and 8) I believe the requested change conforms to the master or comp plan for Linn County in that it would fit the existing character of the neighborhood on low density development. Vicki Leonard stated that she would like to have time to study this issue before making a decision. Vicki Leonard stated that Larry Robinson should have given this information to the Commission before the meeting so the Commissioners could have time to study the issue. The Commission will discuss this issue again in two weeks and make a decision at that time.

Gary Thompson recommended not discussing CUP#0710342 until the Planning Commission makes findings on the CUP. Larry Robinson showed the Commission a map of the proposed CUP property. Vicki Leonard moved to send the application back to the Planning Commission and ask the Planning Commission to reconsider and make findings on the application. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:42 AM Vicki Leonard moved to recess from the Board of Commission meeting until 12:05 PM to discuss matters related to security measures for 10 minutes and then to discuss personnel issues related to non-elected personnel for the remaining time. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:05 PM the executive session ended. No action was taken as a result of the executive session.

At 12:10 PM Vicki Leonard moved to recess from the Board of Commission meeting for 10 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission attended the executive session.

At 12:20 PM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to allow the Chairman to sign an agreement with Murphy Tractor for the purchase and maintenance of a John Deere Motorgrader. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Tuesday, October 12, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

October 12, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners’ Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2009-241. Mike Page seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for September 2010.

Herb Pemberton moved to approve the Sheriff’s Monthly Fee Report for September 2010 in the amount of \$5,669.10. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk stated that Terry Ayers asked him to thank the Road Dept. for the help cleaning up the old courtroom. Vicki Leonard thanked Terry for his work at the fairgrounds last week.

The Clerk informed the Commission that Donna Thomas ordered enough vaccine to give flu shots to County employees. The Commission agreed to pay for flu shots (\$20.00 per shot) for County employees. The Clerk will set up a date for flu shots with the Health Dept.

The Clerk also informed the Commission that the next SEK County Officials Meeting will be in Neosho County on Friday November 12th. Neosho County needs to know who will be attending the meeting by Oct. 21st.

Sheriff Walker reported on a drug bust last week. The Sheriff’s Dept. seized 2 pounds of marijuana and arrested 3 people. We will receive 75% of the liens assessed on the property of the people that were arrested. Sheriff Walker also reported on the number of prisoners in custody. The Sheriff then reported that Mrs. Frydendall paid the \$200.00 for road rock.

At 9:22 AM the County Counselor arrived at the Commission meeting.

John Black stated that he would like to make Roy Bright his Assistant Foreman. Vicki Leonard moved to appoint Roy Bright as the Assistant Foreman for Dist. #2 and move his pay up one range to \$14.09 per hour. Mike Page seconded the motion. The motion passed 3-0. (The increase will take effect on Oct. 16th.)

Larry Robinson reported that he received a request from KCPL for pavement markings on 2200 Road. Herb Pemberton will check on pricing for striping roads.

At 9:53 AM the Chairman asked for public comment. Roberta Childers asked about having evening meetings.

Ken Keller, AMR, presented the proposed new contract. Mike Page asked about putting an ambulance in Mound City. Keller discussed issues with staffing a BLS ambulance in Mound City. The Counselor suggested changing the date for negotiating the next year’s subsidy. Keller agreed to change the date to July 1st. Vicki Leonard moved to approve the 5 year agreement with AMR with the discussed change of date, and no increase in subsidy for 2011. Herb Pemberton seconded the motion. The motion passed 3-0. Keller then informed the Commission that AMR needs to increase the amount they bill patients by 3%. Vicki Leonard moved to allow AMR to increase their rates in Linn County by 3%. Herb Pemberton seconded the motion. The motion passed 3-0. (The rate increase will take effect on November 1st.)

Mary Ruppell addressed the Commission concerning the condition of E 1825 Terrace. Our records show that there is not a platted road at that location. The addresses were assigned for 911 purposes only.

Vicki Leonard moved to approve the following pays/special pays, totaling \$292,580.88: General, \$114,637.24; Appraiser, \$327.55; Rural Fire, \$3,591.48; Road and Bridge, \$130,538.23; Special Machinery, \$2,575.00; 911 Telephone Tax, \$1,682.55; DARE, \$32.99; County Health Dept., \$7,554.54; and Elderly, \$31,641.30. Mike Page seconded the motion. The motion passed 3-0.

At 11:00 AM Mike Page moved to take a 10 minute break and then recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel and an additional 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 11:35 AM the executive session ended. No action was taken as a result of the executive session.

At 11:40 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and County Counselor attended the executive session.

At 11:55 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, October 18, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

October 18, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that they need to appoint a Voting Delegate and Alternate for the annual KCAMP meeting to be held in Overland Park on November 15th. The appointments are due by November 5th. Mike Page moved to appoint Herb Pemberton as the Voting Delegate and Vicki Leonard as the Alternate for the annual KCAMP meeting. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to allow the Chairman to sign the Extension Council Budget form for 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing for the week.

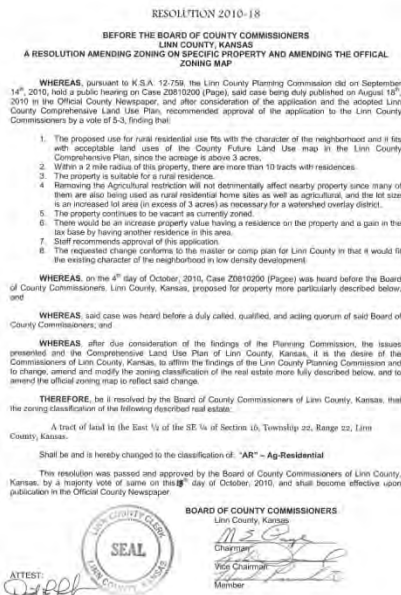
Pam Cannon gave an update on issues that were discussed at the Kansas Association of Mappers meeting she attended last week.

Joe Maloney reported on a meeting with Aquaterra last week.

Harry Wisdom presented Burial Permit #BP01014D2 for telephone cable requested by Centurylink located at K7 Highway and Keitel Road. Vicki Leonard moved to approve Burial Permit #BP01014D2 as presented. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:35 AM the Chairman asked for public comment. None was given.

The Commission discussed proposed Rezoning Case #Z0801200 requested by Randy Page. The Planning Commission recommends approval by a 5-3 vote with the following findings: 1) The proposed use for rural residential use fits with the character of the neighborhood and it fits with acceptable land uses of the County Land Future Land Use Map in the Comp. Plan, since acreage is above 3 acres, 2) There are other rural residential homes nearby, 3) The property is suitable for a rural residence, 4) Removing the Agricultural restriction is not believed to detrimentally affect nearby property since many of them are also being used as rural residential home sites as well as agricultural, and the lot size is an increased lot area as necessary for a watershed overlay district, 5) The property continues to be vacant as currently zoned, 6) There would be an increase in property value having a residence on the property and a gain in the tax base by having another residence in this area, 7) Staff recommends approval of the application, and 8) I believe the requested change conforms to the master or comp plan for Linn County in that it would fit the existing character of the neighborhood on low density development. After reviewing the findings of the Planning Commission, Vicki Leonard moved to adopt the findings of the Planning Commission, approve Zoning Case #Z0810200, and adopt Resolution #2010-18. Herb Pemberton seconded the motion. The motion passed 2-0. Mike Page abstained. Following is a copy of Resolution #2010-18:



The Commission and Larry Robinson then discussed CUP #0710342 requested by Kelly Thomas. The Commission previously sent this case back to the Planning Commission. The Planning Commission recommends approval by a 6-3 vote with the following findings: 1) The proposed use is in conflict with the purpose of Heavy Industrial zoning. The character of the neighborhood demonstrates there is very limited access and the presence of commercial/industrial history of use for the neighborhood for industrial purposes is still very evident, 2) Nearby properties are zoned Heavy Industrial or Agricultural, 3) The property is suitable for Heavy Industrial use, having been previously mined and loosely compacted during the reclamation process, 4) Allowing a residence in the Heavy Industrial District erodes the protection of encroachment from non-compatible uses within the Heavy Industrial District, 5) The applicant bought the property in 2001, and the County Appraiser's Office indicates the property was vacant until a building was erected without a building permit sometime after 2006, 6) It appears that the applicant has spent a considerable amount of time mowing/maintaining the property since purchasing it in 2001, and the public could gain from taxes of improvements that are reported/declared, 7) Although the proposed use conflicts with the purpose and intent of the Heavy Industrial District, it fits with acceptable land uses of the County Land Use Management Plan (CLUMP) in the Comp Plan, and 8) Staff recommends approval of the application with consideration of some conditions not limited to the following: A) Applicant signs an affidavit acknowledging an awareness that the property is zoned Heavy Industrial and he will hold Linn County harmless for any future uses of surrounding properties permitted in a Heavy Industrial District in accordance with Article 9 or as allowed in a Heavy Industrial District in accordance with approval of a Conditional Use Permit in accordance with Article 10 of Linn County's Zoning Regulations, and B) The Conditional Use Permit will automatically expire upon transfer of deed to the property to any party other than the applicant because it will demonstrate abandonment of the property in conjunction with Section 2 of Article 10.05 of the Linn County Zoning Regulations. The Counselor suggested additional findings. Fred Kolom, attorney for the applicant, discussed the request. Vicki Leonard suggested that the property should be rezoned instead of issuing a Conditional Use Permit. After reviewing findings and conditions proposed by the Planning Commission and discussing additional findings and conditions, Mike Page moved to approve CUP #0710342 and adopt Resolution #2010-19 with the findings and conditions made by the Board of Commissioners. (The conditions made by the Commission are listed in the resolution and the findings are listed on the page attached to the resolution.) Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2010-19 and the attached findings:

Before the Board of County Commissioners
Linn County, Kansas
Resolution # 2010-17
A RESOLUTION APPROVING CONDITIONAL USE
PERMIT # 0710342 (Kelly R. Thomas) TO PERMIT A RESIDENCE IN AN "I-2" HEAVY
INDUSTRIAL DISTRICT

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 12-753; and

WHEREAS, Linn County did adopt countywide zoning regulations on June 22, 1981; and,

WHEREAS, the Linn County Planning Commission did, on August 18th, 2010, publish a notice of a public hearing to consider Conditional Use Permit #0710342 pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on September 14th & on October 12th, 2010 to consider said Conditional Use Permit; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by 6-3 vote, recommend approval of said Conditional Use Permit based on certain findings (as outlined in the staff report and adopted by the Planning Commission) and subject to certain conditions;

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Linn County, after review of the recommendation of the Planning Commission together with all public comment finds to issue said Conditional Use Permit as follows:

SECTION 1: Conditional Use Permit #0710342 is hereby issued on the following described property: The S½ of Section 2 and that part of the NW¼ of Section 11 north of 2100 Rd in Township 20, Range 25 all in Linn County, Kansas

SECTION 2: Conditional Use Permit #0710342 (Kelly R. Thomas) is issued for a residence on the property subject to the following conditions:

- 1) Applicant shall sign an affidavit acknowledging an awareness that the property is zoned Heavy Industrial and he will hold Linn County harmless for any future uses of surrounding properties permitted in a Heavy Industrial District in accordance with Article 9 or as allowed in a Heavy Industrial District in accordance with approval of a Conditional Use Permit in accordance with Article 10 of Linn County's Zoning Regulations.
- 2) The Conditional Use Permit will automatically expire upon transfer of deed to the property to any party other than the applicant because it will demonstrate abandonment of the property in conjunction with Section 2 of Article 10.05 of the Linn County Zoning Regulations.
- 3) The Conditional Use Permit will be listed on the deed as not transferable.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 18th day of October, 2010.



Attest:
David Lamb - Clerk

Chairman

Vice-Chairman

Member

The Board of County Commissioners finds that:

1. The proposed use is in conflict with the purpose of Heavy Industrial zoning. The character of the neighborhood demonstrates there is very limited access and the presence of commercial/industrial history of use for the neighborhood for industrial purposes is still very evident;
2. Nearby properties are zoned Heavy Industrial or Agricultural, however, three residences were found to exist on other properties in the Heavy Industrial District;
3. The property is suitable for Heavy Industrial use, having been previously mined and loosely compacted during the reclamation process, however, other residences already exist in the district;
4. Allowing a residence in the Heavy Industrial District erodes the protection of encroachment from non-compatible uses within the Heavy Industrial District, however, three other residences already exist in the district;
5. The applicant bought the property in 2001, and the County Appraiser's Office indicates the property was vacant until a building was erected without a building permit sometime after 2006;
6. It appears that the applicant has spent a considerable amount of time mowing/maintaining the property since purchasing it in 2001, and the public could gain from taxes of improvements that are reported/declared;
7. Although the proposed use conflicts with the purpose and intent of the Heavy Industrial District, it fits with acceptable land uses of the County Land Use Management Plan (CLUMP) in the County Plan;
8. Will not add an undue burden to the existing infrastructure needs (roads, etc.);
9. Staff recommends approval of the application with consideration of some conditions not limited to the following:

- A. Applicant signs an affidavit acknowledging an awareness that the property is zoned Heavy Industrial and he will hold Linn County harmless for any future uses of surrounding properties permitted in a Heavy Industrial District in accordance with Article 9 or as allowed in a Heavy Industrial District in accordance with approval of a Conditional Use Permit in accordance with Article 10 of Linn County's Zoning Regulations.
- B. The Conditional Use Permit will automatically expire upon transfer of deed to the property to any party other than the applicant because it will demonstrate abandonment of the property in conjunction with Section 2 of Article 10.05 of the Linn County Zoning Regulations.
- C. The Conditional Use Permit will be listed on the deed as not transferable.

Terry Sercher presented the 2009 Audit for Linn County. The Auditor gave an unqualified opinion for the County's financial statements, the highest opinion that can be given. The County did not have any cash or budget violations.

Sharon Geiss, Mid-America Nutrition, presented their Year End Report for the fiscal year ending September 2010. Total meals were down this year. Donations per meal were up this year. Geiss also presented information on a tilt skillet that could be purchased for \$1,500.00. (A new tilt skillet would cost around \$5,000.00.)

Dennis Arnold presented information on KDOT's Economic Development Program. Arnold stated that we might be able to get some funding for improvements to the roads leading to the power plant.

The Commission reviewed a quote for striping roads. Herb Pemberton also checked on renting a painting machine and is waiting on prices.

Vicki Leonard moved to approve the following pays/special pays, totaling \$283,607.82: General, \$97,645.07; Employee Benefit, \$114,833.59; Appraiser, \$6,288.32; Rural Fire, \$7,597.09; Road and Bridge, \$48,097.94; County Health Dept., \$6,098.92; Crime Victim Assistance, \$977.22; Elderly, \$1,879.00; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve paying Midwest Striping, Inc. up to \$6,000.00 for striping 2200 Road from the end of K152 to the Missouri State Line. Vicki Leonard seconded the motion. The motion passed 3-0. (This cost is based on 75 gallons per mile at \$14.25 per gallon.)

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, October 25, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

October 25, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 2-0.

Dan Morris asked to hire Ted Lewis as an Equipment Operator for Road Dist. #1 at \$11.35 per hour. Vicki Leonard moved to hire Ted Lewis as an Equipment Operator for Road Dist. #1 at \$11.35 per hour (Range 4, Step C). Mike Page seconded the motion. The motion passed 2-0.

Morris also asked the Commission about striping CR 1095 north of Prairie View. The Clerk suggested studying the whole County before starting any more striping projects. Morris stated that the contractor could stripe CR 1095 while he is here working on 2200 Road. Mike Page moved to allow up to \$8,000.00 for striping 2200 Road and CR 1095 north of 2200. Vicki Leonard seconded the motion. The motion passed 2-0. (This includes the \$6,000.00 that was approved last week.)

Morris then reported that he needs to repair a 644G Loader. Murphy Tractor is checking on the problem.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker then introduced his Dispatch Supervisor, Delaine Collins. Delaine Collins explained training she has set up for Dispatchers and other issues/improvements she is working on.

County Treasurer Carmen Self presented information on tax bills that were turned over to the Sheriff for collection and then the uncollected amounts that were turned over to District Court. The total turned over to District Court including interest as of Oct. 1st was \$21,139.13. Self also presented the Reconciliation of 2009 Taxes. Self then presented the 3rd Quarter and YTD Interest Report and the Delinquent Tax Report. 2010 3rd quarter interest was \$29,261.98. YTD interest was \$66,327.17. Delinquent Real Estate Taxes as of 9-30-10 were \$819,104.37 and Delinquent Personal Property Taxes as of 9-30-10 were \$80,106.37.

Larry Robinson presented a lot split agreement and grant of road easement requested by Marvin Lindsey located on Taylor Road. Mike Page moved to approve Lot Split #10-247 and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 2-0.

Larry Robinson informed the Commission that all three bridge brush removals have been approved by the Natural Resource Conservation Service. The estimated cost for the projects is \$75,000.00, the NRCS grant would pay \$56,250.00 (75%). Mike Page moved to accept the grant for cleaning out the bridges and to authorize Larry Robinson to write a letter to NRCS agreeing to the terms. Vicki Leonard seconded the motion. The motion passed 2-0.

Robinson then reviewed traffic count maps with the Commission. Robinson suggested that traffic count should be one of the issues considered when deciding which roads should be striped.

At 9:52 AM the Commission opened bids for the old clinic building in Mound City. Bids received were: John Willard, \$6,250.00, and Paul Myers, \$2,500.00. Vicki Leonard moved to accept the high bid from John Willard in the amount of \$6,250.00. Mike Page seconded the motion. The motion passed 2-0. The Counselor will prepare a deed for the property.

At 9:54 AM the Chairman asked for public comment. Jackie Taylor asked about the Dispatch Supervisor, when she was hired, etc.

The Commission then discussed Solid Waste fees.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, November 1, 2010. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

November 1, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Bernita Robbins led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page stated that he received a letter from Rob Roberts, Miami County Commissioner, asking for support for appointing him to the KCCA Board. Vicki Leonard will try to get more information.

Dennis Arnold stated that he received a request from Dick Jacobson, Lake Chaparral, for a dumpster for cleanup of their Clubhouse that burned this weekend. The Commission agreed to provide a dumpster for Lake Chaparral.

Arnold also thanked the Commission for the striping on CR 1095. Arnold said that other people had also told him that they were happy the road was striped.

Sheriff Walker reported on a fatal ATV accident last week. Sheriff Walker then reported on prisoner count for the week.

At 9:41 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Sheriff attended the executive session.

At 9:51 AM the executive session ended.

At 9:55 AM Mike Page moved to extend the executive session for 15 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 10:10 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet presented a draft of a Mutual Aid Agreement with the US Dept. of the Interior, Fish and Wildlife Service. Barlet then presented applications for 5 new Firefighters, Bryson Bunger and John Wright, Station 910, Josh Baldwin and Kevin Hunt, Station 920, and Carl Beth, Station 970. Vicki Leonard moved to approve hiring the Firefighters as requested. Herb Pemberton seconded the motion. The motion passed 3-0. Barlet also asked to purchase 100 radio batteries from Commenco in the amount of \$3,465.00. Mike Page moved to approve the battery purchase as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:18 AM the Chairman asked for public comment. Roberta Childers stated that she would like to comment later.

Ken Keller, AMR, stated that the building they are using in Pleasanton has been sold and they must move out by December 31st. They are looking for a house and garage they can use in Pleasanton or Mound City. Vicki Leonard stated that Brandon McGinnis has a property that he would rent to AMR. Keller stated that McGinnis's property would need a lot of work.

Larry Robinson presented Rezoning Case #Z0310198 requested by Joe Pointer. The Planning Commission approved the application by a 8-0 vote with the following findings: 1) The proposed use fits with the character of the neighborhood and it fits with acceptable land uses of the County Land Future Land Use Map in the Comp Plan, 2) Commercial interest/activity is growing around this intersection, 3) The construction of US 69 and use of the original tract as a borrow area for that highway project impacted the previous agricultural use and the location of this property at the intersection to Pleasanton makes a HR district fit with the comp plan, 4) Removing the Agricultural restriction will not detrimentally affect nearby property, 5) The property was vacant as ag zoned, 6) It isn't anticipated that there would be any decrease in values of property but there would be a gain to the economy in taxes

and values to the tax base by having business on the property, 7) Staff recommends approval of the application, and 8) The requested change conforms to the master or comp plan for Linn County. After reviewing the findings of the Planning Commission, Vicki Leonard moved adopt Resolution #2010-20, approving Rezoning Case #Z0310198. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2010-20:

RESOLUTION 2010-20

BEFORE THE BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS
A RESOLUTION AMENDING ZONING ON SPECIFIC PROPERTY AND AMENDING
THE OFFICIAL ZONING MAP

WHEREAS, pursuant to K.S.A. 12-759, the Linn County Planning Commission on Oct 12th, 2010, held a public hearing on Case Z0310198 (Joe Pointer) and after consideration of all the factors recommended approval to the Linn County Commissioners by a vote of 8 to 0.

WHEREAS, on the 1st day of Nov, 2010, Case Z0310198 was heard before the Board of County Commissioners, Linn County, Kansas, as more particularly described below; and

WHEREAS, said case was heard before a duly called, qualified, and acting quorum of said Board of County Commissioners; and

WHEREAS, after due consideration of the issues presented and the overall land use plan for Linn County, Kansas, it is the desire of the Commissioners of Linn County, Kansas, to change, amend and modify the zoning classification of the real estate more fully described below, and to amend the official zoning map to reflect said change.

THEREFORE, be it resolved by the Board of County Commissioners of Linn County, Kansas, that the zoning classification of the following described real estate:

A 6.528 acre tract (more or less) in the E½ of the NE¼ of Section 31 and the W½ of the NW¼ of Section 32, Township 21 S, Range 25 E, Linn County, Kansas.

Shall be and is hereby changed to the classification of: "HR" - Highway Retail

This resolution was passed and approved by the Board of County Commissioners of Linn County, Kansas, by a majority vote of same on this 1st day of November, 2010.

ATTEST

David Lamb, County Clerk

BOARD OF COUNTY COMMISSIONERS
Linn County, Kansas


Chairman

Vice Chairman

Member

Roberta Childers stated that there is a rumor that Herb Pemberton is going to resign and appoint someone to take his position. Herb Pemberton stated that he is not planning to resign. Bernita Robbins asked about using the Cornerstone Church in Mound City for the ambulance.

Vicki Leonard moved to approve the following pays/special pays, totaling \$404,848.30: General, \$200,882.21; Employee Benefit, \$95,165.93; Appraiser, \$12,314.39; Rural Fire, \$8,726.45; Road and Bridge, \$41,435.56; 911 Telephone Tax, \$3,050.68; Special Fire Equipment, \$29,145.00; County Health Dept., \$6,657.21; Crime Victim Assistance, \$977.22; Elderly, \$2,564.23; Economic Development Grant, \$3,738.75; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Gary Thompson presented two deeds for approval and signatures. Mike Page moved to approve the execution of the deed to the old medical clinic to John Willard to be delivered upon payment. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the execution of the deed to the old Prescott Fire Station to the City of Prescott to be delivered upon completion of all terms of the contract. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, November 8, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

November 8, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Gary Thompson led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for October 2010 in the amount of \$8,928.39. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to cancel next week's regular meeting due to the Annual KAC meeting. Mike Page seconded the motion. The motion passed 3-0. The Clerk will schedule a special meeting to approve bills later in the week.

Sheriff Walker reported on prisoner population for the week. Sheriff Walker also stated that he needs to order his new cars that were budgeted for. The Sheriff agreed to order 2 vehicles instead of 3 this year. Sheriff Walker stated that he needs to pay some bills out of the 911 Fund but there isn't enough money in the 911 Fund. The Clerk stated that we can pay the bills out of the Sheriff's budget and then reimburse the expense in the Sheriff's budget when the grant money comes in.

Joe Maloney reported that he is working with Aquaterra to get ready to open Cell 3 of the C&D Landfill. We will need to have a survey of Cell 2 before we can proceed with opening Cell 3.

Tom Robinson and Scott Jones from KCP&L thanked the Commission for striping 2200 Road near the power plant.

Doug Barlet reported that we are in a Red Flag Warning for fires. Barlet also stated that we are ready to adopt the Emergency Operations Plan for the State. Vicki Leonard moved to adopt the Emergency Operations Plan for Linn County and authorize the required signatures for all documents associated with the plan. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:45 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Doug Barlet attended the executive session.

At 9:55 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to hire Marri Krupco as a temporary employee making \$13.50 per hour for Emergency Management to be paid from grant funds. Mike Page seconded the motion. The motion passed 3-0.

At 10:01 AM the Chairman asked for public comment. Rubie Scott stated that she is concerned about the location of AMR's station. Scott does not want to be any further away from the ambulance. LeRoy Lamb stated that the ditch next to the Annex parking lot needs to be filled in or have a barricade installed.

Bruce Holt addressed the Commission concerning his Park Budget and other issues at the County Park. The pool has a leak in the return line that needs to be repaired. Holt informed the Commission that revenue for the Park was down this year. Holt would like to increase the camping fees for the Park by \$1.00 per night for each type of camping. Mike Page moved to increase the camping fees by \$1.00 per night for all types of camping effective January 1, 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$133,597.39: General, \$91,491.93; Appraiser, \$1,287.96; Rural Fire, \$5,535.18; Road and Bridge, \$24,630.32; 911 Telephone Tax, \$50.00; County Health Dept., \$1,004.04; Elderly, \$5,457.65; and Economic Development Grant, \$4,140.31. Mike Page seconded the motion. The motion passed 3-0.

Mike Page stated that the trash compactor building at Blue Mound needs to be repaired. The Blue Mound Mayor

agreed to provide the labor for painting and repairs if the County will provide the materials. The Commission agreed to provide the materials for repairs.

The Commission discussed electrical issues at the Pleasanton Senior Center kitchen. Mid-America Nutrition wants to install an electric tilt skillet but we need to make sure our electrical system will handle it.

At 10:38 AM Mike Page moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Ken Keller and Shawn Biggs, AMR, addressed the Commission concerning their contract renewal and relocation of the Pleasanton station. The contract draft as presented has been approved by AMR's legal counsel. Keller also stated that the owner of the current AMR station has agreed to give AMR an additional 2 months before they have to relocate.

At 11:26 AM Vicki Leonard moved to adjourn the Board of Commission meeting and reconvene as the Board of Canvassers. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk explained problems with the ballot scanner that caused over 500 ballots to be hand counted.

Mike Page stated that he needs to leave for an emergency. Mike Page moved to appoint Roberta Childers as the 3rd canvasser. Herb Pemberton seconded the motion. The motion passed 3-0.

The Board of Canvassers reviewed the 65 Provisional Ballots. Vicki Leonard moved to accept the recommendation of the Election Officer to not count 16 provisional ballots, and to count the remaining 49 provisional ballots (including hand counting all the races except Township Clerk on 5 ballots). Herb Pemberton seconded the motion. The motion passed 3-0.

Election Officer David Lamb read the County machine print out results and the hand count results as the Board of Canvassers compared the results to the Abstract Book. Lamb then read the write in results as the Board of Canvassers compared the results to the Abstract Book and the Tally Books.

The Clerk announced that there was a 5 way tie for Stanton Township Clerk. The Board of Canvassers drew names out of a hat, and Sally Vaughn was the winner.

At 2:45 PM the Board of Canvassers went to the Courthouse to run the provisional ballots through the ballot scanner, after which the Board of Canvassers certified the total election results.

With nothing further on the agenda Herb Pemberton moved to adjourn the Board of Canvassers meeting. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

November 17, 2010

The Board of Linn County Commission met in special session at 8:00 AM in the Courthouse Annex, 306 Main St., Mound City, KS 66056. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; and David Lamb, County Clerk. Also present were Ken Keller, Shawn Biggs, and Scott Lenn from AMR; Russell Beth, Jackie Taylor, and Charlene Sims. Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 350, 315 Main
Mound City, KS 66056-0350
913-795-2600
Fax: 913-795-2689



COUNTY COMMISSIONERS
First District
Herb Pemberton
Second District
Vicki Leonard
Third District
Mike Page

NOTICE OF SPECIAL MEETING
BOARD OF LINN COUNTY COMMISSIONERS

You are hereby notified that a special meeting of the Board of Linn County Commissioners has been called and will be held at 8:00 AM on Wednesday, November 17, 2010 in the Executive Session Room in the Courthouse Annex, 306 Main St., Mound City, KS 66056. This special meeting has been called for the Commissioners to approve claims, discuss the ambulance station, sign the contract with AMR and to take any necessary action concerning those items.

DATED this 16th day of November, 2010.

David L. Lamb
David L. Lamb
Linn County Clerk



David L. Lamb, County Clerk
Gerrit Bell, County Treasurer
John Sutherland, County Attorney
Barry Walker, Sheriff

Kristy Schmidt, Register of Deeds
Shirley Thompson, County Coroner
Steven Thompson, County Assessor
Marilyn Auger, Transportation

John Matoney, Nuisance Weed
Dennis Ansell, Economic Development
Doug Bailey, Rural Plan, Energy, and
Larry Robinson, Zoning & Sanitation

Vicki Leonard moved to approve the following pays/special pays, totaling \$272,748.76: General, \$136,295.36; Employee Benefit, \$69,029.15; Appraiser, \$6,627.09; Rural Fire, \$3,923.35; Road and Bridge, \$46,810.67; 911 Telephone Tax, \$315.39; County Health Dept., \$6,581.88; Crime Victim Assistance, \$977.23; Elderly, \$1,997.97; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Shawn Biggs discussed options for an ambulance station. Biggs stated that the Chester & Sons building in Pleasanton is the closest to being ready to move into. AMR has been negotiating for a long term lease for that property. Ken Keller reviewed calls by Commission District for the year. Following is a list of the calls for 2010:

	Transports	Refusals	Total
Commission District #1	197	64	261
Commission District #2	249	76	325
Commission District #3	137	62	198

Mike Page stated that he would like to have the station closer to the west side of the County. Vicki Leonard stated that AMR is a private business and it should be their responsibility to decide where to locate. Vicki Leonard also stated that we don't have anything budgeted for a new building. Mike Page stated that he thinks it is in the County's best interest to provide an ambulance station. Keller stated that the proposed contract states that the ambulances will be in La Cygne and Pleasanton, but AMR and Linn County could agree to an addendum at any time. Vicki Leonard moved to approve the contract with AMR as presented, with ambulances in La Cygne and Pleasanton, and a 3rd unstaffed ambulance in Mound City. Mike Page stated that he would like to have the contract amended so that the location of the ambulances and the cost would be variable and he would want the Counselor to review the contract. Herb Pemberton agreed that the contract should be amended. The motion died for lack of a second.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, November 22, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

November 22, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance.

Herb Pemberton moved to approve the minutes of the last regular meeting and the November 17th special meeting as printed. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$712.00: General, \$712.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported that we received \$6,231.02 from drug seizures. The Sheriff also reported on prisoner count for the week.

Don George, KDWP, presented the County with a check for \$40,000.00 for work on the Critzer lake project.

Larry Robinson presented 3 lot split agreements. Vicki Leonard moved to approve Lot Split #10-248 requested by the Harris Family Living Trust and to accept the accompanying grant of road easement. Herb Pemberton seconded the motion. The motion passed 3-0. Mike Page moved to approve Lot Split #10-249 requested by Rod & Robin Earnest and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0. Vicki Leonard moved to approve Lot Split #10-250 requested by Rande Beckman. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page reported that Dist. #3 has a dump truck that needs engine repair. Mike Page also discussed the tilt-skillet that was requested for the Pleasanton kitchen. The Commission agreed that we should have Mid-America Nutrition look for a gas tilt-skillet.

Doug Barlet gave the Commission information and a Memorandum of Agreement with the State of Kansas concerning residents with vulnerable needs in a time of disaster. Vicki Leonard moved to approve and sign the Memorandum of Agreement for the Vulnerable Needs Registry with the State of Kansas. Mike Page seconded the motion. The motion passed 3-0.

Barlet also asked to purchase 4 spare 45 minute air bottles for \$590.00 per bottle. Mike Page moved to approve the purchase as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet then asked to purchase 2 brush units with remaining funds in this year's budget at a total cost of \$55,511.00. The Fire Board recommends approval of the purchase. Vicki Leonard stated that she is opposed to buying new trucks this year. The Commission will discuss the issue next week. Following is a copy of the bids received for the trucks, flat beds, light bars, and tires:

2011 Brush Truck Purchase	
Ford F350 DRW Chassis	
Shawnee Mission Ford-	\$23,251
Cox Motor Company -	\$24,890
Beckman Motors-	\$24,997
Max Motors-	\$29,334.40
Shepherd Team Auto Plaza -	\$23,933.10
Flat Bed	
Conley Sales	\$2,750
Neal Manufacturing	\$2,600
Eastern Kansas Equipment	\$1,875
Light Bar	
Ingram Fire & Rescue	\$3,031.80
TFMComm., Inc	\$1,614
Ka Comm., Inc	\$1,881
State Contract Tiles	\$1,015.50
Total Cost per Unit	\$27,755.50
Cost for 2 Units	\$55,511

At 9:38 AM the Chairman asked for public comment. Barbara Hines stated that she would like better ambulance service to the northwest part of the County. Pat Gorman discussed the need for the ambulance to the Prescott area for the Nursing Home. Jean Vaughn asked why we need to move the ambulance to Mound City. Vicki Leonard stated that AMR has gone above and beyond in working with us on the contract this year. Tim Staton would like to keep the staffed ambulance in Pleasanton due to the number of calls in that area and use volunteers in other areas. Staton also stated that the City of Pleasanton would be willing to waive sewer and water fees for a station in Pleasanton. Peggy Mead would like to keep the ambulance in Pleasanton. Ken Wells would like to have an ambulance in Parker. Donna Spencer feels that the west side of the County is being left out. She doesn't believe using volunteers would help decrease the response time. Maxine Goucher stated that we need to protect our older residents, wants to keep ambulance in Pleasanton. Bob Zimmerman stated that we need medical response on the west side of the County, suggested putting ambulance in Blue Mound. Charlie Rowe supports using First Responders. Rosalie DeMott asked how long it takes to get an ambulance from La Cygne to Parker. Ken Keller stated under good conditions, 13 to 15 minutes. Russell Beth thanked AMR for their service to Blue Mound. Beth stated that nationwide, the number of volunteers is decreasing. Beth stated that during the day, not very many volunteers are available. Beth also stated that the calls on 69 Highway have decreased since the 4 lane went in. Chuck McGrew stated that the City of Mound City is interested in having an ambulance here and will work with the County. McGrew wants to make the best decision for everyone. Rubie Scott carried one of the petitions for moving to Mound City, but wants what is best for everyone. Debra Myrick wants to keep the ambulance in Pleasanton. Tom Kemper stated that a lot of the people in Parker, Centerville, and Blue Mound take themselves to the hospital instead of calling the ambulance. Bobby Lowe stated that we need an ambulance on the west side of the County but it should be the 3rd ambulance. Lowe is opposed to a new building.

Ken Keller, AMR, addressed the Commission and the audience concerning the questions that have been raised. Keller stated that the east side has higher population. Keller stated that basic life support is as important as advanced life support. Keller believes that we can provide Basic Life Support to the west side by placing a BLS ambulance in Mound City. Mound City has the highest density of EMT's. Keller stated that other ambulances could be provided in the future if the Commission wants to fund those ambulances. Keller then answered questions from the audience.

Vicki Leonard read from a statement she had prepared concerning the ambulance service. Leonard is concerned that we have nothing budgeted for a new building. Leonard also discussed the offer from Jessy & Kadee Willard to sell their building to the County for use as an ambulance station. Leonard also talked to the Prescott Bank, stating that our payment would be \$1,125.00 per month for 15 years if we buy the building for \$125,000.00. Vicki Leonard moved to keep the ambulance service as it is now, in Pleasanton & La Cygne, and put the BLS unit in Mound City. Mike Page presented a map of the County showing the ambulance districts. Station 2 covers approximately 1/3 of the County, Station 1 covers about 2/3 of the County. Mike Page stated that he received around 600 signatures on a letter supporting an ambulance in Mound City. Mike Page stated that we can do a lease purchase for a new building

also. Herb Pemberton presented information on population by township. Herb Pemberton stated that we can save money if we own the building. Keller would like to make any amendments to the contract before it is signed, but Keller and the Commission agreed that the contract could be amended by mutual agreement at a later time. Vicki Leonard's motion died for lack of a second.

Mike Page gave an update on the airstrip project. It is about 30% to 40% complete.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, November 29, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

November 29, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing for the week and out of county prisoner housing costs for the year.

Doug Barlet presented an application for employment from Keaton Hines for Station 940. (The Fire Board has not seen the application yet.) Mike Page moved to hire Hines as a probationary Firefighter. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet also stated that he would like to send Dee Horttor to Emergency Management 101 training in Topeka this week. Barlet would also like for Horttor and himself to attend training in Salina next week. The Commission agreed to allow Barlet and Horttor to attend the training classes.

Barlet then asked about purchasing the grass trucks that were discussed last week. Herb Pemberton moved to purchase 2 grass trucks for a total of \$55,511.00. Mike Page seconded the motion. The motion passed 2-1. Vicki Leonard voted no.

Dan Morris presented a permit to bury water and electric lines requested by Pharyn Resources LLC located at 1775 Road & Campbell Road. Mike Page moved to approve permit #BP01016D1 as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:45 AM the Chairman asked for public comment. Wes Coffel discussed the ambulance location. Coffel suggested putting the ambulance half way between Pleasanton and Mound City. Tim Staton stated that we should make purchases in County when possible to show preference to local businesses. Ken Wells stated that there are seven EMTs in the Parker area that would be interested in working on an ambulance in Parker. Two more people just took their EMT test and are waiting on results. Bernita Robbins stated that over the years Linn County has kept Cox Motor Co. in business and she believes we should go with the lowest bidder.

The Commission discussed options for the ambulance station. Mike Page is still in favor of moving the ambulance to Mound City. Herb Pemberton stated that he would like to leave the ambulance in Pleasanton, with BLS units in Mound City and Parker. Pemberton also stated that there is \$50,000.00 available from the old Hospital District Fund that could be used for funding the ambulance station. Ken Keller discussed the cost of an additional ambulance. It would take around \$40,000.00 per year to put ambulances in Mound City and Parker. Additional costs to setup two stations would bring the total to \$55,000.00. Vicki Leonard moved to keep one unit in Pleasanton, one in La Cygne, put a BLS unit in Mound City as stated in the proposed contract, and put an additional BLS unit in Parker in the near future. Mike Page stated that he cannot second the motion. Herb Pemberton stated that he would like to have the second ambulance in Parker. The motion died for lack of a second. Vicki Leonard then moved to leave the ALS ambulances in Pleasanton and La Cygne, and put a first BLS unit in service within 3 months and a second BLS unit in service within 6 months. Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no.

At 11:13 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:28 AM the executive session ended. No action was taken as a result of the executive session.

Jessy Willard stated that he would not be interested in leasing the building for less than 3 years and he would need at least \$1,500.00 per month.

Vicki Leonard moved to request proposals from lending institutions in the County for a lease purchase of the Chester & Sons building for \$125,000.00. Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no.

Vicki Leonard moved to approve the following pays/special pays, totaling \$319,759.31: General, \$174,565.28; Employee Benefit, \$64,988.81; Appraiser, \$6,938.01; Rural Fire, \$28,755.73; Road and Bridge, \$33,722.34; County Health Dept., \$6,174.88; Crime Victim Assistance, \$977.22; Elderly, \$3,446.37; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

John Black asked to purchase 5-12", 5-15", and 5-18" culvert tubes for a total of \$3,531.00. Vicki Leonard moved to approve the purchase as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

John Black also asked to purchase \$1,700.00 worth of road salt. Vicki Leonard moved to approve the purchase of road salt as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:53 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 12:08 PM the executive session ended.

At 12:15 PM Vicki Leonard moved to extend the executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 12:25 PM the executive session ended. No action was taken as a result of the executive session.

Mike Page discussed the issues with KCP&L on the power outage last week on the Courthouse block.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, December 6, 2010. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 6, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Herb Pemberton asked about the BLS ambulances that were discussed last. Pemberton stated that he thought the Commission had decided that the first BLS ambulance should be in Parker. The Clerk stated that the Commission did discuss putting the first ambulance in Parker, but it was not stated that way in the motion. Herb Pemberton then moved to place the first BLS ambulance in Parker. Vicki Leonard seconded the motion. The motion passed 3-0. Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk asked the Commission about next year's Chair of the Commission. The Commission will officially reorganize on the second Monday in January, but the Clerk needs to know who the Chair will be to prepare the signature files for signing checks. Herb Pemberton moved that Vicki Leonard will be the Chairperson next year. Mike Page seconded the motion. The motion passed 3-0.

The Clerk asked the Commission about the Chester & Sons building. Does the Commission want to make a motion to buy the building now or wait until the information comes back from the bank? (The Clerk also informed the Commission that the County has the building appraised at \$72,290.00.) The Commission decided to wait until the information comes in from the banks before making a motion to buy the building.

Sheriff Walker updated the Commission on prisoner housing. Sheriff Walker also reported that his department received an excellent audit report from the Kansas Highway Patrol.

Harry Wisdom stated that his boom mower needs new brakes. Harry Wisdom and Dan Morris also have trucks that need to be repaired. Mike Page moved to allow Wisdom to spend up to \$4,000.00 to repair the boom mower and \$4,000.00 to repair the truck. Vicki Leonard seconded the motion. The motion passed 3-0. Morris is not sure what it will cost to repair his truck yet.

Dan Morris presented a permit to bury water line requested by Miami County RWD #3 located at 2400 & Devlin Road. Mike Page moved to approve Burial Permit #BP0101SD1. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney and the Commission discussed a report from Aquaterra on the landfill.

At 9:40 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel and then for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff attended the executive session.

At 10:05 AM the executive session ended. No action was taken as a result of the executive session.

Sheriff Walker also reported that our phone and 911 systems were down yesterday due to a fiber optic line that had been cut in Miami County.

Fire Board Chairman Russell Beth reported that we received a refund of \$1,227.00 for the spray units in the new grass trucks. The Fire Dept. would like to use that money plus \$700.00 to \$800.00 to purchase foam for the grass units. Mike Page moved to allow the Fire Dept. to spend up to \$2,000.00 for foam for the grass units. Herb Pemberton seconded the motion. The motion passed 3-0.

Beth then informed the Commission that the Fire Board recommends hiring Tod Moeller as a Firefighter for station 970. Mike Page moved to hire Moeller as a probationary Firefighter. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:17 AM the Chairman asked for public comment. Ken Wells stated that Gerry Ross would also work on the ambulance in Parker. Steve Riley asked if Mike Page had looked at some trees along 1700 Road that cause snow to collect on the road. Mike Page and Harry Wisdom will look at the area and try to solve the problem. Fred Kautt suggested that the press publish the phone number that was used while the phone and 911 systems were down. (The phone that was used during the outage Sunday was a cell phone, but it may not be the same phone used in the future so there is no point in publishing the number at this time.) Kautt also discussed the bridge near Goodrich that was recently cleaned out. Kautt was very happy with the job that was done by Dan Morris and his road crew. Roberta Childers asked about evening meetings. Childers also asked about payments on the airstrip and volunteered to fill a vacancy on the Fire Board. Herb Pemberton stated that the Board member in question has not resigned and wishes to stay on the Fire Board. Ken Wells stated that the corner of 1077 & 2400 Road needs to have brush cleared. Russell Beth apologized for stating that the Fire Board had a vacancy. Beth also read a statement about the ambulance service. Beth does not believe that keeping the staffed ambulance in Pleasanton and putting volunteer stations in Mound City and Parker will help the Blue Mound and Centerville area. Beth asked if the Commission would accept a petition asking for a vote of the people on this subject. Vicki Leonard stated that she is trying to do what is best for the whole County, it is not a political decision, it is a decision based on numbers. Herb Pemberton stated that he also based his decision on numbers of calls and population. Herb Pemberton stated that he would also like to see an ambulance in Blue Mound. Mike Page stated that it goes beyond the numbers, there is a human factor involved. Mike Page stated that he would support a petition for a vote of the people on this issue.

Gary Thompson presented a contract with KDWP for the Community Fisheries Assistance Program. KDWP would like to sign a 10 year agreement for the program. Herb Pemberton moved to renew that CFAP program for 10 years and to allow the Chairman to sign the agreement. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:51 AM Herb Pemberton moved to take a 10 minute break. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reappoint Herb Pemberton to the SEK Mental Health Board for another 3 year term. Mike Page seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed a payment request from TL Enterprises for work on the airstrip totaling \$59,227.21. The request needs to be signed by a representative from TL Enterprises. The Clerk also asked what fund to use to pay the bill. The Commission checked with Dennis Arnold and found that grant money has been credited to the Economic Development Grant Fund that can be used to pay this bill.

David Lamb asked the Commission to consider appointing Fire Board members from the Mound City and Prescott areas when there are openings on the Fire Board. (Mound City and Prescott have not had any representation on the Fire Board since the Board was reorganized in 2005.)

Vicki Leonard moved to approve the following pays/special pays, totaling \$186,130.15: General, \$57,772.01; Appraiser, \$439.15; Rural Fire, \$63,574.55; Road and Bridge, \$56,692.22; 911 Telephone Tax, \$2,735.51; DARE, \$42.99; County Health Dept., \$2,680.46; and Elderly, \$2,139.26. Mike Page seconded the motion. The motion passed 3-0.

The Commission discussed a request from an employee for a Christmas dinner. The Clerk stated that we usually have a dinner on the second Monday in January for swearing in elected officials and for employee appreciation. Mike Page stated that he would contribute to a dinner for employees. Vicki Leonard and Herb Pemberton also stated that they would help with a dinner. After discussion, the Commission agreed that it would be better to wait and have a dinner in January.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, December 13, 2010. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:
County Clerk

December 13, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for November 2010 in the amount of \$8,351.55. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for November 2010.

The Clerk informed the Commission that one of the furnaces in District Court quit working last week and had to be replaced. Due to this being an emergency situation, the Clerk told Douglass & Sons Heating & A/C to go ahead and replace the furnace. The total for replacing the furnace and ductwork was \$6,746.00. Vicki Leonard moved to approve the furnace and ductwork replacement by Douglass & Sons Heating & A/C in the amount of \$6,746.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to adopt Resolution #2010-21, setting the Official Holidays for 2011. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2010-21:



Doug Barlet presented a press release announcing the new Emergency Management website: www.linncountyem.net A link to the Emergency Management website is available on the County website: www.linncountyks.com

Sheriff Walker discussed the need for 911 addresses to be posted on all residences. The Sheriff also gave the prisoner count for the week. The Sheriff announced that Verizon customers should dial *228, option 2 to update their phone service. The Sheriff then discussed issues at the jail with inmate medications.

Pam Cannon asked the Commission for permission to purchase a GPS-ready digital camera that she budgeted for. The cost of the camera and software is \$2,423.00. Larry Robinson stated that this camera would also be useful for his sign database. Mike Page moved to approve the purchase of the camera and software for \$2,423.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Sheriff reported on an accident and burglary that happened last week.

At 9:35 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and then for 10 minutes to

discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff attended executive session.

At 9:50 AM the executive session ended. No action was taken as a result of the executive session.

Sheriff Walker announced that Leon Hester has agreed to accept a Bobcat Loader for payment of the \$12,000.00 rent for storage and a car hauler trailer for the remaining 2 month's rent. Mike Page moved to allow the Sheriff to give Leon Hester the Bobcat loader and the car hauler trailer in lieu of rent for storage. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:01 AM the Chairman asked for public comment. Jackie Taylor asked where seized items will be stored now. (The Sheriff is looking at other options.) Maxine Goucher stated that she met with Sharon Geiss about forming a group to try to generate more interest in the congregate meal sites.

The Clerk presented proposals for the lease purchase of the building to be used for the ambulance station in Pleasanton. Following is a copy of the proposals that were received:

Ambulance Building Lease Purchase									
	Bernita Robbins	Bernita Robbins	Prescott St. Bank	Prescott St. Bank	Labette Bank	Labette Bank			
Years	5	7	5	7	5	7			
Purchase Price	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00			
Down Payment	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -			
Additional Fees	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -			
Amount Financed	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00			
Interest Rate	3.50%	3.50%	4.00%	5.00%	3.49%	3.80%			
Payment Amount	\$25,000 plus int.	\$18,000 plus int.	\$ 2,302.30	\$ 1,766.94	\$ 2,373.43	\$ 1,897.12			
Payment Frequency	Annual	Annual	Monthly	Monthly	Monthly	Monthly			
Total Cost	\$ 138,125.00	\$ 142,395.00	\$ 138,132.00	\$ 148,422.96	\$ 136,404.60	\$ 142,558.08			

	First Option Bank	First Option Bank	First Option Bank			
Years	5	7	4			
Purchase Price	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00
Down Payment	\$ -	\$ -	\$ 25,000.00	\$ -	\$ -	\$ -
Additional Fees	\$ 1,170.00	\$ 1,170.00	\$ 980.00	\$ -	\$ -	\$ -
Amount Financed	\$ 126,170.00	\$ 126,170.00	\$ 100,980.00	\$ 125,000.00	\$ 125,000.00	\$ 125,000.00
Interest Rate	3.613%	3.97%	3.80%			
Payment Amount	\$ 28,035.91	\$ 21,000.26	\$ 27,690.03			
Payment Frequency	Annual	Annual	Annual			
Total Cost	\$ 140,179.49	\$ 147,001.73	\$ 110,760.09			

Down Payment	\$ 25,000.00
	\$ 135,760.09

After discussion, Vicki Leonard moved to lease purchase the Chester & Sons Heating & Cooling building from Jessy and Kadee Willard for \$125,000.00, financed for 5 years (annual payment) at 3.49% interest through Labette Bank. Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no. Gary Thompson will draw up a sale contract.

Ken Keller presented the proposed contract between AMR and Linn County. Vicki Leonard moved to approve the contract with AMR as presented. Mike Page asked about the savings from utility bills, would that be an additional savings in the contract. Mike Page also asked if the volunteers would be AMR employees or County employees. The Commission, Keller, and Doug Barlet discussed issues with the Fire Stations, volunteers, liability, etc. Herb Pemberton seconded the motion. After additional discussion, the motion and second were withdrawn. Vicki Leonard moved to approve the contract with AMR with the following change in Section IV of the schedule: change from "no less than \$9,000.00" to "no more than \$6,000.00." Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no.

Danny Welch, Peoples Telecommunications, discussed a project to install fiber to every connection on their phone system. Welch would like to have one permit approved for all of the road crossings instead of multiple permits. The Commission agreed that one permit would work. The County would also like to have PDF files of the project.

TL Construction has asked for additional time to complete their work due to rock encountered on the airstrip site. Mike Page moved to grant a reprieve on the liquidated damages until further notice. Herb Pemberton seconded the motion. The motion passed 3-0.

John Black asked for permission to buy 8 tires from Wingfoot Commercial Tire Service for \$2,700.00. Vicki Leonard moved to allow Black to purchase 8 tires from Wingfoot Commercial Tire Service for \$2,700.00. Herb Pemberton seconded the motion. The motion passed 3-0.

John Black and Dan Morris would also like to purchase order fuel for next year. The cost would be \$24,000.00 for each district. The Commission and Clerk will discuss purchase orders later in the meeting.

Herb Pemberton moved to sign a letter of support to the Kansas Dept. of Transportation for funding General Public Transportation. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to sign an Agreement for Capital Assistance Funds for 49 U.S.C § 5311 Public Transportation Projects with Kansas Dept. of Transportation and the Southeast Kansas Area Transit Coordinated Council, Inc. Vicki Leonard seconded the motion. The motion passed 3-0.

At 12:09 PM Mike Page moved to take a 5 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$330,254.38: General, \$138,561.41; Employee Benefit, \$48,933.71; Appraiser, \$9,174.64; Rural Fire, \$12,018.15; Road and Bridge, \$44,222.28; 911 Telephone Tax, \$365.39; Spl. Fire Equip. Replacement, \$2,351.72; County Health Dept., \$9,005.32; Special Alcohol, \$2,250.00; Crime Victim Assistance, \$977.23; Elderly, \$2,976.65; Economic Dev. Grant, \$59,227.21; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed budgeting, end of year transfers, and purchase orders. The Clerk cautioned the Commission that budgets are tight this year and they need to review all requests for purchase orders and transfers to see if they are necessary. The Commission agreed to discuss the tabled agenda items next week.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, December 20, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 20, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners’ Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Bernita Robbins led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2010-1 thru 39, and 41 thru 49. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to sign a letter of support for a Tri-Ko, Inc. Section 5310 grant application. Herb Pemberton seconded the motion. The motion passed 3-0. Vicki Leonard moved to sign a letter of support for a Coordinated Transit District #10 Section 16 or 18 grant application. Herb Pemberton seconded the motion. The motion passed 3-0. Vicki Leonard moved to sign a letter of support for a SEK-CAP Coordinated Transit District #10 capital and/or operating assistance grant application. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed a letter from the Division of Property Valuation stating that our Appraiser’s office “has met the criteria and is determined to be in substantial compliance” with State requirements.

The Commission reviewed Purchase Order requests from the District Court, Treasurer, and Election departments. The Clerk will prepare a list of all requests for discussion/approval at the December 27th meeting.

Sheriff Walker reported on prisoner count for the week. The Sheriff also reported that 3 separate hay bale fires were set during the past few days.

At 9:17 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets, and then for 5 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Walker attended the executive session.

At 9:32 AM the executive session ended. No action was taken as a result of the executive session.

At 9:34 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 9:50 AM to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 9:50 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet reported on the weather that is expected for the week. Barlet also reported that the Blue Mound station has a roof leak, but it should be under warranty. Barlet then presented 2 applications for employment: Michael Rodman, Station 950, and William Winegar, Station 940. Mike Page moved to hire Rodman and Winegar pending the results of physicals and drug tests. Vicki Leonard seconded the motion. The motion passed 3-0. (Rodman and Winegar will be on the standard six months probation.)

Vicki Leonard moved to allow the Chairman to sign the Emergency Management 2011 Performance Grant application. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet discussed paying EMT training fees and the recent hay bale fires. Barlet then informed the Commission that the lease purchase that was approved through First Option Bank for the tender purchase had an error. Farmers & Merchants Bank actually has the lower bid. Barlet stated that he will try to have a new lease purchase agreement ready for next Monday’s meeting. Barlet then presented a letter from the Fire Board concerning issues with non-fire personnel having keys to the fire station (to access the ambulance). The Fire Board would like to have a joint meeting with AMR to discuss logistical issues with the current proposal to provide ambulances in the Fire Stations.

Joy Purkeypile and Roger Carbon discussed 4-H Building issues with the Commission. One of the heaters in the building needs to have some repairs/maintenance done, Sandness Electric Heating and Cooling has submitted a bid for that work for approximately \$1,000.00. Other items in need of repair or replacement are the kitchen stove, kitchen exhaust system, deep freeze, wiring, doors, and condensate drains. The Commission would like to develop a plan to deal with issues during the coming year. Mike Page suggested getting someone to inspect the building and see what is needed. Mike Page then moved to approve up to \$750.00 for repairs to the heating system and the condensate drains in the 4-H Building. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:37 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

The Counselor presented a proposed contract for the purchase of the building in Pleasanton to be used as the ambulance station. After discussion, the Commission stated that there are still some details to be sorted out before the contract is signed.

At 11:00 AM the Chairman asked for public comment. Roberta Childers wished everyone a Merry Christmas.

The Commission and Clerk discussed items that have been tabled. Evening Commission Meetings – The Commission decided to leave it up to each Commissioner if they want to have their own “Town Hall Meetings”; Solid Waste Fees – Will be discussed on January 24th; Salary Schedule beyond 15 years – Will be discussed in April or May; False Alarm Fees and NIMS Policy – Referred to Doug Barlet; Cleanup of property near Centerville – Referred to John Maloney; Sanitation Regulations – Will be discussed on February 14th. All other items were deleted from the “Agenda Items Tabled”.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, December 27, 2010. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

December 27, 2010

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Vicki Leonard moved to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2010-50 thru 53. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also reported on a drug bust in Pleasanton last week. Sheriff Walker then reported that we have had several incidents of people stealing scrap metal and selling it to salvage yards, but we have no regulations on salvage yards. The Sheriff suggested recommending some type of record keeping for scrap dealers.

At 9:10 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, Sheriff, Clerk, and Doug Barlet attended the executive session.

At 9:20 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet presented a contract with Jayla Ellis for reimbursement for EMT training. Mike Page moved to approve the contract to reimburse Jayla Ellis \$2,852.00 for EMT training. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to allow the Fire Dept. to transfer \$24,800.00 from the Rural Fire Fund (106) to the Special Fire Equipment Fund (121). Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to transfer \$10,000.00 from Emergency Management to the Contingency line item in the General Fund. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to transfer \$13,000.00 from the General Fund (001) Emergency Management to the Equipment Reserve Fund (110). Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to enter into the Lease Purchase agreement with Farmers & Merchants Bank for the tender for Station 920. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:46 AM the Chairman asked for public comment. None was given.

Joe Maloney stated that KDHE says that we have overfilled Cell 2. We have 30 days to correct the problem.

At 10:01 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel and then for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, Clerk, and Joe Maloney attended the executive session.

At 10:06 AM Joe Maloney left the executive session and Sheriff Walker entered the executive session.

At 10:21 AM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to approve the following pays/special pays, totaling \$209,911.20: General, \$71,718.23; Employee Benefit, \$300.00; Appraiser, \$8,296.53; Rural Fire, \$70,194.75; Road and Bridge, \$41,590.69; 911 Telephone Tax, \$1,103.04; County Health Dept., \$586.97; Elderly, \$14,995.99; and Economic Development Grant,

\$1,125.00. Mike Page seconded the motion. The motion passed 3-0.

At 10:32 AM Mike Page moved to take an 8 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to authorize the Chairman to sign an agreement with KDOT for operating funds for the transportation program. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed an application for payment from TL Construction for the airstrip project in the amount of \$67,128.92. Herb Pemberton moved to sign the application and submit it to the State for reimbursement. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following Cereal Malt Beverage License renewals: License #2011-1 for PDQ, Inc., Theresa Nall, Resident Agent, located at 21356 KS Highway 239, Prescott, KS 66767; License #2011-2 for Xpress Fuel, LLC, Beverly Styles, Resident Agent, located at 21657 Valley Road, La Cygne, KS 66040; License #2011-3 for Jamie Chambers dba Longhorn Restaurant, located at 22932 E 2200 Road, La Cygne, KS 66040; and License #2011-4 for Centerville Farm & Feed, Inc., Roberta Willis, Resident Agent, located at 202 E Market, Centerville, KS 66014. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed repairs needed in the Courthouse and in the Health Building in Pleasanton.

At 11:00 AM the Chairman opened the Budget Amendment Hearing. No public comment was given. At 11:05 AM the Chairman closed the Budget Amendment Hearing. Mike Page moved to approve the amended 2010 budget as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed recordings of Commission meetings. No decision on how long to keep the recordings was made at this time.

Mike Page moved to adopt Resolution #2010-22, canceling outstanding warrants over 2 years old. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2010-23, designating the Official Depositories for County Funds for 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2010-24, setting the Schedule of Pay Dates for 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2010-25, 2011 GAAP Waiver. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2010-26, designating the Linn County News as the Official Newspaper for 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2010-27, setting the wages for 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2010-28, adopting the Lake Region Solid Waste Management Plan. Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolutions 2010-22 thru 28:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LINN COUNTY, KANSAS
RESOLUTION NO. 2010-23
BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS:

That the Board of County Commissioners, being the governing body of Linn County, Kansas, hereby declared, pursuant to KSA 10-815 that all the County warrants listed below are hereby canceled and set aside upon the records of the County. Such records shall show the date of cancellation and shall recite that such warrant is unpaid but canceled by reason of this resolution.

The County Warrants to be canceled are:

GENERAL FUND			
3/10/2008	#74486	City of Parker	\$ 225.00
8/11/2008	#76812	Interstate Battery Sys. of NE Kansas	\$ 58.95
11/15/2008	#78267	Wesley Staton	\$ 18.08
12/01/2008	#78402	Phil LeVoia	\$ 10.00
12/01/2008	#78452	Shutzeberg	\$ 33.00

EMPLOYEE BENEFITS			
7/31/2008	#76682	American Family Life Assurance	\$ 834.84

RURAL FIRE			
4/14/2008	#74987	Russell Beth & Station 970	\$ 30.00
4/14/2008	#74988	Kerth Blosserfield & Station 960	\$ 40.00
12/01/2008	#78509	Jerome Mitzner	\$ 8.75
12/29/2008	#78896	Robert Muloney & Station 910	\$ 50.00

LAW ENFORCEMENT TRUST			
3/14/2008	#74708	Kassaburg Canine Training Center	\$ 7,000.00

PAYROLL			
7/31/2008	#58376	Jeremiah D. Glover	\$ 61.42
12/31/2008	#59397	Bradley C. Martin	\$ 55.41

APPROVED AND ADOPTED THE 27th DAY OF DECEMBER, 2010:

ATTEST:


David L. Lamb, County Clerk




Mike Page, Chairman

Vicki Leonard, Vice-Chairman

Herb Pemberton, Member

RESOLUTION #2010-23

BEFORE THE BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS

BE IT RESOLVED: That effective January 1, 2011 the following banks are designated as the Official Depositories for the County funds and that these and no other banks be utilized by the County Treasurer for such County deposits until this Resolution be succeeded:

FARMERS & MERCHANTS BANK
FARMERS STATE BANK
LABETTE BANK
CITIZENS BANK
PRESCOTT STATE BANK
FIRST OPTION BANK

BE IT RESOLVED ALSO: That the Farmers & Merchants Bank of Mound City, Kansas be designated as the depository to be utilized by the Register of Deeds.

APPROVED AND ADOPTED this 27th day of December, 2010 for year 2011.

BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS


Mike Page, Chairman

Vicki Leonard, Vice Chairman

Herb Pemberton, Member

ATTEST:


David L. Lamb, County Clerk




RESOLUTION #2010-24 BEFORE THE BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS

BE IT RESOLVED: That the following schedule be adopted as the schedule of pay dates for this year 2011:

PAYROLL	VOUCHERS (Due before Noon)	MONTH	VOUCHERS (Due before Noon)	COUNTY CLAIMS
January 14 January 31	January 7 January 24	January	February 3	February 14
February 15 February 28	February 8 February 18	February	March 3	March 14
March 15 March 31	March 8 March 24	March	March 31	April 11
April 15 April 29	April 8 April 22	April	April 29	May 9
May 13 May 31	May 6 May 23	May	June 2	June 13
June 15 June 30	June 8 June 23	June	June 26	July 11
July 15 July 29	July 8 July 22	July	July 28	August 8
August 15 August 31	August 8 August 24	August	August 31	September 12
September 15 September 30	September 8 September 23	September	September 29	October 11
October 14 October 31	October 8 October 24	October	November 2	November 14
November 15 November 30	November 7 November 21	November	November 23	December 5
December 15 December 30	December 8 December 22	December	December 15	December 27

APPROVED AND ADOPTED this 27th day of December, 2010 for the year 2011.

ATTEST:


David L. Lamb, County Clerk



BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS


Mike Page, Chairman

Vicki Leonard, Vice Chairman

Herb Pemberton, Member

RESOLUTION #2010-25

BEFORE THE BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS

WHEREAS, The Board of Commissioners, Linn County, Kansas has determined that the financial statements and reports for the year ending December 31, 2010 to be prepared in conformity with the requirements of K.S.A. 75-1120(a) are not relevant to the requirements of the cash basis and budget laws of this State and are of no significant value to the Board of Commissioners or the members of the general public of Linn County and,

WHEREAS, There are no revenue bond ordinances or other ordinances or resolutions of said municipality which require financial statements and financial reports to be prepared in conformity with K.S.A. 75-1120(a) for the year ended,

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of Linn County, Kansas in regular meeting duly assembled this 27th day of December, 2010 that the Board of Commissioners, Linn County, Kansas request the Director of Accounts and Reports to waive the requirements of K.S.A. 75-1120(a) as they apply to Linn County for the year ending December 31, 2011.

BE IT FURTHER RESOLVED, that the Board of Commissioners shall cause the financial statements and financial reports of the Board of Commissioners of Linn County to be prepared on the basis of cash receipts and disbursements as adjusted to show compliance with the cash basis and budget laws of this State.

THEREFORE, on this 27th day of December, 2010 the County Clerk is instructed to file a waiver request to the Division of Accounts and Reports in Topeka, Kansas for the year ending December 31, 2011.

BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS


Mike Page, Chairman

Vicki Leonard, Vice Chairman

Herb Pemberton, Member

ATTEST:


David L. Lamb, County Clerk

RESOLUTION NO. 2010-27

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS

Made this 27th day of December, 2010.

BE IT RESOLVED that the following wages be allowed for the year 2011:

FULL TIME EMPLOYEES	MONTHLY SALARY
COUNTY COMMISSIONER	\$1,738.84
COUNTY ATTORNEY	\$4,101.78
COUNTY CLERK	\$3,618.82
COUNTY REGISTER OF DEEDS	\$2,878.16
COUNTY SHERIFF	\$4,338.20
COUNTY TREASURER	\$3,078.16
COUNTY APPRAISER	\$4,173.58
COUNTY COUNSELOR	\$2,142.20
ECONOMIC DEVELOPMENT DIRECTOR	\$3,651.60
FIRE CHIEF/EMERGENCY MANAGEMENT DIRECTOR	\$4,493.34
DEPUTY FIRE CHIEF/ALT. EMER. MANAGEMENT COORDINATOR	\$2,918.95
PUBLIC HEALTH NURSE/ADMINISTRATOR	\$4,686.68
TRANSPORTATION COORDINATOR/UTILITY CLERK	\$2,501.66
NOVIOUS WOOD DIRECTOR	\$2,850.35
PARK MANAGER	\$2,886.42
ZONING ADMINISTRATOR/TRAFFIC CONTROL COORDINATOR	\$3,847.82
DEPUTY APPRAISER	\$1,927.00
CAMA SPECIALIST/APPR. OFFICE MANAGER	\$2,230.86
COMMERCIAL CHIEF APPRAISER	\$1,927.00
SALES COORDINATOR SUPERVISOR	\$1,927.00
PERSONAL/REAL DATA COLLECTOR	\$1,927.00
GIS ADMINISTRATOR	\$2,260.00
GIS CARTOGRAPHY TECHNICIAN II	\$2,230.86
ADMIN. ASSISTANT-CO. ATTORNEY	\$2,250.86
LEGAL SECRETARY/PARALEGAL	\$1,927.00
VICTIM WITNESS COORDINATOR	\$1,927.00
CLERK II-PATROL/ASST. SYSTEM ADMIN	\$1,927.00
CLERK II-TAX CLERK/ADMIN. ASSIST.	\$1,927.00
DEP. CLERK/DEP. ELEC. OFFICER/SYSTEM ADMIN	\$2,151.16
CLERK II-ACCTS. PAYABLE	\$1,927.00
BAIFF	\$2,260.00
LEAD CUSTODIAN/MAINTENANCE	\$1,927.00
CUSTODIAN/MAINTENANCE	\$1,824.92
MOTOR VEHICLE CLERK	\$1,927.00
MEDICAL VAN DRIVER	\$0.62 \$12.50 per hour
PARK EMPLOYEE	\$0.62 \$12.50 per hour
MARINA CLERK	\$0.62 \$12.50 per hour
DEPUTY REG. OF DEEDS	\$1,927.00
ROAD FOREMAN	\$2,337.20
OFFICE MANAGER	\$2,337.20
SHOP SUPERVISOR/MECHANIC	\$2,030.96
ASPHALT FOREMAN	\$2,337.20
ASST. ROAD FOREMAN	\$1,927.00
EQUIPMENT MAINTAINER OPERATOR	\$1,874.06
TRUCK DRIVER	\$1,874.06
HEALTH DEPT. SEC. ADMIN. ASSISTANT	\$1,874.06
HEALTH DEPT. NURSE	\$1,874.06

RESOLUTION #2010-26

BEFORE THE BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS

BE IT RESOLVED: That effective January 1, 2011 the "Linn County News" is designated as the official County newspaper for year 2011.

APPROVED AND ADOPTED this 27th day of December, 2010 for year 2011.

BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS


Mike Page, Chairman

Vicki Leonard, Vice Chairman

Herb Pemberton, Member

ATTEST:


David L. Lamb, County Clerk

UNDERSHERIFF	\$2,901.02	\$3,630.26
SHERIFF'S DEPUTY	\$2,266.08	\$2,928.36
HEAD JAILER	\$2,131.16	\$2,788.20
JAILER	\$1,885.84	\$2,605.80
DISPATCHER & ADMIN. ASSISTANT	\$2,250.96	\$2,632.10
CLERK II-SHERIFF'S OFFICE	\$1,824.92	\$2,367.44
RECEPTIONIST/CLERK/DISPATCHER	\$1,927.00	\$2,501.66
PRISONER'S COOK	\$1,824.92	\$2,367.44
TRAFFIC CONTROL COORDINATOR	\$2,337.20	\$2,853.52
TRAFFIC CONTROL ASSISTANT	\$1,874.06	\$2,433.90
SOLID WASTE COORDINATOR	\$2,337.20	\$2,853.52
SOLID WASTE EQUIP. OPER./MECHANIC	\$2,030.96	\$2,632.10
SOLID WASTE EQUIP. OPERATOR	\$1,874.06	\$2,433.90
DEPUTY TREASURER	\$1,927.00	\$2,501.66
DEPUTY TAX CLERK	\$1,927.00	\$2,501.66
CLERK II-TREASURER'S OFFICE	\$1,874.06	\$2,433.90
PART TIME EMPLOYEES		
HEALTH DEPT. SEC. ASSISTANT	\$7.25	\$10.82
REG. OF DEEDS	\$7.25	\$6.48
CO. ATTORNEY	\$7.25	\$9.48
SHERIFF'S DEPUTY	\$8.76	\$10.33
DISPATCHER	\$8.24	\$9.73
DISTRICT COURT-MICROFILMER	\$7.25	\$9.15
ZONING/ECON. DEV.	\$7.25	\$7.82
PARK	\$7.25	\$7.82
SOLID WASTE	\$7.25	\$9.82
COMPACTOR OPERATOR	\$7.25	\$7.82
SUBSTITUTE COMP. OPER.	\$7.25	\$7.25
ELECTION WORKERS	\$7.25	\$7.25
FIRE STATION CHIEFS & ASSIST. CHIEFS	\$30.00 per call = \$7.25	per hour after 3 hours
FIRESTATION CHIEFS & ASSIST. CHIEFS	\$25.00 per call = \$7.25	per hour after 3 hours

ATTEST:


David L. Lamb, County Clerk


Mike Page, Chairman

Vicki Leonard, Vice-Chairman

Herb Pemberton, Member

*County Clerk salary includes 5% Election Officer salary

**County Treasurer salary includes \$100.00 Investment Officer salary but does not include Motor Vehicle salary

RESOLUTION

NO: 2016-28

A RESOLUTION ADOPTING THE LAKE REGION SOLID WASTE MANAGEMENT PLAN

WHEREAS, K.S.A. 65-3401 et seq., encourages the several counties of Kansas to join together in establishing regional groups for the purpose of developing workable plans for the management of solid waste, in lieu of separate county plans; and

WHEREAS, Lin County, Kansas is a municipal government with the authority, pursuant to K.S.A. 12-2901, et seq., to enter into agreements with other governmental entities; and

WHEREAS, The Board of County Commissioners entered into an interlocal agreement among the counties of Anderson, Coffey, Franklin, Lin, Miami, and Osage in 1993 for the purpose of creating a Lake Region Solid Waste Management planning authority to develop and adopt a regional solid waste management plan pursuant to K.S.A. 65-3401 et seq.; and

WHEREAS, a regional solid waste management committee was created in September 1993 and said committee has met and reconvened in 2010 to review, revise and submit to the counties a Lake Region Solid Waste Management Plan and said plan was presented to the Lake Region Solid Waste Authority on Dec. 7, 2010 and to the Board of County Commissioners on Dec. 27, 2010.

IT IS HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS, that the Lake Region Solid Waste Management Plan be, and is hereby adopted by said Board.

RESOLVED This 27th day of December, 2010.

BOARD OF COUNTY COMMISSIONERS


Chairman

Commissioner

Commissioner

AFFEST:


County Clerk

The Clerk presented a list of proposed Purchase Orders and Transfers. After discussion, Mike Page moved to approve the following Purchase Orders as requested: #2010-1 from the General Fund, District Court, in the amount of \$16,500.00 to John Domoney for Contract Attorney Fees; #2010-2 from the General Fund, District Court, in the amount of \$16,500.00 to Richard Fisher for Contract Attorney Fees; #2010-3 from the General Fund, District Court, in the amount of \$16,500.00 to Jesse Randall for Contract Attorney Fees; #2010-4 from the General Fund, District Court, in the amount of \$16,500.00 to Glen Sharp for Contract Attorney Fees; #2010-5 from the General Fund, District Court, in the amount of \$2,500.00 to Advantage Computers for 2 PC's; #2010-6 from the Rural Fire Fund, in the amount of \$3,228.00 to TFM Communications for 2 Light Bars & Switch Boxes; #2010-7 from the Rural Fire Fund, in the amount of \$836.00 to Eastern KS Equipment for installation of 2 Truck Beds & 12 Tires; #2010-8 from the Rural Fire Fund, in the amount of \$2,031.00 to Shore Tire for 12 Tires; #2010-9 from the Rural Fire Fund, in the amount of \$45,502.00 to Shawnee Mission Ford for 2 Ford F350 Trucks; #2010-10 from the General Fund, Emergency Management, in the amount of \$7,000.00 to E-FM Consulting for the FAD Plan; #2010-11 from the Elderly Fund, in the amount of \$11,000.00 to KCP&L for Electric Service; #2010-12 from the Elderly Fund, in the amount of \$12,000.00 to East Central Kansas Area Agency on Aging for Yearly Fees; #2010-13 from the General Fund, Solid Waste, in the amount of \$20,000.00 to WCA for Trash Dumping Fees; #2010-14 from the General Fund, Treasurer, in the amount of \$5,000.00 to the United States Postal Service for postage; #2010-15 from the General Fund, Election, in the amount of \$500.00 to the United States Postal Service for postage; and #2010-16 from the Road & Bridge Fund in the amount of \$700.00 to Cross Midwest Tire for a tire. Herb Pemberton seconded the motion. The motion passed 3-0.

After discussing proposed transfers, Vicki Leonard moved to approve the transferring \$12,000.00 from the Elderly Fund (150) to the Equipment Reserve Fund (110) for a Tilt Skillet and Convection Oven, \$13,000.00 from the General Fund (001) Emergency Management to the Equipment Reserve Fund (110) for future purchases, \$24,800.00 from the Rural Fire Fund (106) to the Special Fire Equipment Fund (121) for a truck for Station 940 and other purchases, \$38,000.00 from the Road & Bridge Fund (107) to the Special Road & Bridge Fund (112), \$75,000.00 from the Road & Bridge Fund (107) to the Special Machinery Fund (114), \$40,000.00 from the Road & Bridge Fund (107) to the Special Machinery Fund (114), and \$6,000.00 from the General Fund (001) GIS/Mapping to the Equipment Reserve Fund (110). The motion did not include \$20,000.00 that was requested from the Solid Waste Dept., \$4,000.00 that was requested from the Noxious Weed Dept., and reduced the \$6,000.00 request from GIS/Mapping to \$2,500.00. Herb Pemberton seconded the motion. The motion passed 3-0. (The \$13,000.00 transfer from Emergency Management and the \$24,800.00 transfer from Rural Fire were approved earlier in the meeting and were restated in this motion. These are not additional transfers for those departments.)

The Commission agreed to set a special meeting for Thursday at 9:00 AM to approve year end bills, purchases, transfers, etc.

Sheriff Walker showed the Commissioners thank you notes he received from the prisoners for providing a Christmas dinner and for how the prisoners are treated.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Thursday, December 30, 2010. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 30, 2010

The Board of Linn County Commission met in special session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Mike Page, Chairman; Vicki Leonard, Vice Chair; Herb Pemberton, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance.

Following is a copy of the Notice of Special Meeting:


LINN COUNTY, KANSAS
P.O. Box 350, 315 Main
Mound City, KS 66056-0350
913-795-2668
Fax: 913-795-2689



COUNTY COMMISSIONERS
First District
Herb Pemberton
Second District
Vicki Leonard
Third District
Mike Page

NOTICE OF SPECIAL MEETING
BOARD OF LINN COUNTY COMMISSIONERS

You are hereby notified that a special meeting of the Board of Linn County Commissioners has been called and will be held at 9:00 AM on Thursday, December 30, 2010 in the Commission Room, Courthouse Annex. This special meeting has been called for the Commissioners to approve year end bills, purchases, purchase orders, and transfers; and to discuss budgets and take any necessary action concerning those items.

DATED this 29th day of December, 2010

 David L. Lamb,
 Linn County Clerk



David L. Lamb, County Clerk	Kristy Schmitz, Register of Deeds	John Maloney, Noxious Weed
Carriem Self, County Treasurer	Gary Thompson, County Counselor	Dennis Arnold, Economic Development
John Sutherland, County Attorney	Steven Thompson, County Appraiser	Doug Barlett, Rural Fire / Emerg. Mgt.
Berry Walker, Sheriff	Marilyn Augur, Transportation	Larry Robinson, Zoning & Sanitation

The Clerk and Commission discussed year end cash and budget balances. \$62,397.51 in Employee Benefits had to be paid from the General Fund to keep the County from having a budget violation. The Employee Benefit Fund will also have a much smaller cash carryover than planned. All other funds stayed within budget. Three departments in the General Fund went over budget by the following amounts: County Attorney, \$8,451.98; Counselor, \$30,045.90; and Sheriff, \$218,660.72. The Clerk projected that the Counselor and Sheriff would go over budget when next year's budgets were approved last August, but did not expect the County Attorney to go over budget. (The Clerk did not expect the Sheriff to go that far over budget.) The Clerk, Counselor, and Commission also discussed two bills from the Deputy Coroner that came in at the end of the year. The Commission stated that they would like to talk to the County Attorney and Sheriff about budget overruns. The Commission would also like to talk to Claude Warren about coroner charges.

The Road & Bridge Fund ended the year with approximately \$160,000.00 more in cash than we had budgeted. After discussion with the Dist. #1 and Dist. #2 Road Foremen, Vicki Leonard moved to approve a purchase order (Purchase Order #2010-17) to Lybarger Oil, Inc. in the amount of \$42,000.00 for diesel fuel for Road Dist. #1 and Road Dist. #2. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$487,460.37: General, \$207,848.37; Employee Benefit, \$12,973.66; Appraiser, \$9,511.51; Rural Fire, \$39,242.09; Road and Bridge, \$191,799.49; 911 Telephone Tax, \$1,632.25; County Health Dept., \$8,521.28; Crime Victim Assistance, \$977.22; Elderly, \$14,763.83; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 3-0.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, January 3, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 30, 2010

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
LINN COUNTY, KANSAS
P.O. Box 350, 315 Main
Mound City, KS 66056-0350
913-795-2668
Fax: 913-795-2689



COUNTY COMMISSIONERS
First District
Herb Pemberton
Second District
Vicki Leonard
Third District
Mike Page

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 David L. Lamb,
 Linn County Clerk



David L. Lamb, County Clerk	Kristy Schmitz, Register of Deeds	John Maloney, Noxious Weed
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Commission Chair

County Clerk