

January 3, 2011

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 and the December 30, 2010 special meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2010-54 thru 60. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve paying the 2011 KAC dues in the amount of \$2,716.56. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Walker reported on arrests for the weekend and prisoner count. The Sheriff also stated that Tanner Ogden is receiving an award of valor from the City of Pleasanton tonight.

John Byington asked for permission to get bids for a new truck to replace the All District F150. The Commission agreed to allow Byington to go out for bids for a truck. Byington also discussed using surplus vehicles for the Road Dept.

At 9:19 AM the Chairman asked for public comment. Bernita Robbins stated that she hopes we can do better by the taxpayers this year. Robbins also asked how many buildings and how much property the County owns, stating that County owned property is not on the tax rolls.

Herb Pemberton moved to allow the Chairman to sign the Purchase Order forms for the new SEK-CAP Transportation Van and to accept the 80% Federal/State grant. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard discussed having the Employee Appreciation in January. The Clerk will check on available dates to have the dinner.

Larry Robinson presented a CUP for the County landfill. The Planning Commission recommended approval by a 6-0 vote with the following findings: 1) The proposed use is a continuation of the Heavy Industrial use the property has operated under for decades. It fits with the character of the neighborhood 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 not having been through the reclamation process; 4) There are no changes sought which will detrimentally affect nearby property; 5) The property has been used as a solid waste facility for decades; 6) The public is served by the facility as a safe, healthy environment to dispose of solid waste and other materials under review of the Kansas Department of Health and Environment; 7) Staff recommends approval of the application for a period of 5 years in accordance with Article 13.04 – 9C; and 8) The request fits the comprehensive plan of Linn County. After reviewing the findings of the Planning Commission, Vicki Leonard moved to approve CUP #1010344 and adopt the findings of the Planning Commission as presented. Herb Pemberton seconded the motion. The motion passed 3-0. (Robinson will prepare the resolution for next week's meeting.)

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, January 10, 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

January 10, 2011

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. Gary Thompson led the Pledge of Allegiance.

Mike Page moved to appoint Vicki Leonard as the Commission Chair for 2011 and to appoint Herb Pemberton as the Commission Vice-Chair for 2011. Vicki Leonard seconded the motion. The motion passed 2-0.

Vicki Leonard 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 reschedule the January 17th regular meeting to Tuesday, January 18th at 9:00 AM due to the Martin Luther King, Jr. Holiday. Vicki Leonard seconded the motion. The motion passed 2-0.

Mike Page moved to approve the following add/abate/refund orders: 2010-61 and 62. Vicki Leonard seconded the motion. The motion passed 2-0.

Vicki Leonard moved to approve the Sheriff's Monthly Fee Report for December 2010 in the amount of \$95,372.70. Mike Page seconded the motion. The motion passed 2-0. (Includes \$83,172.00 Governor's Grant-E911.)

The Commission reviewed the YTD Park Report for December 2010.

Mike Page moved to accept the annual reports from Paris Township and Sheridan Township. Vicki Leonard seconded the motion. The motion passed 2-0.

Vicki Leonard moved to adopt Resolution #2011-01 and enter into the Amended and Restated Bylaws and Interlocal Cooperation Agreement for the Kansas Workers Risk Cooperative for Counties. Mike Page seconded the motion. The motion passed 2-0. Following is a copy of Resolution #2011-01:

RESOLUTION NO. 2011-01
COUNTY OF Linn, STATE OF KANSAS

WHEREAS, the Board of County Commissioners, (Board) of Linn COUNTY, KANSAS (County) has authority under the Kansas Municipal Group-Funded Pool Act, K.S.A. 12-2616, et seq., as amended, the Interlocal Cooperation Act, K.S.A. 12-2901, et seq., as amended, the Kansas Tort Claims Act, K.S.A. 75-6101, et seq., as amended, to participate in and form a county self-insurance pool for workers compensation coverage; and

WHEREAS, the Board has reviewed an agreement to cooperate with other counties for the operation of such a self-insurance pool entitled "Amended and Restated, Effective November 15, 2010 BYLAWS AND INTERLOCAL COOPERATIVE AGREEMENT FOR THE KANSAS WORKERS RISK COOPERATIVE FOR COUNTIES" (Agreement), a copy of which is attached hereto and incorporated by reference into this Resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE ABOVE STATED COUNTY THAT:

1. The Agreement, a copy of which is attached hereto and incorporated by this reference into this Resolution, is hereby approved.
2. The Chairman of the Board is hereby authorized and directed to sign the Agreement on behalf of the County.
3. Neither this Resolution nor the Agreement approved hereby is intended to nor does it waive, nor shall it be construed as waiving, any immunity or limitation on liability provided to the County, its officers or employees, by any law, including but not limited to any such immunity or limitation appearing in the Kansas Tort Claims Act or amendments thereto. Furthermore, neither this Resolution nor the Agreement is intended to, nor does it provide for coverage in excess of the limitation on liability within the Workers Compensation Act, K.S.A. 44-501 et seq. or amendments thereto.
4. The County understands and further by execution of this Resolution and the Agreement agrees that it will comply with the requirements of the Workers Compensation Act and amendments thereto and furthermore understands that in accordance with the BYLAWS AND INTERLOCAL COOPERATION AGREEMENT THAT THE INDIVIDUAL MEMBERS OF THE COOPERATIVE MAY BE SUBJECT TO ASSESSMENT.
5. One copy of this signed Agreement shall be mailed to the Administrator of Kansas Workers Risk Cooperative for Counties, along with a copy of this Resolution, one copy of the signed Agreement shall be filed with the County Register of Deeds, and one copy of the signed Agreement shall be filed with the Secretary of State of the State of Kansas.

The foregoing Resolution was adopted by a majority vote of the Board of County Commissioners of the above named County, State of Kansas on this 10th day of January, 2011.

CHAIRMAN
Board of County Commissioners

ATTEST:
David Lamb
County Clerk

Larry Robinson presented Resolution #2011-02 for CUP #1010344. (The CUP was approved last week.) Mike Page moved to adopt Resolution #2011-02. Vicki Leonard seconded the motion. The motion passed 2-0. Following is a copy of Resolution #2011-02:

Before the Board of County Commissioners
Linn County, Kansas
Resolution # 2011-002
A RESOLUTION APPROVING CONDITIONAL USE
PERMIT # 1010344 (Linn County Landfill) TO RENEW A PERMIT FOR A LANDFILL IN A
"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 November 24th, 2010, publish a notice of a public hearing to consider Conditional Use Permit #1010344 pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on December 14, 2010 to consider said Conditional Use Permit; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by 6-0 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 adopt the findings of the Planning Commission (attached) and issue said Conditional Use Permit as follows:

SECTION 1: Conditional Use Permit #1010344 is hereby issued on the following described property:
The SW¼ of Section 33, Township 22, Range 25 all in Linn County, Kansas

SECTION 2: Conditional Use Permit #1010344 is issued for a C & D landfill, tire mono-fill, scrap metal storage, and solid waste site on the property for a period of 5 years in accordance with Article 13.04 - 9C of the Linn County Zoning Regulations.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 3rd day of January, 2011.


Chairman

Vice-Chairman

Member

David Lamb - Clerk

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also gave the Commission a list of pending cases as of Jan. 1, 2011 (there are 411 cases pending) and disposition of cases in 2010. Sheriff Walker then informed the Commission that he was successful in purchasing a command trailer from Purple Wave for \$10,500.00 (plus 10% buyer's commission). There will also be around \$5,000.00 in additional expenses to get the trailer ready to use. Doug Barlet has agreed to pay half of the cost with money he transferred from Emergency Management to the County Equipment Reserve Fund. Vicki Leonard moved to approve paying \$11,500.00 for the Mobile Command Center. Mike Page seconded the motion. The motion passed 2-0.

Sheriff Walker then discussed holiday overtime. The Clerk and Sheriff will review timesheets and see how it is being paid.

Doug Barlet reported on the weather for the week. Barlet also reported that the Fire Board and AMR are meeting at 6:30 PM Thursday in the La Cygne Fire Station. The Commissioners are planning on attending so it will be scheduled as a special meeting.

Joe Maloney presented proposals from Aquaterra for opening Cell 3 of the landfill in the amount of \$5,592.00 and covering the overfill of Cell 2 in the amount of \$10,560.00. Maloney also has a proposal from Allenbrand-Drews & Associates, Inc. for the surveying with an estimated total cost of \$2,500.00.

At 9:57 AM the Chair asked for public comment. Rosalie DeMott commended the Commission on their purchase of the property in Pleasanton for use as an ambulance barn.

Mel Bolling asked for permission to move Jessica Robinson to full time status. Bolling would also like to move that position from Range 1 to Range 2. Vicki Leonard moved to move Jessica Robinson to Full Time Van Driver effective Jan 17th, and move the Van Driver position to Range 2. (Robinson will be at Range 2, Step E, \$10.94 per hour.) Mike Page seconded the motion. The motion passed 2-0.

At 10:00 AM the Commission opened bids for a new pickup for the All District, Road & Bridge Dept. Bids received were:

Cox Motor Company	\$18,662.00
Shawnee Mission Ford	\$18,197.00

Mike Page moved to accept the bid from Cox in the amount of \$18,662.00 for a 2011 Ford F250 truck. Vicki Leonard seconded the motion. The motion passed 2-0.

Rick Porter presented the 2010 Lake Region RC&D Annual Report and the 2011 Lake Region RC&D Annual Plan. Porter also discussed the Targeted Watershed grant.

Bill Van Kirk addressed the Commission concerning building modifications to the Community Corrections building. Van Kirk would like to install an additional door for security reasons. Community Corrections would pay the cost of the modifications. The Clerk will discuss the project with the Maintenance Dept.

The Clerk informed the Commission that he had been contacted by Helen Clark about a building that is for sale or rent on Main Street in Mound City.

Mike Page stated that we will need a fire suppression system on the stove at the 4-H Building.

At 10:40 AM 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. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Dennis Arnold attended the executive session.

At 10:52 AM Dennis Arnold left the executive session and John Maloney and Larry Robinson entered the executive session.

At 11:06 AM John Maloney left the executive session.

At 11:10 AM the executive session ended.

At 11:10 AM Mike Page moved to extend the executive session until 11:30 AM. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Larry Robinson attended this portion of the executive session.

At 11:26 AM Larry Robinson left the executive session.

At 1:30 AM the executive session ended. No action was taken as a result of the executive session.

John Black presented information on a ditching machine that is available on Purple Wave that he would like to purchase. The Commission agreed to allow Black to spend up to \$1,000.00 out of the Road & Bridge All District budget to purchase the ditcher.

Vicki Leonard moved to appoint Don Proffitt to the Fire Board and Hal Bradley to the Planning & Zoning Board. Mike Page seconded the motion. The motion passed 2-0. Don Proffitt will replace Mike Vrbn on the Fire Board and Hal Bradley will replace Mike Brown on the Planning & Zoning Board.

Mike Page moved to reappoint Russell Beth to the Fire Board. Vicki Leonard seconded the motion. The motion passed 2-0.

With nothing further on the agenda Vicki Leonard moved to adjourn until 6:30 PM Thursday, January 13, 2011. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

January 13, 2011

The Board of Linn County Commission met in special session at 6:30 PM in the La Cygne Fire Station, 814 Linco Drive, La Cygne, Kansas. Those present were Vicki Leonard, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. Also present were Fire Chief Doug Barlet, members of the Rural Fire Board of Trustees Russell Beth, Tom Kemper, Eddie Andersen, John Morse, and Don Proffitt and representatives from AMR, Ken Keller and Shawn Biggs.

Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 350, 315 Main
Mound City, KS 66056-0350
913-795-2068
Fax: 913-795-2889



COUNTY COMMISSIONERS
Herb Pemberton
Vicki Leonard
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 6:30 PM on Thursday, January 13, 2011 in the La Cygne Fire Station, 814 Linco Drive, La Cygne, KS 66040. This special meeting has been called for the Commissioners to discuss issues with AMR and the Fire Board concerning housing ambulances in Fire Stations. No action will be taken by the Commission at this special meeting.

DATED this 12th day of January, 2011.
David L. Lamb
David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk
Carren Sell, County Treasurer
John Sutherland, County Attorney
Barry Walker, Sheriff
Krisy Schmitz, Register of Deeds
Gary Thompson, County Counselor
Steven Thompson, County Appraiser
Marilyn Augur, Transportation
John Maberry, NIOSHA Wred
Dennis Arnold, Economic Development
Doug Barlet, Rural Fire / Emerg. Mgt.
Larry Robinson, Zoning & Sanitation

The Fire Board had sent the following letter of concerns to AMR:

LINN COUNTY RURAL FIRE DISTRICT # 1
BOARD OF TRUSTEES
Pleasanton, Kansas 66075
Phone: (913) 352-6480
Fax: (913) 352-6373

Russell Beth, Chairperson
Tom Kemper, Vice-Chair

December 19, 2010

It is the desire of the Linn County Rural Fire District # 1 Board of Trustees (BOT) to work together with the Commissioners and American Medical Response (AMR) to provide the best fire and medical services possible to the residents of Linn County. We do however, have several concerns about the proposed addition of ambulances in our fire stations in Parker and Mound City.

The first concern is about the County and Fire Departments potential liability when our firefighters respond in an ambulance. This is of particular concern if the Fire Dept. is compensating the fire personnel when responding on the ambulance as that makes them our employees and not AMR's. Should we have a contractual agreement with AMR where AMR accepts all liability for the actions of those individuals and agrees to hold the County and Fire Dept. harmless in any legal action that might result?

Additionally, what liability exists if non-Fire/County personnel are injured while inside our station. Having these personnel in the station also presents potential security issues that should be considered. The BOT has concerns and reservations about non-Fire/County personnel being allowed access to our stations.

We are concerned about creating a situation where we generate poor public opinion towards the fire service when we respond in an ambulance to a scene and then do not transport the patient from the scene. We are concerned that our citizens will not understand or appreciate having an ambulance arrive at their situation and then they must wait 20 to 30 minutes for another ambulance to arrive before they are taken to a hospital. We are concerned that this will cause frustration, anger, resentment and poor public opinion that will be directed towards the Fire Department.

We still believe that AMR should bring a third ambulance (Johnson County) into the County when our two ALS units are on calls taking them out of the County at the same time. We do not want AMR to rely solely on the firefighter staffed BLS units. This would continue the current arrangement with AMR.

The BOT is concerned about our firefighters transporting persons as this will remove them from being able to respond to fire service calls for several hours. Our availability of personnel, especially in the daytime during the work week is very limited. The BOT is concerned that adding this responsibility will stretch the fire service to thin considering the response issues we are already facing.

Letter of Concern about AMR Proposal
Page 2 of 2

An additional similar concern with our limited response capabilities due to lack of personnel is the response priority when a fire/ambulance call occur simultaneously. Will the firefighters be allowed to respond and assist with the fire call or are they obligated to make the ambulance response their highest priority? If so, this will further hamper our fire response efforts.

If we are to provide this service and firefighters will be transporting patients while being compensated by the Fire Department, should the Fire Dept. be reimbursed for the expenses it incurs as AMR will be billing patients for the service. Otherwise, the Fire Dept. will be subsidizing AMR's operation more than it is right now.

We believe our fire service in Parker may be willing to assist with this project but some have indicated that the program must be made encouraging for them. Concern has been expressed about having to go to Topeka on several occasions to train for the opportunity to work. Some of the volunteers have expressed concern that the requirements for working on the ambulance are going to be more rigorous and stringent than it will be worth for them to make all the effort involved. If the fire service does not want to participate, it will be difficult for us to make this proposal work.

The BOT is concerned about adding these responsibilities on the fire service. New requirements are continually being imposed on the fire service with all the FEMA, NIMS, NFPA, and now firefighter certification requirements that are looming in our future. The BOT is concerned that all these requirements are overextending our volunteers to the point that we may start to lose them as it is. Adding this responsibility may accelerate their departure.

The BOT appreciates the opportunity to provide this list of concerns to the Linn County Commissioners. We ask the Commission to consider, evaluate, and research these concerns before taking any official action to place ambulances in the fire stations. The BOT feels that the liability issues are of paramount concern.

The BOT would also ask the Commission for the opportunity to conduct a joint meeting with representatives from AMR in order to provide the BOT with the opportunity to discuss logistical issues with the current proposal to provide ambulances in the fire stations that AMR has given to the Commission. This would provide the BOT an opportunity to better understand AMR's intent and expectations of the fire service. Additionally, it will give the BOT an opportunity to try and resolve some of the concerns expressed above.

Respectfully,
Board of Trustees

Ken Keller addressed the questions in the letter. AMR cannot accept liability if the responders are not employees of AMR. AMR will provide additional training which should reduce liability claims. AMR will carry insurance on the vehicles that would cover accidents. If the responders are AMR employees, AMR would accept all liability. Keller believes that most times his ALS ambulances will be there in time to transport, but if they are not available, the BLS ambulance staffed with volunteers could transport or rendezvous in route to the hospital with the ALS ambulance. Keller does not believe that the BLS units will have to transport very often, so it shouldn't be an issue for Firefighters being unable to respond to fires. Keller did state that if you are dispatched to a call, you would need to take care of that call before responding to another call. Once you turn over care to the ALS ambulance, you could be released to another call. AMR would still plan on calling in another ambulance from out of the County if both ALS units are out of the County. AMR did not build anything into their budget to reimburse the Fire Dept. for wages paid to Firefighters transporting patients. AMR will train the EMT's and First Responders for the new requirements at no cost to the Fire Dept. AMR would also use non-fire personnel in Mound City and Parker if they are available.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Tuesday, January 18, 2011. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

January 18, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

The Clerk swore in Herb Pemberton for his new term as 1st District Commissioner.

Vicki Leonard moved to approve the minutes of the last regular meeting and the January 13th special meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following add/abate/refund orders: 2010-63. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to accept the annual reports from Potosi Township, Valley Township, Cemetery District #1, and Cemetery District #5. Mike Page seconded the motion. The motion passed 3-0.

Terry Ayers informed the Commission of projects he is working on. The work in the basement of Bunker Hill is finished, the fire alarm at the Centerville Senior Center is fixed, the condensate line and the stove at the 4-H Building are fixed and the men's bathroom door is fixed, and the Courthouse boiler is fixed. Ayers asked about a timeline for refinishing the hall floor in the Courthouse. Ayers also stated that the washing machine in the Pleasanton Senior Center needs to be replaced. The Commission suggested getting prices for a new washer. Ayers and the Commission also discussed other projects that need to be done. Mike Page stated that the heat exchangers on the 4-H Building need to be replaced. They could cost \$10,000.00 to \$15,000.00 each.

Sheriff Walker reported on prisoner count for the week. The Command Trailer was picked up this weekend. Chris Martin is working on rewiring the trailer.

Joe Maloney reported on work completed by Aquaterra last year and proposals for work that needs to be completed this year.

At 9:59 AM the Chair asked for public comment. Jackie Taylor asked about the overfill in the landfill. The Commission stated that the overfill was in one area of Cell 2 in the landfill, not the whole cell.

Vicki Leonard moved to approve the following pays/special pays, totaling \$573,974.96: General, \$315,163.26; Employee Benefit, \$60,597.15; Appraiser, \$9,086.64; Rural Fire, \$23,944.63; Road and Bridge, \$71,717.48; Equipment Reserve, \$8,475.00; 911 Telephone Tax, \$481.39; County Health Dept., \$7,622.68; Crime Victim Assistance, \$977.22; Elderly, \$8,589.92; Econ. Dev. Grant, \$67,128.92; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page stated that we have some hail damage to the Health Dept. building in Pleasanton that we should talk to our insurance company about. Mike Page suggested scheduling roof inspections for the building. Herb Pemberton stated that the ambulance building in La Cygne has some guttering that is coming loose. Mike Page also stated that the thermostat at the Parker Senior Center is not working properly and there is some tile coming loose.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, January 24, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

January 24, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

Vicki Leonard stated that last week's minutes need to be corrected. The ambulance building with guttering problems is the building in La Cygne, not the new building in Pleasanton. Herb Pemberton moved to approve the minutes of the last regular meeting as corrected. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet asked for permission to send Dee Horttor to training in Liberty, MO. The class will cost \$250.00. Vicki Leonard moved to allow Horttor to attend the training. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet informed the Commission that the Fire Board elected the following officers last week: Russell Beth, Chair; Tom Kemper, Vice-Chair; and Rob Dent, Secretary. The Fire Board still has some concerns about the ambulances in the Fire Stations. Vicki Leonard wants Shawn Biggs to come in next week to discuss issues with the Commission. Doug Barlet also stated that the Fire Board suggested offering the old tanker from Pleasanton to Tanglewood Lakes. The Commission suggested checking with Tanglewood to see if they have personnel to use the truck. Barlet would like to use the old generator from the Sheriff's office if it can be rebuilt at a reasonable cost. Barlet then announced that we have been approved for the 2010 Assistance to Firefighters Grant in the amount of \$161,500.00 (95% grant, County cost \$8,075.00). The grant will be used to replace old SCBA's. Mike Page moved to allow Barlet to sign and accept the grant. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week.

At 9:36 AM Vicki Leonard 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 the Sheriff. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Sheriff, and County Counselor attended the executive session.

At 9:41 AM the executive session ended. No action was taken as a result of the executive session.

At 9:43 AM the Chair asked for public comment. None was given.

Harry Wisdom stated that John Black found another lift group for putting a V-blade on one of his maintainers for \$2,000.00. He can also get a plow for a dump truck for \$4,950.00. Mike Page moved to allow Wisdom to spend up to \$8,000.00 to set up the maintainer and truck with snow plows. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Wisdom also discussed allowing Mound City to buy a load of salt and store it in our building. The Commission agreed that the city could buy salt and store it in our building.

Herb Pemberton moved to approve the following add/abate/refund orders: 2010-64 thru 66. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to accept the annual reports from Stanton Township, and Cemetery District #4. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to sign a letter of support for a tax exemption for the Mound City Medical Facility, Inc. Herb Pemberton seconded the motion. The motion passed 3-0.

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

The Commission discussed Solid Waste fees with Joe Maloney and Mel Bolling. Vicki Leonard gave her opinions on how we could save money by closing the trash room floor or charging commercial haulers. The Commission is

concerned about the effect charging commercial haulers would have on the commercial haulers' businesses. The Commission agreed that we need to start charging commercial haulers and we should give several months notice before charging the haulers. Gary Thompson will start working on a proposed resolution for the Commission to review and the Commission will discuss fees again next week.

Mike Page commented on the property around the Critzer Lake. There are some issues with fencing and land locked property on the north side of the lake. The Commission also discussed the heat exchangers and the exhaust hood at the 4-H Building. Mike Page suggested requesting bids from area Heating & A/C companies to diagnose and repair the problems. The Commission also discussed other issues at the fairgrounds. Vicki Leonard stated that she has had some complaints about scrap metal falling off trucks on CR 1077.

The Clerk informed the Commission that budgets for all County taxing entities are now available on the County website: www.linncountyks.com

Fred Kautt asked if it would be possible to put the minutes and agenda of the Planning & Zoning Commission on the website.

Josh Haynes stated that Doug Barlet passed a fire truck on the way to a fire after it was stated on the radio that the building was a total loss. Doug Barlet stated that he following department protocols and contacted the truck on the radio before he passed it.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, January 31, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

January 31, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. David Lamb led the Pledge of Allegiance. Allen Reger opened the meeting with prayer.

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

At 9:05 AM the Chair asked for public comment. Jessee Spears asked about the status on the solid waste fees. Spears is concerned that the Commission could hurt local businesses by charging fees or closing the transfer station.

Doug Barlet reported on the weather for the week. Barlet recommends declaring a disaster in advance of the storm. Barlet also discussed requirements for the Emergency Management Performance Grant. He would like to send Dee Horttor to a class in Topeka on February 22-24 to meet the requirements. Vicki Leonard moved to send Horttor to the training in Topeka. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to adopt Resolution #2011-05 declaring a state of disaster due to the winter storm. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-05:



Dan Morris presented a permit to bury water line requested by Diversified Contracting located at 22776 Devlin Rd. Herb Pemberton moved to approve the burial permit as requested. Vicki Leonard seconded the motion. The motion passed 2-0. Mike Page abstained.

At 9:38 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and John Maloney attended the executive session.

At 9:43 AM the executive session ended.

At 9:45 AM Vicki Leonard moved to extend the executive session for 10 minutes. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission and Clerk attended this portion of the executive session.

At 9:55 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. Geiss also reported that they have 4 new board members. Geiss asked if a decision had been made on the tilt skillet. The Commission stated that there are some issues with electrical service that need to be resolved.

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

The Clerk informed the Commission that he has 2 bids for repairs to the heating system at the 4-H Building. Bids received were:

	Repair	Replace
Sandness Heating Cooling & Electric	\$3,228.00	\$20,290.00
Chester & Sons	\$5,600.00	\$14,000.00

Herb Pemberton moved to accept the bid from Sandness Heating Cooling & Electric in the amount of \$3,228.00 to repair the heat exchangers at the 4-H Building. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:58 Herb Pemberton moved to take a 10 minute break. Mike Page seconded the motion. The motion passed 3-0.

Dennis Arnold discussed taking bids for the boiler replacement in the Courthouse with the Commission, he will try to get bids to start the work in April. Arnold also stated that Frankenstein Trikes has been selected for a pilot program called "Economic Gardening". They will receive State grant money to help their business. Arnold then informed the Commission that he received the "Jim Dahmen Award" for Professional Excellence from Southeast Kansas, Inc.

Herb Pemberton moved to adopt Resolution #2011-04, approving the lease-purchase of the new ambulance barn in Pleasanton. Vicki Leonard seconded the motion. The motion passed 2-1. Mike Page voted no. Following is a copy of Resolution #2011-04:

Resolution # 2011-04

MUNICIPAL LEASE RESOLUTION

A RESOLUTION OF THE COUNTY COMMISSION OF THE STATE OF KANSAS AUTHORIZING THE EXECUTION AND DELIVERY OF A MUNICIPAL LEASE AGREEMENT (LABETE BANK LEASE) AND OTHER DOCUMENTS AND AGREEMENTS IN CONNECTION THEREWITH.

WHEREAS, the COUNTY COMMISSION (hereinafter referred to as the "Issuer") is the governing body of and possesses the general legislative power of LINN, and

WHEREAS, the Issuer is authorized to approve Municipal Lease-Purchase Agreements under KANSAS Code; and

WHEREAS, the Issuer has heretofore determined that financing for the acquisition and leasing of certain equipment pursuant to the Municipal Lease Agreement (as defined herein) is for the benefit of the inhabitants of LINN, and the promotion of their welfare and prosperity; and

WHEREAS, the Lessor (as defined herein) desires to acquire the following described property pursuant to the Municipal Lease Agreement:

6000 SQUARE FT BUILDING LOCATED AT 209 E. 9TH, PLEASANTON
LT. 12, BLK. 133, CITY OF PLEASANTON, LINN COUNTY KS
(hereinafter the "Equipment"), and

WHEREAS, the following documents or instruments have been presented to the Issuer at its meeting:

(a) Municipal Lease Agreement;
(b) Schedule to Municipal Lease Agreement;
(c) Essential Use Letter; optional
(d) Certificate of Appropriation; optional
(e) Incumbency Certificate; optional
(f) Certificate with Respect to Arbitrage; optional
(g) Bill of Sale (Exhibit A to Municipal Lease).

NOW, THEREFORE, BE IT RESOLVED by the Issuer as follows:

Section 1. The firm, terms, and provisions of the Municipal Lease Agreement by and between LINN as Lessee and Labete Bank, as Lessor dated 01/31/2011 with a term of 60 months and payments in the amount of \$ 28,817.94 (such agreement is referred to herein as the "Municipal Lease Agreement"), are hereby approved, and all the terms, provisions and conditions of the Municipal Lease Agreement are incorporated herein by reference as if set out in this Resolution, and such Municipal Lease Agreement shall constitute a valid and binding obligation of the Issuer.

Section 2. The firm, terms, and provisions of the Schedule to the Municipal Lease, (the Essential Use Letter), (the Certificate of Appropriation), (the Incumbency Certificate), (the Certificate with Respect to Arbitrage), and the Bill of Sale (such documents shall be referred to hereinafter as "Peripheral Lease Documents"), are hereby approved, and all the terms, provisions, and conditions of the Peripheral Lease Documents are incorporated herein by reference as if set out in this Resolution.

Section 3. LINN is hereby authorized to execute the Municipal Lease Agreement and any of the Peripheral Lease Documents requiring execution and each person is hereby authorized to take any and all such action and execute such other documents as may be required to carry out and/or give effect to the transaction contemplated by the Municipal Lease Agreement.

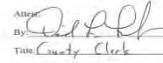
[Optional] Section 4. The Municipal Lease Agreement is hereby designated a "Qualified Tax-Exempt Obligation". By each term Issuer intends that the Equipment purchased pursuant to the Municipal Lease Agreement shall be used solely by a governmental entity, and Issuer (and its subordinate entities) shall not incur obligations in excess of \$10,000,000 in this calendar year.

Section 5. This Resolution is made pursuant to the provisions of KANSAS Code.

Section 6. This Resolution shall take effect immediately upon its adoption.

Adopted this the 31st day of December, 2011.

By: 
Title: Clerk

Attest:
By: 
Title: County Clerk



Herb Pemberton moved to authorize Vicki Leonard and David Lamb to sign all necessary documents for purchasing the new ambulance barn in Pleasanton. Vicki Leonard seconded the motion. The motion passed 2-1. Mike Page voted no.

Herb Pemberton moved to adopt Resolution #2011-03, declaring several vehicles to be surplus property. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-03:

RESOLUTION #11-003

DECLARATION OF SURPLUS PROPERTY:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LINN COUNTY KANSAS

BE IT RESOLVED: that whereas the following property from Linn County be declared as surplus property:

- 1975 Ford 8000, VIN# D80DVX46392 (Fire)
- 1985 Ford F250, VIN# 1FTHF2618PPB90213 (Fire)
- 1986 Ford F250, VIN# 1FTHF261GKKA24735 (Fire)
- 1986 Ford F250, VIN# 1FTHF261GKKA24737 (Fire)
- 1988 Ford F250, VIN# 1FTHF26G7JK32118 (Fire)
- 1991 Ford Taurus, VIN# 1FACPS24NG229199 (Elderly)
- 2003 Ford E250, VIN# 1FDSS341X3HA72284 (Elderly)
- 2004 Ford E250, VIN# 1FDWE33L3HA7854 (Transportation)
- 1991 Ford F150, VIN# 1FTEJ2318MPTA3541 (Road District 2)
- 1984 Chevy S10, VIN# 1GCCS1489E2158468 (Solid Waste)
- 1995 Ford F150, VIN# 1FTDD7J51S1J05028 (Nonium Weed)
- Olathe Brush Chipper, #84 (Road District 2)
- Suzuki Four Wheeler Moto 250 (Nonium Weed)

APPROVED AND ADOPTED THIS 31st DAY OF JANUARY, 2011.

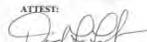
BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS


Vicki Leonard, Chairman


Herb Pemberton, Vice-Chairman


Mike Page, Member

ATTEST:


David L. Lamb, County Clerk

Vicki Leonard moved to authorize David Lamb to sign any necessary documents to list the property on Purple Wave. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$567,855.05: General, \$240,900.19; Employee Benefit, \$220,486.54; Appraiser, \$9,052.20; Rural Fire, \$10,664.27; Road and Bridge, \$71,437.29; 911 Telephone Tax, \$2,736.76; DARE, \$39.99; County Health Dept., \$7,466.48; Crime Victim Assistance, \$977.22; Elderly, \$3,903.44; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page discussed information he received from the State Bureau of Waste Management concerning C&D landfills and guidelines that need to be followed.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, February 7, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

February 7, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and John Copple, Deputy County Clerk. John Copple led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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: 2010-67 through 2010-69. Vicki Leonard seconded the motion. The motion passed 3-0.

Emergency Management Coordinator/Fire Chief Doug Barlet reported that he was unsuccessful in requesting that the US Postal Service not operate during the storm last week. Vicki Leonard said the issue is that if one of their employees gets stuck that it uses county resources to rescue the employee. Barlet said the issue had been escalated to FEMA and to the Governor's Office, but there had been no resolution. Herb Pemberton said that controlling the US Postal Service is outside the county's area of authority.

Doug Barlet reported on weather forecasts for the week, including predictions of four to five inches of additional snow and extremely cold temperatures.

Barlet said he had talked with Bruce Holt, Linn County Park, about a surplus fire department truck that the park might be able to use. Barlet said the fire board would prefer to sell the truck to regain equity that could be used in purchasing another fire truck. Herb Pemberton said the truck currently in use at the park is in very bad condition and probably has no resale value. Barlet said the fire board understands that the commission needs to do what is best for the county as a whole. The commission agreed by consensus that transferring the truck to the park would be the best use. Barlet said the truck should be available in the next few weeks.

Russell Beth, Fire Board Chair, reported on a used pumper truck for purchase to replace a truck at Parker. The truck had been listed in an online auction, but was not sold. Beth requested permission to pursue negotiations toward the purchase of the truck, up to \$70,000. Barlet said the department has sufficient budget to cover the purchase. Vicki Leonard moved to allow the fire department to look into the purchase of the pumper truck, with a cap of \$70,000. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Barry Walker reported on prisoner count for the past week. Walker reported on a speed-check run this morning in the 45 miles-per-hour zone over the dam at La Cygne, with several citations issued for excessive speed. Walker said that Advance Medical would like to visit with the commission, with the goal of reducing medical costs for prisoners.

Carmen Self, County Treasurer, reported on interest earnings for the past year. She reported \$13,371,256.13 invested, with interest earnings of \$89,751.03, a decrease from 2009. Self also reported on delinquent taxes from 2010. As of December 31, 2010, there was approximately \$728,000 in unpaid real estate taxes, and approximately \$62,000 in unpaid personal property taxes.

Harry Wisdom reported on snow clearing efforts by the road crews. The commissioners said they had received several compliments on the work by all road districts.

John Maloney presented the annual Noxious Weed Eradication Progress Report for 2010, listing acres infested and treated, and the related costs for treatment and eradication. Vicki Leonard moved to approve the report. Herb Pemberton seconded the motion. The motion passed 3-0.

John Maloney presented the annual Noxious Weed Management Plan for 2012, to be submitted to the state, indicating the processes and chemicals to be used for noxious weed control and eradication. Vicki Leonard moved to approve the plan. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney, Solid Waste Coordinator, inquired about a decision on Aqua Terra's proposal regarding engineering services for cell two at the construction debris landfill. Mike Page said that he felt the commission needed a response from Counselor Gary Thompson before approving the proposal. Page said he felt there might be some duplication of efforts in the overlap between Taylor Design Group and Aqua Terra. Aqua Terra took the project over from Taylor Design Group. Vicki Leonard asked Joe Maloney if he saw any areas of duplicated services in the contract. Maloney said he did not. Vicki Leonard moved to approve the contract with Aqua Terra in the amount of \$16,152. Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no.

At 10:02 a.m. Vicki Leonard moved to recess into executive session for 25 minutes to discuss personnel issues related to non-elected employees, followed by a break of five minutes. The commission and Sheriff Barry Walker attended the session. Walker left the session at 10:20 a.m. Mel Bolling entered the session at 10:20 a.m. At 10:27 A.M. Herb Pemberton moved to extend the executive session by 15 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The executive session ended at 10:42 a.m.

At 10:47 a.m. the regular session resumed.

Bruce Holt, Park Manager, reported that the old dump truck he has been using for snow removal in the park is no longer serviceable and is beyond repair. Holt is interested in the 4-wheel drive dually flatbed 1987 truck that is being retired from the fire department. The commission advised that they are in agreement with the transfer of the truck, having discussed it earlier today with Fire Chief Doug Barlet. Holt has bids from four companies for a snow plow to be mounted on the truck. The bids are for eight and one-half foot heavy duty plows. Blue Valley Tractor and Supply bid \$5,299 installed. Golden Valley Tractor bid \$5,359 installed. Smitty's Lawn and Garden bid \$4,999 installed. Central States Thermo King bid \$4,302.50 installed. Holt said the truck and plow could be used to help clear snow for emergency vehicle responses as well. Holt said he has sufficient budgeted funds to cover the purchase. He also said he is interested in looking for a salt spreader to add to the truck to help in treating the steeper hills in the park. Vicki Leonard moved to accept the bid from Central States Thermo King in the amount of \$4302.50. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson showed the commission pictures of the storage areas in the cargo body on the traffic-control truck. The truck has been used for storing and moving equipment such as traffic cones. Herb Pemberton has expressed interest in moving the truck to Road District #1. Herb said that the hydraulic crane apparatus on the truck might be useful in lifting heavy equipment so road employees don't have to

manhandle things like road grader tires that have to be replaced out in the field. Robinson said the truck has not been in active use for the past two years. It was intended to be used to deploy traffic control equipment in storms, accidents, fires, etc. The commission agreed by consensus to allow Road District #1 to use the truck, with the road district and Larry Robinson working together on what equipment would be needed by the Road District.

Steve Thompson, County Appraiser, addressed the commission about the change from the current CAMA appraisal system to the ORION system. The new system requires more data collection than does the current system. To do the job requires being aware of all new construction. Thompson said he would need either additional staff or an improved building-permit system. Thompson said with his current staff he is concerned about being able to complete the job. Thompson said the building permit process would be a big help to his office. Thompson said the new system is basically an unfunded mandate from the state, and the work has to be done. Vicki Leonard said there was no budget consideration for additional employees and the related costs of benefits. Larry Robinson said the county currently issues building permits. Permits for ag-use buildings on ag-designated land do not have a fee. However, Robinson said he has no way to effectively enforce the permit requirement, although there is provision in the regulations for penalties. Robinson said the county counselor could get overloaded with permit cases if there was enforcement. Robinson said the permit process would require a qualified building inspector and updated codes. Vicki Leonard said she is definitely not in favor of placing any more burden or expense on the taxpayers. She requested the minimal requirements from the state for the new system, and information on the unfunded mandate that Thompson mentioned. Thompson said he would provide contact information for the state Property Valuation Division.

Mike Page moved to accept the annual report from Liberty Township. 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, February 14, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

February 14, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk; and Gary Thompson, County Counselor. Gary Thompson led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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: 2010-70 and 2010-71. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for January 2011 in the amount of \$13,630.53. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reschedule the next regular meeting to Tuesday, February 22nd, due to the President's Day Holiday. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$214,574.20: General, \$79,818.21; Employee Benefit, \$81,277.36; Appraiser, \$8,161.36; Rural Fire, \$1,677.12; Road and Bridge, \$34,452.70; County Health Dept., \$6,192.56; Crime Victim Assistance, \$977.22; Elderly, \$1,827.00; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$168,759.33: General, \$76,357.82; Appraiser, \$259.67; Rural Fire, \$51,281.26; Road and Bridge, \$34,012.69; 911 Telephone Tax, \$481.39; DARE, \$237.67; County Health Dept., \$2,543.52; and Elderly, \$3,585.31. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week and reported on issues with one of the prisoners.

Dennis Arnold reported on recent and upcoming events and projects. Arnold also reported that the CDBG program is in jeopardy.

Dan Morris asked if the Commission wanted to do any more road striping this year. Morris also reported that he is still having problems with a 2008 International truck.

Terry Ayers reported that the Parker Senior Center furnace is not working properly. Ayers has bids from Cass Douglass and from Chester & Sons. The Commission asked Ayers to get another bid from Sandness Heating & Cooling.

John Black reported that he has a road grader that needs transmission repairs. It is on its way to Chanute for repairs.

Joe Maloney presented bids for additional surveying work on the landfill. Bids received were: Shafer, Kline, & Warren, \$2,430.00; and Allenbrand-Drews & Associates, \$2,500.00. Mike Page moved to enter into a contract with Shafer, Kline, & Warren in the amount of \$2,430.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Maloney also reported that a cylinder on the compactor came apart.

Jim Thompson, Advanced Correctional Healthcare, addressed the Commission concerning healthcare management for prisoners.

At 10:51 AM Herb Pemberton moved to take a 10 minute break. Mike Page seconded the motion. The motion passed 3-0.

Goldberg, Sullivan, and McCreery presented information about proposals for a new jail. Goldberg, Sullivan, and McCreery would do a feasibility study for \$4,500.00.

At 12:03 PM the Chair asked for public comment. Roberta Childers asked about discussing employee benefits. Melody Leavitt asked about forming a committee to study environmental concerns with the landfill.

Mike Page moved to allow the Clerk and Terry Ayers to spend up to \$2,700.00 to replace the furnace in the Parker Senior Center. Herb Pemberton seconded the motion. The motion passed 3-0.

Russell Beth asked if the County could provide a container for a City Cleanup Day in Blue Mound. The Commission stated that we could provide containers.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Tuesday, February 22, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

February 22, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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: 2010-72 thru 2010-74, 2010-76, and 2010-78. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker discussed prisoner housing costs and prisoner healthcare costs. Sheriff Walker estimates that we would save \$25,353.88 if we contract with Advanced Correctional Healthcare. (This does not include the \$29,519.41 or \$35,380.81 that Advanced Correctional Healthcare would charge us for their services.) They would also accept much of the liability that we now have concerning prisoner healthcare.

Larry Robinson presented CUP #1110343 requested by the Fair Board for an RV Park. (The sewer lagoon for the RV Park also needs to be approved.) The Planning Commission approved the CUP by a 5-0 vote with the following findings: 1) The proposed use is an expansion of the limited use the property has operated under for years. It fits with the character of the neighborhood for seasonal events on the property, 2) Nearby properties have varied zoning and uses but property owners have dealt with the crowds, sounds, traffic, etc. for years, 3) The property is suitable for the proposed use if the owners can/will meet KDHE requirements for health & sanitation regulations, 4) There are no changes sought which will detrimentally affect nearby property, 5) The property has been used as a limited recreational vehicle park or camp in conjunction with events on the property for decades, 6) The public gain would be from revenue to the community, 7) Staff recommends approval of the application for a limited amount of time, and 8) The request fits the comprehensive plan of Linn County; and the following conditions: 1) Two year time limit, 2) KDHE sanitation permit or Linn County sanitation permit, whichever is applicable be on file, 3) The conceptual plan be on file, 4) Lots be limited to 10, and 5) The area be kept trimmed and graveled. After discussing the conditions with Larry Robinson and some members of the Planning Commission, the Commission stated that they would like to discuss issues with the Fair Board before approving the CUP.

Doug Barlet reported on the weather for the week. Barlet also presented 3 applications for Firefighters: Taylor Kellerman-Station 930, Jeffrey Wisdom-Station 920, and Thomas Emerson-Station 920. Vicki Leonard moved to approve hiring Kellerman, Wisdom, and Emerson as Firefighters pending completion of probation and physicals. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet also discussed a grant from the Kansas Forest Service in the amount of \$9,966.00 (50% grant). The Commission agreed to proceed with the grant application. Barlet then discussed a proposed purchase of a fire truck for Parker Station 940. Barlet would like to send 4 people to New York to inspect a truck. Herb Pemberton moved to allow Barlet and 3 other Firefighters to travel to New York to inspect the truck at a cost of up to \$2,500.00. Mike Page seconded the motion. The motion passed 3-0.

Elizabeth Maxwell presented the ECKAAA Annual Report.

At 10:35 AM the Chair asked for public comment. Steve Riley commented on the proposed RV Park at the fairgrounds and snow removal on County roads.

John Black reported that the maintainer that was taken to Chanute worked fine when it arrived so they couldn't find any problems.

At 10:50 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Pam Cannon presented information on GIS mapping technology. Cannon has a new mapping program that will be

very useful for County departments. Delaine Collins also discussed how this information affects the Sheriff's office. Collins would like to have a committee formed to discuss any changes to the mapping boundaries.

Don George, KDWP informed the Commission that he is planning on having a media day at Critzer Lake in April. He would also like to have a ceremony for the opening day at the lake.

At 11:55 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 and then 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, Clerk, and Pam Cannon attended the executive session.

At 12:05 PM Pam Cannon left the executive session and Sheriff Walker entered. County Counselor Gary Thompson was contacted by phone to give legal advice during this portion of the executive session.

At 12:15 PM the executive session ended. No action was taken as a result of the executive session.

At 12:20 PM 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 2-0. The Commission and Clerk attended the executive session.

At 12:30 PM Mel Bolling entered the executive session.

At 12:35 PM the executive session ended.

At 12:45 PM Vicki Leonard moved to extend the executive session for 15 minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The same people attended this portion of the executive session.

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

Mike Page moved to adopt Resolution #2011-07, declaring two vehicles as surplus property. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-07:



The Clerk read a notice from WCA stating that our waste disposal fees will increase by 3% to \$22.09 per ton on April 1st.

The Clerk informed the Commission that the next SEK County Officials Meeting is Friday, March 25th, in Wilson County.

The Clerk also informed the Commission that County Government Day is March 7th.

The Clerk and Terry Ayers reviewed bids for Parker Senior Center furnace and picked Chester & Sons to do the work for \$2,000.00. (The Commission agreed last week to allow the Clerk and Ayers to review bids and spend up

to \$2,700.00 for the furnace. Bids received were: Chester & Sons, \$2,000.00; Sandness Electrical, Heating & Cooling, \$3,241.70; and Cass Douglass, \$2,572.00.)

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, February 28, 2011. Mike Page seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

February 28, 2011

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, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. David Lamb led the Pledge of Allegiance. Jeff Fulk opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-79 thru 2010-81. Herb Pemberton seconded the motion. The motion passed 2-0.

The Commission reviewed the YTD Park Report for January 2011.

The Clerk informed the Commission that County Government Day is actually March 28th instead of March 7th as it was originally scheduled.

The Clerk stated that the Lake Region RC&D is concerned that Linn County is not being represented on their Board. John Maloney was appointed by the Commission last year, but he has had conflicts and has not been able to attend many of the meetings. Maloney is willing to continue on the Board if the Commission wants him to, but if the Commission could find someone else, that would be fine with him. The RC&D also needs a board member from the Linn County Conservation District.

Doug Barlet reported on yesterday's storms. We had no significant damage in Linn County. There may be some flooding of the Marais des Cygne later this week. There will be a storm spotter class next Monday night at Prairie View at 7:00 PM. Barlet also reported that due to rising airfare costs, he has only reserved tickets for 3 people to look at the truck in New York.

Sheriff Walker reported on prisoner housing for the week. Sheriff Walker also reported that he has 108 guns in his property room that he would like to dispose of, but he will need to talk to the County Counselor first. Sheriff Walker stated that he has a special meeting with several other organizations this morning at 10:30 that one of the Commissioners will attend. Sheriff Walker then reported on arrests so far this year.

Larry Robinson and the Commission discussed the proposed CUP for the RV Park at the fairgrounds. Wade Teagarden answered questions for the Fair Board. Teagarden will discuss issues with the County Counselor.

At 9:40 AM the Vice Chair asked for public comment. Jean Vaughn asked about the differences for RV's using the fairgrounds and using the County Park.

Mike Page moved to approve the following pays/special pays, totaling \$355,898.29: General, \$201,628.38; Employee Benefit, \$66,674.32; Appraiser, \$8,516.84; Rural Fire, \$11,634.92; Road and Bridge, \$55,184.23; County Health Dept., \$5,437.57; Crime Victim Assistance, \$1,057.22; Elderly, \$5,574.14; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 2-0.

Doug Barlet discussed proposed legislation at the State and Federal levels that could affect the Fire Service.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, March 7, 2011. Herb Pemberton seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

March 7, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. David Lamb led the Pledge of Allegiance. Scott Mayse opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-82. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the AMR Tenant Lease for the ambulance building in Pleasanton. Herb Pemberton seconded the motion. The motion passed 2-1. Mike Page voted no.

Doug Barlet updated the Commission on the weather for the week.

At 9:08 AM Vicki Leonard moved to recess from the Board of Commission meeting until 9:20 AM to discuss trade secrets. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Doug Barlet, Don Proffitt, and Rob Dent attended the executive session.

At 9:20 AM the executive session ended. No action was taken as a result of the executive session.

At 9:23 AM the Chair asked for public comment. None was given.

The Commission reviewed proposed rules for the RV Park at the Fairgrounds. The Commission discussed issues with the Fair Board, Larry Robinson, and members of the audience. Larry Robinson suggested adding a requirement to the CUP that the RV Park conform to all State and Federal regulations. Vicki Leonard wants to adopt County rules for an RV Park before approving the RV Park. The Commission agreed to discuss the issue with the County Counselor before approving the CUP. Following is a copy of the rules proposed by the Fair Board:

Camping Information
Linn County Fair Association
Mound City, Kansas

In order to promote a positive camping experience for all and in recognition of the respect due to the property owner and it's neighbors, all campers agree to adhere to the following camp guidelines:

1. Recreational vehicle parking is limited to parking area "A", Lots 1-9. No recreational vehicles will be parked in other areas without the express written permission of the camp supervisor.
2. All campers are limited to a stay of not more than 45 days. Extended stays of more than 45 days must be approved in writing by the camp supervisor. No permanent or semi-permanent structures, such as porches or pet cages, will be installed.
3. Tents are not an acceptable camping unit.
4. No camper or camping equipment will be left unattended for a period exceeding 24 hours.
5. Vehicle driving and parking are limited to gravel and hardtop roads and parking areas. There will be no parking in vacant campsites.
6. Driving speeds on roads will be limited to not more than 15 miles per hour.
7. ATV use is allowed on gravel and hardtop roads. Operators of ATVs will observe the 15 MPH speed limit.
8. Campers will dispose of garbage and refuse in receptacles provided within the camping area.
9. Fires are allowed in cooking grills and the provided fire rings.
10. Pets will be kenneled or remain in vehicles unless leashed and accompanied by a caretaker.
11. Campers will not advertise or solicit sales on Fair Association grounds.
12. Campers will not discharge firearms on Fair Association grounds.
13. Quiet hours are from 11:00 PM to 6:00 AM.
14. Disorderly conduct is prohibited.
15. Vandalism of Fair Association buildings, fixtures, or grounds is prohibited.
16. Conduct resulting in nuisances or unreasonable disturbances to fellow campers or neighboring land owners is prohibited.

Failure to comply with these guidelines, or engaging in illegal activities on Linn County Fair Association property, shall be grounds for eviction from the property at the discretion of the camp supervisor or his designee. Conduct resulting in eviction may further be grounds for prohibiting future entrance to the Linn County Fair Association property.

Donna Thomas presented a grant application for Commission signature. Thomas also stated that 40 years ago this week she opened the Linn County Health Dept. Mike Page moved to allow the Commission Chair to sign the grant application. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:21 AM the Commission opened bids for Noxious Weed Chemicals. The only bid received was from Van Diest Supply Company in the following amounts:

Milestone	12 gallons	\$282.97 per gallon	\$3,395.64 Total
Plateau	14 gallons	\$135.97 per gallon	\$1,903.58 Total
Escort XP	64 ounces	\$ 5.97 per ounce	\$ 382.08 Total
Premier 90%	20 gallons	\$ 17.70 per gallon	\$ 354.00 Total
Grand Total			\$6,035.30

Herb Pemberton moved to accept the bid from Van Diest Supply Company. Vicki Leonard seconded the motion. The motion passed 3-0.

Harry Wisdom presented a bid to repair a bridge that was damaged by a vehicle. Wisdom would also like to hire Kevin Amer as a temporary employee for mowing and brush removal again this year. Mike Page moved to hire Kevin Amer as a seasonal, temporary employee at a rate of \$8.75 per hour. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:33 AM Vicki Leonard moved to take a 5 minute break and recess into executive session to discuss personnel issues related to non-elected personnel until 10:50 AM. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Donna Thomas attended the executive session.

At 10:50 AM the executive session ended. As a result of the executive session, Donna Thomas asked to make Michelle West the WIC Administrator and the Assistant County Health Administrator, and increase her pay to \$20.00 per hour. Vicki Leonard moved to approve the change as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also reported that he received a call from KDOC about housing State prisoners. KDOC may be interested in contracting for some beds if we build a new jail. Sheriff Walker and the Commission also discussed Advanced Correctional Healthcare's proposal. The Commission would like to have the Counselor review a proposed contract with Advanced Correctional Healthcare before making a decision.

Patrick Martin, manager of the Marais des Cygnes National Wildlife Refuge, introduced himself to the Commission.

The Clerk read an email from the Counselor concerning Solid Waste fees and regulations. The Counselor stated that he needed the following questions answered before he could draft a resolution for Solid Waste fees: 1) Who are we charging to dump solid waste at the transfer station; and 2) What rate are we charging? The Commission discussed the questions and determined that we would need to charge \$31.00 per ton for solid waste and that we would only accept solid waste from Linn County haulers dumping Linn County solid waste. Mel Bolling also asked if we need to continue with licensing of small haulers that run pickup routes in cities around the County.

At 12:05 PM Vicki Leonard moved to recess from the Board of Commission meeting to discuss personnel issues related to non-elected personnel until 12:25 PM. Mike Page seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:25 PM the executive session ended. No action was taken as a result of the executive session.

Larry Robinson reported that KDOT filed some Quit Claim Deeds last November transferring some of the old roads to the County and to the City of Pleasanton. There appears to be a conflict, that the same property was deeded to the City and the County.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, March 14, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

March 14, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

The Commission reviewed the YTD Park Report for February 2011.

Mike Page moved to approve the following pays/special pays, totaling \$220,782.87: General, \$157,651.88; Appraiser, \$1,134.99; Rural Fire, \$5,627.89; Road and Bridge, \$25,472.29; 911 Telephone Tax, \$23,620.22; County Health Dept., \$3,068.57; Crime Victim Assistance, \$179.02; and Elderly, \$4,028.01. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$206,408.98: General, \$83,010.03; Employee Benefit, \$70,593.72; Appraiser, \$8,190.66; Rural Fire, \$1,677.12; Road and Bridge, \$33,380.40; County Health Dept., \$6,575.84; Crime Victim Assistance, \$977.22; Elderly, \$1,813.32; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also presented a list of cases worked so far this year. After reviewing costs, the Sheriff stated that he isn't sure we can afford to build a new jail or contract with Advanced Correctional Healthcare.

At 9:23 AM the Chair asked for public comment. None was given.

Vicki Leonard moved to approve an invoice from Infinitec in the amount of \$1,700.00 for transferring RVI images to the new Orion system. Herb Pemberton seconded the motion. The motion passed 3-0.

Gary Thompson presented a proposed resolution for Solid Waste and C&D Fees. The Commission and Counselor discussed some clarifications/changes to the proposed resolution. The Counselor will make changes and present the updated resolution next week.

Doug Barlet stated that he has negotiated to buy a fire truck for \$85,000.00, the original asking price was \$99,000.00. Mike Page moved to approve purchasing the pumper truck for \$85,000.00 (3 year lease/purchase) from Brindlee Mountain Fire Apparatus. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:52 AM Vicki Leonard moved to take a 4 minute break, followed by an executive session to discuss personnel issues related to non-elected personnel until 10:05 AM, and then an executive session to discuss legal issues (attorney/client privilege) until 10:20 AM. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Pam Cannon attended the personnel executive session.

At 10:02 AM Pam Cannon left the executive session and John Black entered the executive session.

At 10:10 AM John Black left the executive session.

At 10:20 AM the executive session ended. As a result of the personnel executive session, Pam Cannon asked to hire Carol Klopfenstein as a GIS Cartographer/Technician effective today, pending the results of a physical & drug test, at \$13.11 per hour (Range 5, Step H). Vicki Leonard moved to approve hiring Klopfenstein as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed a meeting next week concerning HSA Healthcare Plans.

Mike Page discussed nuclear power plants and emergency operations.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, March 21, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

March 21, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Bill Hawk opened the meeting with prayer.

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

Mike Page moved to approve the Sheriff's Monthly Fee Report for February 2011 in the amount of \$5,666.23. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk stated that he received a request from Linn Valley to use 2 roll off containers for a city-wide cleanup from March 30th to April 11th. The Commission agreed to provide the containers.

The Clerk also received a request from Tri-Ko, Inc. to appoint John Morse to replace Charlene Sims on the Tri-Ko, Inc. Board of Directors. Vicki Leonard moved to appoint John Morse as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk then asked the Commission about the lease on the farm ground near the landfill. The current lease expires on April 1, 2011. The current lessee, Chad Gorman is interested in leasing the ground again.

At 9:11 AM the Chair asked for public comment. Ted Carper discussed charging for solid waste and the need for more recycling.

Doug Barlet reported on the weather for the week. Barlet presented information on a Fire Investigation class he would like to attend. The class is 80 hours long and costs \$200.00. Vicki Leonard moved to allow Barlet to attend the class from May 9th to May 20th. Mike Page seconded the motion. The motion passed 3-0.

Barlet also presented a purchase agreement for purchasing a 1997 Pierce pumper from Brindlee Mountain Fire Apparatus for \$85,000.00. Vicki Leonard moved to sign the purchase agreement as presented. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve the purchase of a Midland Machinery SM shoulder maintainer in the amount of \$3,960.00, paid out of Special Machinery. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that John Maloney would like to have someone replace him on the RC&D Board. Vicki Leonard will check on the requirements of a board member.

The Commission discussed the farm ground lease with the Counselor. The Commission decided to have the Clerk put an ad in this week's newspaper and open bids next Monday.

Joe Maloney discussed the proposed Solid Waste Fees resolution with the Commission. After discussion, Vicki Leonard moved to adopt Resolution #2011-08 setting Solid Waste and C&D fees. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-08:

RESOLUTION NO. 2011-08

A RESOLUTION ESTABLISHING LICENSING AND FEES FOR COMMERCIAL TRASH HAULERS IN LINN COUNTY, KANSAS, AND REPEALING PREVIOUS RESOLUTIONS RELATING TO THE SAME

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

- I. Definitions:
- a. **Commercial Trash Hauler**- Any individual or entity which is compensated for hauling trash or CD waste and deposits said trash or CD waste at the Linn County Transfer Station, including individuals and entities which haul CD waste as a part of other businesses, such as construction or demolition businesses.
 - b. **Legal Resident of Linn County**- An individual who meets all of the following conditions: (1) the individual has a physical residence established in Linn County; (2) the individual has utility service in his/her name in Linn County; (c) the vehicles the individual uses to operate in Linn County are tagged and licensed in Linn County.
 - c. **Primary Place of Business**- An entity shall be presumed to have its primary place of business located in Linn County if all of the following conditions are met: (a) the entity has a mailing address in Linn County; (b) the entity pays property tax in Linn County; and (c) the vehicles the entity uses to operate in Linn County are tagged and licensed in Linn County.
 - d. **Clean Rubble**- Inert uncontaminated construction and demolition waste which includes concrete and concrete byproducts, reinforcing steel, asphalt pavement, brick, soil or rock.
 - e. **Construction and Demolition (CD) Waste**- Solid waste resulting from the construction, remodeling, repair and demolition of structures, roads, sidewalks and utilities; untreated wood and untreated sawdust from any source; treated wood from construction or demolition projects; small amounts of municipal solid waste generated by consumption of food and drinks at construction or demolition sites, including but not limited to cups, bags and bottles; furniture and appliances from which ozone depleting chlorofluorocarbons have been removed to accordance with the provisions of the federal clean air act; solid waste consisting of motor vehicle window glass; and solid waste consisting of vegetation from
- land clearing and grubbing, utility maintenance, and seasonal or storm-related cleanup. Such wastes include, but are not limited to bricks, concrete and other masonry materials, roofing materials, soil, rock, wood, wood products, wall or floor coverings, plaster, drywall, plumbing fixtures, electrical wiring, electrical components containing no hazardous materials, nonasbestos insulation and construction related packaging. "Construction and Demolition Waste" shall NOT include waste material containing friable asbestos, garbage, furniture and appliances from which ozone depleting chlorofluorocarbons have not been removed in accordance with the provisions of the federal clean air act, electrical equipment containing hazardous materials, tires, drums and containers even though such wastes resulted from construction and demolition activities. Clean rubble that is mixed with other construction and demolition waste during demolition or transportation shall be considered construction and demolition waste.
- 2. No Commercial Trash Hauler shall deposit solid waste or CD waste at the Linn County Transfer Station or Linn County CD Landfill unless that hauler is currently licensed as a commercial trash hauler within Linn County. Procedures for said licensing shall be established by Solid Waste staff and shall be made available to all interested parties. Licenses shall be issued to applicants upon their complying with requirements found herein and with procedures established by the Solid Waste staff and licenses shall expire on January 30 of each calendar year. A yearly license processing fee of Ten Dollars (\$10.00) shall be assessed all applicants for such license. Any Commercial Trash Hauler licensed with Linn County as of the date of implementation of this Resolution, will be subject to the terms of Section Two of this resolution in all future years and will be subject to all other requirements of this resolution.
 - 3. No Commercial Trash Hauler shall deposit solid waste at the Linn County Transfer Station unless that hauler is an individual who is a Legal Resident of Linn County or is an entity that has its Primary Place of Business in Linn County.
 - 4. Failure to comply with Section Two of this Resolution shall be punishable by a fine of up to \$500 per infraction.
 - 5. Commercial trash haulers dumping solid waste at the Linn County Transfer Station shall be charged \$31.00 per ton, pro-rated for any portion of a ton.
Any commercial trash hauler dumping at the Transfer Station any construction/demolition debris, hazardous waste or any other type of debris or trash not legally or practicably disposable through the normal solid waste system and site, may be assessed a fee for the time used by the solid waste staff to sort said unacceptable material from the solid waste material. Said fee shall be assessed at a rate of \$25 per hour and shall be billed to the hauler pursuant to this Resolution.
 - 6. All fees assessed under this Resolution shall be paid at the time of dumping, unless the

hauler has established an account with the County for monthly payment.

- 7. No Commercial Hauler shall be permitted to deposit at the Linn County Transfer Station or at the Linn County CD landfill any solid waste or CD waste collected outside Linn County. Individuals or entities licensed pursuant to Section Two of this ordinance shall file with the County a sworn affidavit to the effect that all solid waste they deposit at the Linn County Transfer Station was collected in Linn County from Linn County residents.

- 8. Any person or entity dumping construction/demolition waste at the Linn County Construction/Demolition Landfill shall be charged for said waste on the following basis:

Up to 1000 pounds-	\$8.00
Over 1000 pounds-	\$15.00 per ton, pro-rated

Loads of Clean Rubble will be accepted at 1/3 price. Determination of Landfill staff as to load size and type is final. Cities and other municipalities within Linn County may exempted from fees assessed in this Resolution for construction/demolition waste upon application to Solid Waste Staff when it is determined that the construction/demolition waste is being hauled at the City's (or other municipality's) direction and that the City (or other municipality) will bear the cost of the disposal of said material.

- 9. Resolution No. 10-07 and Resolution No. 09-23 and all other resolutions or portions thereof in conflict with this Resolution are hereby repealed.

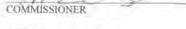
- 10. This resolution shall be in effect as of July 1, 2011.

RESOLVED THIS 21st DAY OF March, 2011.


CHAIRMAN


COMMISSIONER


COMMISSIONER

ATTEST:

COUNTY CLERK



The Commission and Counselor discussed regulations, conditions, and findings for an RV Park at the Fairgrounds. The Commission also discussed issues with Wade Teagarden. After discussing the findings and conditions associated with the CUP, Mike Page moved to adopt Resolution #2011-06 (with the conditions and findings attached to the resolution) and approve CUP #1110343 for the RV Park at the Fairgrounds. Herb Pemberton seconded the motion. The motion passed 3-0. Following are copies of Resolution #2011-06 and the findings and conditions associated with the CUP #1110343:

Before the Board of County Commissioners
Linn County, Kansas
Resolution # 2011-06
A RESOLUTION APPROVING CONDITIONAL USE
PERMIT # 1110343 (Linn County Fair Assn) TO OPERATE AN RV PARK IN AN
AGRICULTURAL 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, 1991; and,

WHEREAS, the Linn County Planning Commission did, on November 24th, 2010, publish a notice of a public hearing to consider Conditional Use Permit #1110343 pursuant to K.S.A. 12-757(b); and

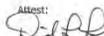
WHEREAS, the Linn County Planning Commission did hold a public hearing on December 14, 2010 to consider said Conditional Use Permit; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimony did, by 5-0 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; both attached.

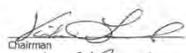
THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Linn County, after review of the recommendation of the Planning Commission together with all public comment finds to adopt the findings of the Planning Commission (attached) and issue said Conditional Use Permit as follows:

SECTION 1: Conditional Use Permit #1110343 is hereby issued on the following described property:
A tract in Section 12, Township 22, Range 23 in Linn County, Kansas known as the Linn County Fairgrounds.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this ~~22nd~~ ^{21st} day of ~~February~~ ^{March}, 2011.

Attest:

David Lamb - Clerk




Chairman


Vice-Chairman


Member

Case #CUP1110343

Staff finds that:

1. The proposed use is an expansion of the limited use the property has operated under for years. It fits with the character of the neighborhood for seasonal events on the property;
2. Nearby properties have varied zoning and uses but property owners have dealt with the crowds, sounds, traffic, etc for years;
3. The property is suitable for the proposed use if the owners can/will meet KDHE requirements for health & sanitation regulations;
4. There are no changes sought which will detrimentally affect nearby property;
5. The property has been used as a limited recreational vehicle park or camp in conjunction with events on the property for decades;
6. The public gain would be from revenue to the community;
7. Staff recommends approval of the application for a limited amount of time;
8. The request fits the comprehensive plan of Linn County.

With the following conditions:

1. Two year time limit
2. KDHE sanitation permit or Linn County sanitation permit, whichever is applicable be on file
3. The conceptual plan be on file
4. Lots be limited to 10
5. The area be kept trimmed and graveled
6. State and Federal regulations must be complied with
7. At the time of renewal of CUP, this case will fall under then existing County RV regulations and will not be grandfathered in any way
8. Owner will provide County correct name and contact information for the organizations manager/supervisor

At 10:30 AM Herb Pemberton moved to take a 5 minute break and then recess 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, Counselor, Doug Barlet, and Russell Beth attended the executive session.

At 10:40 AM the executive session ended. No action was taken as a result of the executive session.

Helen Wright, Linn County Council on Aging, asked the Commission for funding for their Christmas Dinners program. Mike Page stated that his business might be able to help with cooking meals. Gary Thompson also stated that if Mike's business was able to cook the food, his business would donate some funds. Vicki Leonard moved to donate \$300.00 to the Linn County Counsel on Aging for the Christmas Dinners program. Mike Page seconded the motion. The motion passed 3-0.

Rick Daulton asked if he can use the Courthouse grounds for the 8th Annual Mound City Car, Bike, & Truck Show on April 30th. Mike Page moved to allow the Car Show to be held on the Courthouse grounds. Vicki Leonard seconded the motion. The motion passed 3-0.

Larry Robinson presented Lot Split #11-254 and the accompanying grant of road easement requested by Stan & Jackie Wollard located at 1077 & 2300 Road. Mike Page moved to approve Lot Split #11-254 and the accompanying grant of road easement as presented. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:15 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 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 Larry Robinson attended the executive session.

At 11:35 AM the executive session ended.

At 11:35 AM Vicki Leonard moved to extend the 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 this portion of the executive session.

At 11:50 AM the executive session ended. As a result of the executive session, Mike Page announced that there will be a special commission meeting at 7:30 PM on April 4th in the Bunker Hill Community Center to discuss issues with the Public Wholesale Water Supply District #13 concerning usage of their lake.

Larry Robinson stated that we need an electrician to check on a pump at the Centerville Sewer District lift station. Robinson recommends using Page Electrical. Herb Pemberton moved to allow Page Electrical to look at the problem and make necessary repairs. Vicki Leonard seconded the motion. The motion passed 2-0. Mike Page abstained.

Dennis Arnold told the Commission that he needs to run an ad for the boiler replacement.

The Commission agreed to change the public comment time to 10:00 AM for future meetings.

At 12:10 PM Mike Page moved to recess until 1:00 PM. Herb Pemberton seconded the motion. The motion passed 3-0.

At 1:10 PM the Commission reconvened to discuss health plan options. John Copple presented information on options for the employee health plan. Copple discussed the differences in our current plan, a standard plan, and an HDHP/HSA plan. The Commission and Dept. Heads discussed options for health plans. Cristy Mitchell from Blue Cross/Blue Shield also answered questions from the Commission and Dept. Heads.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, March 28, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

County Clerk

Commission Chair

March 28, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. Herb Pemberton led the Pledge of Allegiance. Ted Carper opened the meeting with prayer.

At 9:05 AM the Commission went to the old courtroom to greet the Government Day Students.

At 9:22 AM the Commission returned to the Commission Room.

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 reported on the weather for the week. Barlet presented a Mutual Aid Agreement with the US Dept. of the Interior, Fish and Wildlife Service for the Commission to review. Barlet then presented a copy of an email from AMR concerning EMT training. Barlet would like to use some County funds to pay some of the cost of the training. The Commission is interested in helping with the costs. Vicki Leonard and Doug Barlet will check with AMR for more information on the cost of the training.

Sheriff Walker reported on prisoner housing for the week and recent drug arrests. Sheriff Walker also discussed a new quote from Advanced Correctional Healthcare.

John Byington presented oil quotes for the year. Quotes were received from Vance Brothers, Coastal Energy, and Ergon Asphalt. Vance Brothers had the best quotes for all but one of the oils that we use. Byington recommends accepting the quote from Vance Brothers. Mike Page moved to use Vance Brothers for our asphalt oil purchases for the year. Herb Pemberton seconded the motion. The motion passed 3-0. Following are the oil prices (per gallon) quoted by Vance Brothers: MC-30, \$2.87; EA-300, \$2.12; SS-1H, \$1.87; RS-1H, \$1.77; AEP, \$2.57; and RS-1M, \$1.92.

Larry Robinson presented several lot split and rezoning applications. Vicki Leonard moved to accept the Grant of Road Easement #10-250 from Rande & Sharon Beckman. Mike Page seconded the motion. The motion passed 3-0. After reviewing the findings of the Planning & Zoning Commission, Herb Pemberton moved to adopt the findings as listed and adopt Resolution #2011-09 approving Rezoning Case #Z1110201 requested by Rande & Sharon Beckman. Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolution #2011-09 and the attached findings:



- Case #Z1110201
- Findings:
1. That 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, since the acreage is above 3 acres.
 2. There are five or six other Ag Residential home sites within a mile or a mile and a half.
 3. The property is suitable for a rural residence and an Ag Residential zoning classification.
 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.
 5. The property is not vacant as currently zoned.
 6. There would be no increase in property value.
 7. Staff recommends approval of the application.
 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.
 9. No hardship will be caused to anyone in the neighborhood.

After reviewing the findings of the Planning & Zoning Commission, Mike Page moved to adopt the findings as listed and adopt Resolution #2011-10 approving Rezoning Case #Z1210202 requested by Wilbur Stainbrook. Vicki

Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolution #2011-10 and the attached findings:



- Case #Z1210202
- Findings:
1. That 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, since the acreage is above 3 acres.
 2. There are five or six other Ag Residential home sites within a mile or a mile and a half.
 3. The property is suitable for a rural residence and an Ag Residential zoning classification.
 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.
 5. The property is not vacant as currently zoned.
 6. There would be no increase in property value.
 7. Staff recommends approval of the application.
 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.

After reviewing the findings of the Planning & Zoning Commission, Vicki Leonard moved to adopt the findings as listed and adopt Resolution #2011-11 approving Rezoning Case #Z1210203 requested by Cliff Campbell. Mike Page seconded the motion. The motion passed 3-0. Following are copies of Resolution #2011-11 and the attached findings:



- Case #Z1210203
- Findings:
1. That the proposed use fits with the Linn County Comprehensive Plan. The current character of the neighborhood is Ag and Ag/Residential, however, it is doubtful that it will remain that way for long since it is adjacent to a major interchange of a state and federal highway and the Future Land Use Map indicates the area is better suited for commercial and even industrial pursuits.
 2. There are storage units, a race track, and two industrial sites within a mile or a mile and a half of this location.
 3. The property is suitable for commercial development in accordance with the Comp Plan.
 4. Removing the Agricultural restriction would comply with the Comp Plan, but it would detrimentally affect the nearby rural residential home sites.
 5. The property is vacant as currently zoned other than agricultural use.
 6. There may be an increase in property value.
 7. Staff recommends approval of the application.
 8. I believe the requested change conforms to the master or comp plan for Linn County.

Vicki Leonard moved to approve Lot Split #11-253 requested by Brandon, Clark, & Marilyn McGinnis and to accept the accompanying grant of road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Rowe, Treanor Architects, addressed the Commission and discussed the need for a new jail and financing options for a jail. One option Rowe discussed was forming a Public Building Commission.

At 10:45 AM the Clerk dismissed the Government Day Students to start their scavenger hunt.

At 10:54 AM the Chair asked for public comment. None was given.

Herb Pemberton moved to approve the following pays/special pays, totaling \$22,622.00: Road and Bridge, \$18,662.00; and Special Machinery, \$3,960.00. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:57 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) and then for 15 minutes for preliminary discussion of land acquisition. (The County Counselor will attend by phone.) Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor (by phone), and Don George attended the executive session.

At 11:12 AM Don George left the executive session and Dennis Arnold entered the executive session.

At 11:23 AM the executive session ended.

At 11:25 AM Vicki Leonard moved to extend the executive session for 10 minutes to continue the preliminary discussion of land acquisition. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Dennis Arnold attended this portion of the executive session.

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

The Clerk informed the Commission that there will be a retirement reception for Ann Brown on Friday, April 1st, from 2:00 PM to 4:00 PM in the Commission Room.

At 11:42 AM the Commission opened bids for leasing the farm ground near the landfill. The only bid received was from Chad Gorman in the amount of \$1,350.00 per year for two years. Vicki Leonard moved to accept the bid from Chad Gorman. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk discussed a bill that was received from Special Deputy Coroner Claude Warren. The Commission will discuss bill with Gary Thompson.

At 11:46 AM the Commission opened bids for bridge rail repair. The only bid received was from Foote Construction. The Commission will review the bid with the Counselor before making a decision.

Fred Kautt thanked the Clerk and Doug Barlet for the County and Emergency Management websites. The Clerk stated that John Cople deserves most of the credit for the County website.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, April 4, 2011. Mike Page seconded the motion. The motion passed 3-0. The Commission then went to the Legion Building to have lunch with the Government Day Students. No County business will be discussed by the Commission while attending the lunch.

Commission Chair

Attest:

County Clerk

April 4, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance. Howard Curry opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-83 thru 2010-87. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris asked the Commission for permission to hire Matt Higgins and Vic Roche for summer help for mowing in Road District #1. Mike Page moved to hire Higgins and Roche as temporary employees at \$9.01 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker has two full time Dispatchers that are off work due to medical reasons and another Dispatcher that is looking for a different job. Sheriff Walker also informed the Commission that he has an employee that called in sick but then responded to fire calls. Sheriff Walker took bids on some old junked vehicles. The high bidder was Wes' Recycling with a bid of \$4,670.00.

Joe Maloney discussed new State requirements for the C&D Landfill. Maloney also stated that we need to close the C&D Landfill to the public 30 minutes before the transfer station closes so they can push the C&D each night. Maloney then discussed accepting hazardous waste from businesses. Currently we only accept household hazardous waste.

Harry Wisdom presented Burial Permit #BP11002D3 requested by RWD #2 located at Neil Road & 400 Road. Mike Page moved to approve Burial Permit #BP11002D3 as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Larry Robinson stated that he would like to have a new resolution to replace Resolution #91-10 concerning signs. Robinson will prepare the resolution and bring it in later today.

Pam Cannon reported on training that she and Carol Klopfenstein will be attending. Pam or Carol or both will be out of the office on April 7th, April 25th – April 27th, May 3rd, May 12th, May 16th – May 19th, and May 31st – June 2nd.

Herb Pemberton stated that he and Bruce Holt have been discussing the swimming pool at the park. Holt thinks we may need to close the pool because of expensive repairs that are needed and because attendance is down since La Cygne opened their new pool. Holt will discuss the issue with the Commission later.

At 9:48 AM the Chair asked for public comment. None was given.

At 9:49 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session to discuss legal issues (attorney/client privilege) with the County Counselor for 30 minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:19 AM the executive session ended.

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

At 10:30 AM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to adopt Resolution #2011-12, regulating signs in Linn County and repealing Resolution #91-10. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-12:

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS

A RESOLUTION REGULATING SIGNS IN LINN COUNTY, KANSAS

SECTION 1. PURPOSE

The purpose of this Resolution is to provide minimum standards to safeguard life, health, property, public welfare, and community aesthetics, by regulating and controlling the design and quality of maintenance of signs visible to the public.

SECTION 2. DEFINITIONS

- a) Banner Sign: A sign made of fabric or any non-rigid material with no enclosing framework.
b) Billboard: A free-standing sign having a sign area of up to one hundred square feet (100 sq. ft.) as provided by Section 8(a).
c) Sign Inspector: The zoning administrator of Linn County, Kansas, or his duly authorized representative.
d) Construction Sign: A sign identifying an architect, contractor, subcontractor and/or material supplier participating in construction on the property upon which the sign is located.
e) Flashing Sign: A sign which contains an intermittent or sequenced flashing light source used primarily to attract attention. Does not include automated signs or signs which, through reflection of natural or automobile light sources, create an illusion of flashing or intermittent light, or signs using movement or change of lighting to depict action, or signs on which the copy changes automatically or through mechanical means, e.g., electronic, electromechanical displays.

E. Appeal: Any revocation or order of the Sign Inspector pursuant to this Resolution may be appealed to the Linn County Planning Board and then to the Board of County Commissioners, provided that written notice of appeal must be delivered to the Sign Inspector by the appellant within ten (10) weekdays following notice of the revocation and/or order. Except during the pendency of a timely appeal, failure to comply with the order of the Sign Inspector constitutes a violation of this Resolution.

F. Removal of Sign: All unpermitted signs, including signs which the permit is revoked without appeal or after unsuccessful appeal, shall be removed or brought into full compliance with the law within ten (10) days, provided, however, and subject to the provisions of Section 8 (B), that any sign determined by the Sign Inspector to present a great and present hazard to public safety shall be removed within one (1) day, whether or not appeal is taken from the determination, and whether or not any permit has been revoked.

- G. Exemptions:
1. The following signs placed on private property do not require permits:
a) Charge or Yard Sale Signs
b) Construction Signs
c) Political Signs
d) Government Signs
e) Real Estate Signs
f) Traffic/Directional Signs
g) Special Occasion Signs
2. Any lawful change of the advertising copy or message on a printed or printed sign which does not cause a structural change, shall not require an additional permit.

SECTION 4. GENERAL REQUIREMENTS FOR SIGNS

A. Prohibited Signs: No sign shall be permitted, erected, used, or maintained in the County which:

- 1. Contains or consists of such animation, flashing or focused light, lighting, noise, or illumination of such intensity as to impair the safety of the public, unduly detracts from the use of any property or otherwise constitutes a nuisance or hazard, or is considered:
d) Government and Historical Society Signs shall be exempt from the provisions of this Resolution;
e) Neon Signs have an enclosed vertical transformer box, and shall be constructed according to standard industry safety practices. For purposes of this provision, "neon signs" shall include all signs using neon or argon gas, whether or not housed within or outside of a permanent building;
f) Flashing Signs shall meet all requirements specified for Temporary Signs, and shall be illuminated and removed within ten (10) days after the date of the erection;
g) Political Signs shall be located a minimum of ten (10) feet from any other sign;
h) Real Estate Signs will be displayed only on the premises being advertised and will not exceed a maximum sign face area of six (6) square feet and a maximum sign area of twelve (12) square feet provided, however, that no sign (being either of said dimensions) on any property for sale, may be displayed off the premises advertised, however, not on or above any public property or right-of-way;
i) Special Occasion Signs shall advertise only authorized non-commercial special events of no more than seven (7) days duration. Each sign shall meet the requirements of Section 4 (A), except that it shall be erected no more than seven (7) days prior to the first day of the special occasion or event and shall be removed by the end of the first day after the end of the special occasion or event;
j) Temporary Signs of rigid material shall not exceed six (6) feet in height, and shall have a maximum sign face area of thirty-two (32) square feet, and a maximum sign area of sixty-four (64) square feet. Non-rigid temporary signs shall not exceed a sign area of ten hundred (100) square feet. Temporary signs shall be erected, used or maintained on any lot or parcel for no longer than ninety (90) days in any twelve (12) month period; however, that banners or pennants may be used on any lot or parcel a maximum of three (3) days in any twelve (12) month period. Pennant banners and pennants may be exhibited only on above public property or public right-of-way only by authorization from the Sign Inspector;
k) Traffic/Directional Signs shall not exceed sixteen (16) square feet in area and shall be illuminated only at night;
l. Web Signs: No web sign shall extend above any adjacent building or roof of the supporting building, nor exceed a sign area of one hundred (100) square feet or thirty

- 6) Free-standing Sign: A sign supported upon the ground only by its own structural foundation, and not attached to any building or other object or structure;
7) Garage/Door/Yard Sale Sign: A sign advertising sale of goods from residential property;
8) Government or Historical Sign: A sign used solely by local, state, or federal government, or agencies thereof, including state or local historical societies, or by any public utility company, for the purpose of giving notice of matters of public safety, governmental concerns, or of sale of local or historical interest;
9) Height of a Sign: The vertical distance measured from the highest point of the sign and/or structural foundation, to the grade of the adjacent street or of the ground surface beneath the sign, whichever grade is lower;
10) Pennants: Triangle pennants or flags on strings, also includes strip pennants, poly pennants, sign pennants, race track starter pennants;
11) Permit: Any individual, corporation, association, firm, partnership, or legal entity whatsoever;
12) Political Sign: A sign advertising any candidate, or any position on an issue upon which the citizens of the county may vote;
13) Projecting Sign: A sign other than a Wall Sign, which extends from and/or is supported by a wall or roof of a building or other structure;
14) Real Estate Sign: A sign advertising the availability of any particular real property;
15) Sign: Any device, structure, fixture, display plate, or placard designed for display of, or displaying, graphics, any communications symbols or message, and/or written copy, and the structural foundation thereon, which is located outdoors, or which is not entirely located under the roof, and entirely surrounded by the vertical plane of interior walls including windows and doors, of a permanent building;
16) Sign Area: The aggregate square foot area enclosed by the perimeter of the sign facade, including framework and decorative roofing or other embellishments, but not including structural foundation, with each face contributing to the aggregate area. The wall area of wall signs composed of letters or symbols displayed against the wall as background, with no distinguishing background color/contrast/definition, shall be calculated by measuring the area encompassing all the letters or symbols constituting the sign. The combined areas of the individual figures shall be considered the total sign area.

erected, used and/or maintained so as to be an obstruction of vision near any driveway, parking lot, or roadway, or interfere with, obstructs the view of, or is likely to be confused with any authorized traffic sign, signal, or device, by such location as may interfere with, mislead, or confuse traffic;
2. No longer identifies a bona fide business, service, current interest or activity, or which
3. Is in a state of structural, mechanical, or cosmetic disrepair or such that it is a visual blight or eyesore clearly visible from public rights-of-way.

B. Prohibited Locations: No sign shall be erected, used, or maintained which is:

- 1. Located within eight (8) feet radial clearance from overhead electrical conductors which are energized from zero to seven hundred fifty (750) volts, or within ten (10) feet radial clearance from any conductors energized at more than seven hundred fifty (750) volts, other than overhead electrical conductors as used in this section which include any electrical conductor, either bare or insulated, installed above the ground, except such conductors as are enclosed in iron pipe or other metal covering of equal strength;
2. Located within ten (10) feet of a fire hydrant;
3. Located on public property, either on above any public property or right-of-way, or upon any utility pole, unless placed by authorization of a government agency;
4. Attached to any rock or tree, or which is
5. Erected upon or directly above the roof of any building.

C. Setback Requirements: No sign shall be erected, used, or maintained except in conformance with the following:

- 1. Front Setback:
a) Signs of no more than six (6) square feet in sign face area and with a height of no more than six (6) feet shall be set back ten (10) feet from the property line.
b) All other signs shall be set back a minimum of fifteen (15) feet from the property line.
2. Side Setback: All signs shall be set back a minimum of ten (10) feet from the nearest visible property line.

within (20%) of the area of the wall face on which the sign is located, whichever is less. Wall signs shall be mounted in compliance with the specifications of Table No. 1

TABLE NO. 1
PROJECTIONS OF WALL SIGNS FROM BUILDING WALL
Columns: General Urban Grade, Maximum Projection, Height from Ground, Area of Sign, Date Issued

SECTION 5. NON-CONFORMING SIGNS

- A. Grand Period Signs: Signs in place on the effective date of this Resolution which are not in compliance with the terms shall be removed or brought into full compliance as follows:
1. Signs not in compliance with Section 3, Section 4 (A) (1) through (3), Section 4 (B), and Section 5, all provisions except (A) and (L), within thirty (30) calendar days after the effective date; and
2. All other signs, when there is expansion or abandonment of use of the non-conforming sign;
3. The grand period herein provided shall not be applicable to signs described in Section 5, B.
B. Expansion of Use: No person shall cause any expansion or use of any non-conforming sign, including without limitation, enlargement or alteration of any non-conforming sign. A non-conforming sign shall not be removed or retained except to bring the sign into compliance with this Resolution. The removal of a non-conforming sign may be changed to bring it into compliance if the sign is replaced or reconstructed.
C. Demolition: All non-conforming signs shall obtain a permit within ninety (90) days of passage of this Resolution.

SECTION 7. ABANDONED SIGNS, UNSAFE SIGNS

- g) Special Occasion Sign: A sign advertising a special occasion such as a family reunion, birth of a child, school play, special church event, or similar non-commercial function;
h) Structural Foundation: A structure or supporting member attached to the premises for the purpose of supporting or displaying a sign, but carrying no graphic or communicative symbol other than that within the sign area;
i) Temporary Sign: A sign meeting the requirements of Section 4 (j) herein;
j) Traffic/Directional Sign: A sign showing only property numbers, post box numbers, names of occupants or premises, or words or symbols guiding traffic in parking on private property, and having no other message, or commercial connection;
k) Wall Sign: A sign which is attached to, and supported by, the vertical wall of a permanent building, and which is entirely within a plane which is (1) co-planar with the wall, or (2) parallel with the plane of the wall and is removed therefrom only by structural foundation.

SECTION 3. SIGN PERMITS REQUIRED, EXEMPTIONS

- A. Permit Required: No sign shall be erected, maintained or utilized within the County except by permit issued by the Sign Inspector. No permit shall be issued except for signs in compliance with this Resolution. A separate permit shall be required for each sign;
B. Permit Application: Application for a sign permit shall be made in writing upon forms furnished by the Sign Inspector. Such application shall include the location, by street and number, of the proposed sign structure, the name and address of the owner and the sign contractor or erector, and a description of the sign dimensions, its location on the lot or parcel, and the sign lighting and construction design. A permit deposit will be issued upon payment or the appropriate fees and must be displayed in the lower left corner of one face or on the structural support of the sign. An application for billboard advertising must be accompanied by a written statement from the owner of the property, or other proof, that permission has been granted for the construction, erection, and installation of a sign at that site;
C. Fees: Permit fees shall be Ten Dollars (\$10.00) for all signs;
D. Inspection/Permit Revocation: All signs shall be inspected by the Sign Inspector in accordance with law. The Sign Inspector may revoke any permit, and/or may order any sign removed at any time upon notice and for good cause, including without limitation failure to erect, use, or maintain the sign in compliance with the Resolution.

3. Web Signs: The setback provisions of this section shall not apply to wall signs which otherwise conform to all provisions of this ordinance, and which are mounted on building walls lawfully sited within the setback space.

SECTION 6. REQUIREMENTS, SPECIFIC SIGN TYPES

A. Billboards: No billboard shall be constructed, erected, used, or maintained within the County except in compliance with the following provisions:

- 1. Billboards shall be located only in residential, agricultural and industrial zones, and shall not be placed within one hundred (100) feet, measured laterally along the road where the billboard is located, of any residential zone;
2. Each billboard shall have a maximum of two (2) sign faces, supported by the same structural foundation. Each face shall have a maximum sign area of one hundred (100) square feet, and the maximum total sign area shall be two hundred (200) square feet. V-shaped signs are allowed provided that the angle of the "V" shall not exceed fifteen (15) feet at the widest point of the "V";
3. No billboard shall be located within three hundred (300) feet of another billboard, nor shall there be more than four (4) billboards within the space of one (1) mile on both sides of the roadway;
4. Every billboard shall be placed at least fifteen (15) feet above ground level, with no obstruction to vision within that fifteen (15) feet, other than necessary structural supports;
5. and a maximum sign area of sixty-four (64) square feet. All such signs shall be removed within five (5) days of completion of the project;
B. Construction Signs shall have a maximum sign face area of thirty-two (32) square feet, and a maximum sign area of sixty-four (64) square feet. All such signs shall be removed within five (5) days of completion of the project;
C. Garage, Door, Yard or Auction Sale Signs shall advertise only occasional items or residential sale of used goods. Each sign shall have a maximum sign face area of six (6) square feet and a maximum sign area of twelve (12) square feet. Each sign shall meet all requirements specified for Temporary Signs, except that it shall be erected no more than ten (10) days prior to the first date of the sale and will be removed by the beginning of the first business day following the last day of the sale and shall be displayed without lighting having a primary purpose or effect of illuminating the sign.

A. Any sign which:

- 1. Continues in a state of structural, mechanical, or cosmetic disrepair for thirty (30) calendar days after the Sign Inspector gives written notice that it constitutes a safety hazard or is a visual blight or eyesore clearly visible from any public right-of-way, or which
2. For thirty (30) consecutive calendar days advertises, or gives notice of a business, service, commodity, accommodation, attraction, or other enterprise or activity that is no longer operating or being offered or conducted, or is otherwise obsolete, shall be deemed abandoned, and shall be removed within or brought in compliance with the Resolution within thirty (30) days after written notice of abandonment from the Sign Inspector;
B. Any sign presenting a clear and imminent threat to public safety may be summarily removed by the Sign Inspector or his duly authorized representative, who shall give notice of the action as soon as reasonably possible;
C. Signs not timely removed in compliance with paragraph (A) above may be removed by the Sign Inspector, who shall give reasonable notice of the action;
D. Persons who, according to the provisions of (A), are responsible for signs removed by the Sign Inspector pursuant to paragraphs (B) and (C) of the section, shall be jointly and severally liable for all costs of the removal, which costs shall also constitute a lien against the real property on which the sign is located. The costs shall be paid within ten (10) days following notice thereof, provided, however, that appeal may be taken to the Board of County Commissioners by written notice delivered by the Sign Inspector within ten (10) weekdays of notice of costs. Failure to pay costs when due shall constitute a separate violation of this Resolution.

SECTION 8. VARIANCES

A. Upon written application delivered to the Sign Inspector and containing such information as he may reasonably require, the Linn County Planning Board may grant variances from the provisions of this Resolution, with terms and conditions, for periods not to exceed sixty (60) calendar months. Variances may be granted for historic, aesthetic, or other consideration cases, which shall be stated upon the record;
B. Variances shall be granted for no more than one sign used or maintained on any one lot or parcel.

SECTION 9. ENFORCEMENT

- A. Any and all persons having express or implied authority over the site, appearance, content, and/or location of a sign, together with the landowner and/or lessee of the real property upon which the sign is sited, shall be responsible for causing the sign to be in full compliance with law, and shall be jointly and severally liable for any violations of this Resolution or other law pertaining to the sign. The local zoning landowner shall be presumed to be the person recorded as such in county records;
B. Citations for violation of the provisions of this Resolution shall be issued by the Linn County Sheriff, by the Sign Inspector upon proper authority, or by complaint filed by the Linn County Attorney.

SECTION 10. PENALTIES

A. Any person responsible for a sign in violation of any of the provisions of this Resolution shall be cited and fined in the amount of Twenty Five Dollars (\$25.00) for each offense. Each day the violation exists shall constitute a separate offense.

SECTION 11. SEVERABILITY CLAUSE

Should any section or provision of this Resolution be judicially declared to be unconstitutional or invalid, such declaration shall not affect the validity of the Resolution as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid. Any County Resolution or part thereof in conflict with the provisions of this Resolution is hereby repealed to the extent of such conflict.

SECTION 12. EFFECTIVE DATE

This Resolution shall be effective on the date of its publication in the official county newspaper.

SECTION 13. REPEAL CLAUSE

Resolution #91-10 is hereby repealed.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 4th day of April, 2011.

Chairman
Member

Attest:
David Lamb - County Clerk

Shawn Biggs, AMR, discussed the costs for training for EMTs and First Responders. AMR is planning on providing training for new First Responders, but the transition courses will cost \$120.00 for EMTs and \$90.00 for First Responders.

Vicki Leonard moved to approve the bid from Foote Construction for bridge repair in the amount of \$4,968.00, contingent on receiving a current insurance certificate and an inspection by the County when the work is completed. Mike Page seconded the motion. The motion passed 3-0.

The Clerk asked about an amendment to the CFAP contract with KDWP, but the Commission decided not to take action until after tonight's meeting with PWWSD #13.

Dennis Arnold presented an option to purchase additional property to add to the La Cygne Industrial Park from Howard and Jeanette Searl. The purchase would be \$27,000.00 for 12 ½ acres. Herb Pemberton moved to purchase the property from Howard and Jeanette Searl for \$27,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Arnold also updated the Commission on infrastructure for our industrial parks. One of the concerns has been the natural gas capacity at the Pleasanton Industrial Park. Atmos Energy has updated their lines in the area and there is excess capacity for the industrial park. The lines could be updated further, but it would cost around \$500,000.00 and probably is not feasible at this time.

Jim Ptacek discussed repairs that need to be done on the Methodist Church parking area and asked if the County parking area at the Annex could be integrated with their project. The Commission is interested in working with the Church and the City on the project.

Mike Page moved to approve the following pays/special pays, totaling \$509,579.36: General, \$236,891.20; Employee Benefit, \$98,955.80; Appraiser, \$9,975.15; Rural Fire, \$15,260.76; Road and Bridge, \$90,525.52; Law Enforcement Trust, \$1,703.70; 911 Telephone Tax, \$1,103.59; County Health Dept., \$6,579.71; Crime Victim Assistance, \$977.22; Elderly, \$15,416.04; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Bruce Holt addressed the Commission concerning problems with the swimming pool at the County Park. The pool needs repairs and usage is down since the new pool opened in La Cygne. It could cost \$70,000.00 to \$100,000.00 just to repair the guttering around the pool. Holt will check with KCPL about requirements for demolition of the pool.

With nothing further on the agenda Vicki Leonard moved to adjourn until 7:30 PM Monday, April 4, 2011. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission will hold a special meeting with the PWWSD #13 at the Bunker Hill Community Center tonight at 7:30 PM to discuss issues with the new Critzer Lake.

Attest:

Commission Chair

County Clerk

April 4, 2011

The Board of County Commissioners met in special session at Bunker Hill Community Center at 7:30 P.M. Those present were Vicki Leonard, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; and Gary Thompson, County Counselor. Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 350, 318 Main
Mound City, KS 66066-0350
913-795-3255
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 7:30 PM on Monday, April 4, 2011 in the Bunker Hill Community Center, 603 Main St., Mound City, KS 66056. This special meeting has been called for the Commissioners to discuss issues with the new Critzer Lake with the PWWSD #13 Board of Directors and to take any necessary action concerning the lake.

DATED this 29th day of March, 2011.

David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk
Carmel Self, County Treasurer
John Sutherland, County Attorney
Barn Wallace, Sheriff

Heley Schmitz, Registrar of Deeds
Gary Thompson, County Counselor
Steven Thompson, County Appraiser
Merlyn Jugel, Transportation

John Mazoni, Nucleus West
Dennis Arnes, Economic Development
Doug Blank, Rural Fire / Emergency Mgt.
Larry Robinson, County & Sewer

Also present for the special meeting was the Board of Directors of PWWSD#13 (Public Wholesale Water Supply District #13): Bill Sommer, Dave Schunall, Charles Leavitt, David Reynolds, Ron Nation, David Schmidt, Gary Armentrout, Rick McDaniel, Tom Kemper, Frank Grosshart, Larry Paddock, and Rick Hines, attorney. Alternate Board members David Eastwood, Max Daily, Steve Kinder, and Mike Mishler were also present.

The KDWP (Kansas Dept. Of Wildlife and Parks) representatives Don George, Doug Nygren, Tom Lang, and Sean Lynott were also in attendance to express concerns and to offer information on the services and grant funding provided by KDWP and CFAP (Community Fisheries Assistance Program).

Vicki Leonard called the meeting to order at 7:30 and asked that all board members introduce themselves. The meeting was then turned over to PWWSD#13 to open their meeting. It was opened with the Pledge of Allegiance and immediately afterward, the PWWSD#13 moved to go into an executive session at 7:40 P.M. for ten minutes for legal counsel with their attorney, Rick Hines.

After returning from executive session at 7:50 P.M., their attorney said they would like to schedule a meeting with a small group of PWWSD#13 and a couple of commissioners. He then asked Gary Thompson if that would be agreeable. The consensus of the Commission was to continue the meeting at this time due to the fact that many people had traveled from a distance to attend and KDWP was in attendance to provide information about their role in the project and to answer questions. It was agreed that the meeting would continue with each item on the agenda to be discussed briefly and to determine if there are any disagreements by either party.

Gary Thompson opened the discussion and let the public know that the meeting would be closed to public comment. He offered a background on the county's involvement with the project.

Rick Hines also spoke on the subject and said that he has been the attorney for PWWSD#13 from the beginning of the project, which is a twenty million dollar project to be paid back in a forty year period. He said that many things have been said and printed that may be inaccurate regarding the regulations set forth by the district. He also stressed that the main purpose of Critzer Lake is to supply a clean source of drinking water, and they do not obtain any funding for recreational use. They are concerned about, guns, alcohol, and other circumstances that could lead to liability issues for the water district. The attorney stated that they are not taking the position of saying that there will be no fishing in the lake, but that since PWWSD#13 owns the lake, that they do have the final authority on recreational use.

Don George and others from KDWP spoke on their involvement with the project and responsibilities and services that they can help provide.

Discussion followed on these items on the agenda:

Fires: Rings and designated areas only.

Daylight only issue: Dawn to Dusk

Boating: The KDWP said they would help enforce laws and issue citations regarding the issue of a no wake zone.

Camping: None

Mowing to be done by county:

Public access by main road only:

Toilets: Port-a-Potty- PWWSD#13 is concerned about vandalism. Gary Thompson stated that they are used at the Pleasanton Lake and he was unaware of any problems. KDWP was unaware of any problems, as well. If there is a concern later, KDWP stated that they would entertain a grant to help with toilets if the lake is opened to the public.

Roads-1.5 miles requested from grant. Complete two access roads. Don George said that the north road has been completed and south has not been at this time.

Ramps- There will be two, one is already built

Intake Area: Off limits.

Alcohol: None

Dam: No access

ATV'S: Mike Page responded to this and will discuss this issue at their next meeting.

Gary Thompson recommended that the commission put together proposed regulations and submit it to the water district within two weeks.

PWWSD#13 questioned on how much revenue will come into Linn County, and also expressed concern about zebra mussel contamination with some discussion regarding this issue.

With nothing further on the agenda, Herb Pemberton moved that the meeting be adjourned at 9:00 P.M. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

April 11, 2011

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, Chair; Herb Pemberton, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. John Comstock opened the meeting with prayer. (Deputy Clerk John Copple also attended the meeting from approximately 9:45 AM until 1:10 PM to record the minutes while the Clerk was away.)

Herb Pemberton moved to approve the minutes of the last regular meeting and the April 4th special meeting as printed. Mike Page seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for March 2011.

Mike Page moved to approve the following add/abate/refund orders: 2010-88 and 2010-89. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chair to sign the farm ground lease contract with Chad Gorman. Mike Page seconded the motion. The motion passed 3-0.

The Clerk asked the Commission about the revised KDWP CFAP agreement for Critzer Lake. The Counselor advised the Commission to wait until issues are resolved at lake before signing the agreement.

The Clerk presented a proposed resolution supporting the Southeast Kansas Community Action Program and funding for the Community Services Block Grant program. Vicki Leonard moved to adopt Resolution #2011-13. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-13:

RESOLUTION #2011-13

WHEREAS, Linn County continues to have a high incidence of poverty and unemployment and these conditions severely affect the quality of life for many of our neighbors; and

WHEREAS, the Southeast Kansas Community Action Program has utilized Community Services Block Grant and other funding leveraged from that source to successfully and efficiently provide services and opportunities to low-income and unemployed residents; and

WHEREAS, the Community Services Block Grant provides not only funding but by law, through a mandated governing board structure, assures local control in direction, design and flexibility of services offered in our community to address changing area needs; and

WHEREAS, funding for the Community Services Block Grant is targeted for drastic reductions in multiple federal budget proposals, putting the entire range of services and opportunities provided by Southeast Kansas Community Action Program at risk.

NOW THEREFORE be it resolved, that the Board of Commissioners of Linn County is fully supportive of Southeast Kansas Community Action Program and urges that adequate funding for the Community Services Block Grant be adopted in the Congressional appropriations process to assure the continuation of so many vital services to the citizens of Linn County.

BE IT FURTHER RESOLVED that within one week of the passage of this Resolution, the Linn County Clerk will transmit copies of the resolution to Kansas' elected Federal delegation, the President and Vice President of the United States, and to the Kansas Governor.

Chair

Vice-Chair

Member

Attest:


County Clerk

Mike Page moved to approve the following pays/special pays, totaling \$201,770.98: General, \$51,549.82; Appraiser, \$194.58; Rural Fire, \$5,526.78; Road and Bridge, \$97,881.19; Law Enforcement Trust, \$864.65; 911 Telephone Tax, \$10,109.92; DARE, \$126.49; County Health Dept., \$2,384.63; Crime Victim Assistance, \$2,560.00; Elderly, \$15,572.92; and Economic Development Grant, \$15,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris reported that a vehicle hit the door on his shop Friday.

Larry Robinson presented two lot split agreements. Lot Split #11-252 requested by James Hampton & Donna Sutton located near 1900 & Hadsall Road and Lot Split #11-255 requested by James Hampton & Donna Sutton located near 1900 & Iliff Road. Herb Pemberton moved to approve Lot Split #11-252 and to accept the accompanying grant of road easement. Mike Page seconded the motion. The motion passed 3-0. Vicki Leonard moved to approve Lot Split #11-253. Mike Page seconded the motion. The motion passed 3-0.

The Commission then reviewed proposed regulations for RV Parks. Larry Robinson was asked to review the proposal and respond to the Commission.

Sheriff Barry Walker reported on continued staffing problems related to dispatcher illnesses. Walker also reported on inmate population. Gary Thompson said he has reviewed the Advance Correctional Healthcare, Inc. (ACHI) proposal to provide health care service to inmates. Thompson said the proposal does not cover inmates in transit, and does not provide significant services to our inmates housed elsewhere or other counties' prisoners housed in our jail. Thompson said ACHI would provide pre-employment physicals for Sheriff's Department employees as part of the proposed service. Thompson said the proposed fees are based on an average inmate population of 20, with quarterly adjustments for fluctuations. Annual cost of the proposal is \$29,624.76. Walker said the savings would come in medications, doctor expense, and liability. Walker recommends that the proposal be accepted. Walker said he believes he has the funding in his budget this year to cover the cost, noting that the proposal does not include hospital charges that also might be incurred by an inmate. Thompson said there is a 30-day cancellation clause in the contract. Mike Page moved to approve the contract with Advance Correctional Healthcare, Inc. as presented. Vicki Leonard seconded the motion. The motion passed 3-0. Walker said he is still concerned with additional office space due to overcrowding of the current space. Walker reported on firearms training conducted last week. Walker requested executive sessions for personnel and legal.

Vicki Leonard asked for public comment. Jason Fleming asked about plans to move the Mound City compactor site. Vicki Leonard said the city has asked about it, but has made no proposal so far. Gary Thompson said there was nothing official before the commission on the matter. Rosalea DeMott commented on unsightly property along US Highway 69 at Trading Post. Herb Pemberton said he has had a request for road repairs in the Trading Post community.

Shawn Biggs, American Medical Response, reported on the discussion of a third ambulance to be stationed in Linn County. He said they have worked with the fire department and have not yet come up with a resolution as to where to house the ambulance and how to staff it. Biggs described the payroll methods used in other areas where they provide ambulance service, and said he would check on specific pay arrangements and report back to the commission. Mike Page said Doug Barlet would be available later to continue the discussion.

At 10:25 AM Mike Page made a motion to go into executive session for 10 minutes to discuss legal issues (attorney/client privilege) and 10 minutes to discuss personnel issues related to non-elected employees. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, and Sheriff Walker attended the session.

At 10:45 AM the executive session ended and the regular session resumed. There was no action as the result of the executive session.

Bruce Holt reported that he had talked with Kansas City Power & Light regarding demolition of the swimming pool at the county park. Holt said KCP&L had no restrictions on burying the swimming pool. KCP&L requested that several holes be knocked in the pool tub so that the filled area would drain. Holt said he had asked if the demolition material could be used for rip rap and KCP&L said it was okay as long as there was no rebar exposed along the lake. Herb Pemberton said he thought it would be nice to be able to put a shelter house back there, since there are already shower and bathroom facilities there. The commission agreed that road department workers could provide equipment and manpower for the demolition. Holt said there is sufficient fill material already stockpiled at the park to handle most of the resulting hole. Holt said there will be fencing and posts available for other county departments after the pool is removed. The Commission agreed to allow Holt to proceed with demolition of the swimming pool.

Larry Hall requested an executive session for legal issues. Gary Thompson said the Commission is not allowed to include outsiders in a legal executive session. Hall asked if the Commission was going to respond to his letter. Thompson said based on Hall's reported statements that there would be possible litigation the Commission would not respond.

Shawn Biggs, American Medical Response, and Doug Barlet, Linn County Fire Chief, reported on their discussions about placing a third ambulance as it related to Fire Department concerns. Biggs said the department is concerned with liability on ambulance runs and injuries to ambulance personnel in a fire station. Biggs said that AMR provides liability coverage for its own employees. Biggs said liability generally becomes an issue in training or lack thereof. He said that AMR would provide that training. Barlet said 25% of the fire department's call load is responding on EMS (ambulance) assists. Biggs said for AMR to provide the service would require a daily schedule of who would staff the ambulance(s). Mike Page asked if the county could improve its equipment on fire trucks and meet the need for medical responses. Barlet said that adding equipment to the fire trucks (grass response units) would be limited by available space and cleanliness of the medical equipment. He said that there is some medical equipment now on all of the grass response units at every fire station now. Barlet said that is not the same level of equipment as would be on an ambulance. Herb Pemberton said another concern was whether people who are not county employees or firefighters would have access to the fire stations. Gary Thompson said the only way for the county to eliminate its on-scene medical liability is for the staff on an ambulance to be AMR employees. Barlet said he doesn't have the staff to manage a roster of on-call first responders to staff an additional ambulance. Mike Page said he is concerned that this discussion has been going on for several months and there is still no placement of an additional ambulance in Linn County. Page said it is not acceptable to him that residents of the west side of the county are paying the same tax levies as other property owners in the

county and still do not have an improved ambulance service. The Commission asked that AMR and the Fire Department meet and come back with suggested resolutions.

Bids were opened for replacement of the boiler in the courthouse. Two bids were received. Ellis Plumbing presented a bid of \$69,017.00, with an option for an additional six-inch concrete pad beneath the boiler for an additional \$1,681.00. Design Mechanical presented a bid of \$46,594.00 for a 37 horsepower boiler, or \$47,899.00 for a 42 horsepower boiler. Dennis Arnold said the grant is for 60% of up to \$58,000.00, with the County to pay the remainder. Mike Page said he would contact both bidders to qualify the bids and report to the commission on April 18.

Kristy Schmitz, Linn County Register of Deeds, talked to the commission about a resolution (90-26) governing the division of lots. Schmitz said that an incident has arisen where the owners of a lot at one of the lake communities had transferred ownership of the lot to themselves and their six children. She explained that such divisions create a great deal of additional work for several county offices. The resolution limits ownership of a lot at lake communities to no more than two family units. Gary Thompson said he is not sure that the County can tell property owners how they can divide ownership of their lots, as the resolution dictates. Thompson said at the time of the resolution there were issues for the property owners' associations at the lake communities regarding who owned lots and was responsible for annual assessments. Thompson said the associations have come up with other ways to handle assessments. He recommended doing away with the resolution (90-26) because it is no longer needed and because he doubts that it is even legal to restrict such activity.

Steve Thompson, Appraiser, requested a 15-minute executive session for legal issues. At 12:05 PM Vicki Leonard moved to go into executive session for legal issues (attorney/client privilege) for 15 minutes with Thompson, followed by an executive session for legal issues with the Commissioner and Counselor for 45 minutes. Mike Page seconded the motion. The motion passed 3-0. The Commission, Counselor, and Steve Thompson attended the first part of the executive session. At 12:20 PM Steve Thompson left the executive session.

At 1:05 PM the executive session ended. There was no action as a result of the session.

At 1:15 PM 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.

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.

The Board of Canvassers then reviewed the 31 Provisional Ballots. Herb Pemberton moved to accept the recommendation of the Election Officer to not count 6 provisional ballots, and to count the remaining 25 provisional ballots. Vicki Leonard seconded the motion. The motion passed 3-0.

At 2:15 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. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

April 18, 2011

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, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Don George led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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: 2010-90 thru 2010-103. Herb Pemberton seconded the motion. The motion passed 2-0.

Doug Barlet reported on the weather for the week. There will be a CPR/AED class on April 30th at the Mound City Baptist Church. Barlet and AMR will attend next week's meeting to discuss requirements for an additional ambulance.

Joe Maloney reported that the engineer was impressed with the grading on cell 3 at the landfill. The surveyors will report to the State for approval.

John Black presented a permit to bury water line requested by Bourbon County RWD #2 located ¼ S of K239 on White Road. Herb Pemberton moved to approve Burial Permit #BP11003D2 as requested. Mike Page seconded the motion. The motion passed 2-0.

Harry Wisdom reported on repairs that need to be done to some of his equipment.

Dan Morris presented bids for repairing the door on his shop. Bids received were: Overhead Door, \$3,313.00; and Terry Long, \$1,765.00. Mike Page moved to approve the low bid from Terry Long. Herb Pemberton seconded the motion. The motion passed 2-0.

At 9:51 AM Herb Pemberton asked for public comment. Jim Ptacek discussed the ditch and drainage issue between the Annex and the Methodist Church. The City is going to discuss the issue at their May 2nd meeting.

At 9:58 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) and then for 10 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Counselor, Clerk, and Don George attended the executive session.

At 10:17 AM Don George left the executive session.

At 10:23 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. Geiss also asked if a decision had been made on purchasing a tilt skillet. The County has looked for a skillet but has not purchased one yet. There are also some electrical issues that need to be worked out before making a purchase.

Herb Pemberton moved to approve the following pays/special pays, totaling \$292,998.76: General, \$116,431.57; Employee Benefit, \$115,037.30; Appraiser, \$7,999.00; Rural Fire, \$3,964.27; Road and Bridge, \$35,237.85; Law Enforcement Trust, \$4,200.00; 911 Telephone Tax, \$365.39; County Health Dept., \$6,488.00; Crime Victim Assistance, \$977.22; Elderly, \$2,107.49; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 2-0.

At 10:51 AM Herb Pemberton moved to take a break until 11:00 AM. Mike Page seconded the motion. The motion passed 2-0.

Artie Lucas from Goldberg, Sullivan, & McCreary discussed the need for a new jail. GS&M would like to do a feasibility study to see if we need and could afford a new jail. The Commission will discuss the need for a study with the Sheriff in two weeks.

Herb Pemberton discussed a concrete cattle loading chute that appears to have been built on a County right of way. Gary Thompson stated that we need to have a survey to determine the right of way boundaries before taking any action.

Dennis Arnold stated that US Minerals has reached an agreement with Tom Overbay to use his lots in the La Cygne Industrial Park so we will not have to be involved with that issue.

Mike Page discussed the boiler bids and recommends that we accept the bid from Design Mechanical. Dennis Arnold stated that the excess grant money could be used for more efficient air conditioners and insulation. Mike Page moved to accept the bid from Design Mechanical for the smaller boiler in the amount of \$46,594.00. Herb Pemberton seconded the motion. The motion passed 2-0.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, April 25, 2011. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

April 25, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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 he had received an email that said a Scott County Commissioner and his family had been killed in a plane crash.

Mike Page moved to approve the following add/abate/refund orders: 2010-104 thru 2010-108. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the Sheriff's Monthly Fee Report for March 2011 in the amount of \$7,939.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris presented Burial Permit #BP11004D1 requested by Anderson County RWD #1 located on Devlin Road north of 1800 Road. Herb Pemberton moved to approve Burial Permit #BP11004D1 as requested. Mike Page seconded the motion. The motion passed 3-0.

Morris also asked the Commission to declare a 1978 Ford dump truck surplus property. Vicki Leonard moved to adopt Resolution #2011-14, declaring the truck surplus property. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-14:

RESOLUTION NO. 11-14

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LINN COUNTY, KANSAS

BE IT RESOLVED, that the following equipment be declared as surplus property:

1978 Ford Dump Truck F700 VIN# K70BEG5720

APPROVED AND ADOPTED THIS 25th day of April, 2011

BOARD OF COUNTY COMMISSIONERS
Linn County, Kansas

[Signature]
Vicki Leonard, Chairman

[Signature]
Herbert Pemberton, Vice Chairman

[Signature]
Mike Page, Member

ATTEST:
[Signature]
David Lamb, County Clerk



Sheriff Walker reported that he is planning on hiring a full time Dispatcher today. Sheriff Walker also reported on prisoner housing for the week. Sheriff Walker is also looking for a part time jailer. The Sheriff then reported that a car belonging to Detective Stone was stolen last week.

Doug Barlet presented a contract from Craw-Kan telephone for a new telephone system for his office. The new system can be purchased for \$45.30 per month for 36 months at 6% interest plus \$250.00 for installation. Barlet can purchase the system now for \$1,489.00 plus \$250.00 for installation. (The lease on the old system is \$52.00 per month.) Vicki Leonard moved to purchase the phone system for \$1,489.00 plus \$250.00 installation. Mike Page seconded the motion. The motion passed 3-0.

John Byington reported on damage to a road from an accident. The Commission advised Byington to file a claim with the individual's insurance. Byington also asked the Commission about selling a 1998 Ford pickup on Purplewave. The Commission would like to see if any other departments want the vehicle before selling it.

At 9:36 AM the Chair asked for public comment. Janice Frydendall (10171 Wattles Road) stated that the large rock that John

Black said he would pick up is still on her road. Frydendall showed the Commission her mower blades that were ruined by the rock. Vicki Leonard stated that she would take a look at the road and talk to John Black.

At 9:45 AM Vicki Leonard moved to take a 10 minute break. Mike Page seconded the motion. The motion passed 3-0.

The Commission and Counselor discussed the cattle loading chute that is in the road right of way. The County Surveyor confirmed that the structure is in our right of way.

Doug Barlet and Shawn Biggs addressed the Commission concerning issues with the 3rd ambulance. Shawn Biggs stated that the training for the responders will take about 3 days. AMR's main concern is can the First Responders man the station 50% of the time. Doug Barlet stated that he doesn't know if our Firefighter First Responders could staff the ambulance 50% of the time. (Our contract with AMR requires 50% staffing.) Mike Page discussed having EMT's on staff for EMS calls but not as Firefighters. Doug Barlet stated that another issue is scheduled hours to meet State requirements. The Commission stated that any personnel would be under the authority of the Fire Board. The Fire Dept. SOG would need to be modified to accommodate a non-firefighter employee.

Dennis Arnold presented a revised change order for the additional rock work at the airstrip. Mike Page moved to approve the change order in the amount of \$95,500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Arnold also presented a list of businesses that were approved for the Youth Employment Grants for this year. Arnold then presented pictures of a kiosk that had been donated that could be used at the County Park.

At 11:02 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 11:10 AM to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

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

Rick Freeman, HMN Architects, and Bill Garnos, Jail Consultant, discussed the possibility of a new jail project. Freeman presented information on a PONI "Lite" Jail Planning Process. They would provide a 1/2 day planning information session at no cost.

Shayna Lamb, City of Mound City, discussed moving the City compactor site. The Chamber of Commerce approached the City about moving the site. The City is looking at 2 possible sites. In the original agreement from 1976, the County was responsible for site preparation, utilities, etc. The City would like to know if the County would agree to share in the costs to move the compactor site. Mike Page will check on 3 phase power at the proposed sites before the Commission makes any decisions.

Mike Page also asked Shayna Lamb about the ditch and drainage issue between the Annex and the Methodist Church.

Mike Page moved to allow the Chair to sign the amended CFAP agreement for the Critzer Lake with KDWP. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission discussed purchasing a tilt-skilllet. Mike Page and Vicki Leonard have been checking on the availability of used tilt-skilllets.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, May 2, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

May 2, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; and David Lamb, County Clerk. LeRoy Lamb led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-109 thru 2010-118. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to allow the Chair to sign the change order with TL Enterprises that was approved last week. Mike Page seconded the motion. The motion passed 3-0.

The Clerk discussed correspondence that was received during the last week. No action was taken on any of the items discussed.

Mike Page moved to approve the following pays/special pays, totaling \$414,180.28: General, \$200,015.58; Employee Benefit, \$69,808.82; Appraiser, \$8,403.68; Rural Fire, \$16,758.91; Road and Bridge, \$88,762.82; Law Enforcement Trust, \$1,320.00; 911 Telephone Tax, \$10,014.73; County Health Dept., \$6,858.94; Crime Victim Assistance, \$977.22; Elderly, \$5,018.97; Zoning LEPP Grant, \$190.67; and Sewer Dist. #1, \$6,049.94. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris discussed a burial permit application from RWD #3 located in Goodrich. The RWD would like to install a 2" water line in the County right of way. Morris will get more information and bring the application back next week.

Doug Barlet asked for permission to purchase 82 pairs of structural and extrication gloves for a total of \$3,565.00. Mike Page moved to approve the purchase as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then presented lease-purchase quotes for the fire truck that was approved for Station 940. Quotes received for a three year lease purchase were: Farmers & Merchants Bank, 3.75% Interest, \$87,392.55 Total Cost; First Option Bank, 4.48% Interest, \$87,695.34 Total Cost; and Labette Bank, 4.99% Interest, \$92,677.07 Total Cost. Mike Page moved to approve the quote from Farmers & Merchants Bank in the amount of \$87,392.55. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet presented an employment application from Chris Troxel for Station 940. Mike Page moved to hire Troxel as a Firefighter for Station 940. Herb Pemberton seconded the motion. The motion passed 3-0. Troxel will take a physical and drug test and be on six months probation.

Barlet informed the Commission that Northeast Regional Emergency Management may have a "Mass Care" trailer that could be stored in Linn County. The County would be responsible for insurance on the trailer if we accept it. The Commission agreed that we would be interested in storing the trailer here if it becomes available.

Barlet also discussed a Mutual Aid Agreement with the US Fish & Wildlife Service. Gary Thompson has reviewed the agreement and did not suggest any changes. Mike Page moved to approve and sign the agreement. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet then reported on a Special Fire Board meeting last week concerning hiring medical personnel for stations that house an ambulance.

Sheriff Walker reported on prisoner housing. Sheriff Walker stated that he is concerned that the County Attorney's office has more work than they can handle. Sheriff Walker stated that the State Attorney General's office could help

if our County Attorney asked them for help.

Larry Robinson presented a lot split and grant of road easement requested by Michelle Staton located on 1150 Road. Vicki Leonard moved to approve Lot Split #11-256 and accept the accompanying grant of road easement as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney reported that Aquaterra has finalized the paperwork for Cell 3. Maloney also reported that it is time to take bids for scrap metal. Mike Page discussed recycling the metal ourselves or asking for a per ton price for the scrap metal.

At 10:55 AM the Chair asked for public comment. Renee Slinkard stated that she could not hear what Larry Robinson said and suggested that he speak from the podium.

Charlie Blevins stated that he needs to wait until the Counselor is present to discuss his fence issue.

At 10:58 AM Vicki Leonard moved to take a 5 minute break and then recess into executive session to discuss personnel issues related to non-elected personnel until 11:15 AM. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Doug Barlet, and Tom Kemper attended the executive session.

At 11:15 AM the executive session ended. No action was taken as a result of the executive session.

Dennis Arnold showed the Commission pictures of Linn County that will be displayed at the Kansas Sampler Festival this weekend.

The Commission discussed the need for a jail feasibility study. The Clerk will discuss cost issues with the Sheriff and the Commission will discuss the proposal in June.

Mike Page moved to approve the following pays/special pays, totaling \$729.26: General, \$729.26. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission of several repairs that may need to be made at the Extension Office. Mike Page and Terry Ayers will look at the issues and make recommendations

Mike Page stated that he has contacted some suppliers about tilt-skilllets and they are looking to see what they can find. Mike Page also reported that the proposed compactor location on Hemlock St. doesn't have 3 phase power within two blocks, but the old water plant area does 3 phase power available.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, May 9, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

May 9, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Jackie Taylor led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-119 thru 2010-130. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$133,771.02: General, \$83,355.72; Appraiser, \$1,499.88; Rural Fire, \$4,065.65; Road and Bridge, \$28,268.96; Law Enforcement Trust, \$402.35; 911 Telephone Tax, \$10,814.58; DARE, \$1,026.45; County Health Dept., \$1,557.85; Crime Victim Assistance, \$225.50; and Elderly, \$2,554.08. Mike Page seconded the motion. The motion passed 3-0.

Dan Morris reported that the burial permit in Goodrich discussed last week would be acceptable. Mike Page moved to approve Burial Permit #BP11005D1. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission and Counselor discussed the cattle loading chute that is on our right of way on Quarterman Road. The property owner is willing to move the loading chute, but they would also like to install a driveway running through the right of way. Dan Morris suggested waiting until the chute is moved before approving a driveway.

Joe Maloney presented a letter from the City of Parker requesting containers for a city-wide cleanup. Maloney also discussed the bidding process for scrap metal. The Commission agreed that we want a bid price per ton and bids should include disposal of CFC's. Mel Bolling will send the request for bids to area recyclers.

Bill Van Kirk presented the 2012 KDOC Grant Application for the Sixth Judicial District Community Corrections. Herb Pemberton moved to allow the Chair to sign the Grant Application as presented. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Walker presented a report on cases for the year and historical records of cases since 2004.

Chris Martinez, Mound City Public Works, asked the Commission for assistance with the ditch project between the Annex and the Methodist Church. The City would like to use a County excavator for the project. The Commission agreed that District #3 could help with the excavation.

Vicki Leonard discussed issues with property at the Tucker Road, Pleasanton 6th Street intersection.

Charlie Blevins addressed the Commission concerning a fence view from seven years ago between Blevins and Gordon Williams. Blevins stated that Williams has never paid for his half of the fence. Gary Thompson explained the authority of the Commission in a fence view. The Commission has no authority to enforce the results of the fence view.

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

At 10:13 AM Mike Page moved to take a break until 10:25 AM. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:25 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Walker attended the executive session.

At 10:30 AM Sheriff Walker left the executive session.

At 10:40 AM the executive session ended.

At 10:43 AM Vicki Leonard moved to extend the 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 10:58 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, May 16, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

May 16, 2011

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, Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Joe Perkins opened the meeting with prayer.

Vicki Leonard 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: 2010-133 and 2010-134. Vicki Leonard seconded the motion. The motion passed 2-0.

The Commission reviewed the YTD Park Report for April 2011.

Mike Page moved to approve the Sheriff's Monthly Fee Report for April 2011 in the amount of \$3,800.00. Vicki Leonard seconded the motion. The motion passed 2-0.

Larry Robinson asked for permission to purchase a 2007 Ford Explorer from State Surplus. The purchase price would be \$16,000.00, ½ to be paid from the Road & Bridge Fund and ½ from Zoning. Mike Page moved to allow the purchase as requested. Vicki Leonard seconded the motion. The motion passed 2-0.

Harry Wisdom asked to hire Jimmy Hendrix as a temporary employee for mowing. Mike Page moved to hire Jimmy Hendrix a temporary employee (mower) at \$9.01 per hour. Vicki Leonard seconded the motion. The motion passed 2-0.

Sheriff Walker reported on prisoner housing for the week. Delaine Collins presented information on dispatch. Collins would like to purchase a second dispatch terminal for \$7,231.00, including installation. Mike Page moved to approve purchasing a second dispatch console for \$7,231.00 to be paid from the Sheriff's Capital Outlay line item. Vicki Leonard seconded the motion. The motion passed 2-0.

At 9:27 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 9:45 AM to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Counselor, and Sheriff attended the executive session.

At 9:45 AM the executive session ended. No action was taken as a result of the executive session.

Tim Staton addressed the Commission concerning the City of Pleasanton. The City would like an exemption from landfill fees for a City wide cleanup that is scheduled for May 23-27. Mike Page moved to allow an exemption from dumping fees for the City of Pleasanton for their cleanup days. Vicki Leonard seconded the motion. The motion passed 2-0. Staton also discussed utility bores under 1100 Road. (The County had previously committed to help with the utilities for this area.) The Commission is still willing to help with the utility bores. Staton also asked the Commission for assistance with resurfacing streets in Pleasanton. Staton would like for the County to help with the resurfacing project in 2012, and the City of Pleasanton would reimburse the County for all County costs. Vicki Leonard stated that the Commission would need to talk to John Byington before committing to any street projects.

Vicki Leonard moved to appoint Tim Staton to the Economic Development Committee. Mike Page seconded the motion. The motion passed 2-0.

Bruce Holt asked the Commission for permission to hire the following summer help for the Park at \$7.25 per hour: Patsy Rhynerson, Cabin Cleaning, 5/22 to 9/15, Jean Ruse, Marina, 5/23 to 9/15, and Logan Smith, 5/23 to 9/6. Mike Page moved to approve hiring the summer help as requested. Vicki Leonard seconded the motion. The motion passed 2-0.

The Clerk discussed proposed repairs to the north wall of the Courthouse. Mike Page moved to approve the bid from Mid-State Restoration for repairing the north wall of the Courthouse in the amount of \$3,870.00. Vicki Leonard seconded the motion. The motion passed 2-0.

The Clerk informed the Commission that he has received the health insurance renewal quote from Blue Cross/Blue Shield and will present the information to the Commission next week.

The Clerk asked the Commission about cost of living adjustments for the 2012 budget proposals. The Commission agreed to allow departments to include a 3% COLA in their budget proposals and asked that departments list the amount of increase due to the COLA on their proposal.

Mike Page moved to approve the following pays/special pays, totaling \$279,351.68: General, \$102,937.50; Employee Benefit, \$93,808.54; Appraiser, \$8,885.84; Rural Fire, \$3,742.88; Road and Bridge, \$59,450.88; County Health Dept., \$5,997.90; Crime Victim Assistance, \$977.22; Elderly, \$3,360.25; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 2-0.

Gary Thompson discussed a notice from the State concerning the Centerville Sewer System. The system was designed as a 3 cell system but the flow is not large enough for 3 cells, so we made need to pump water into the cells or change to a 1 cell system. Gary Thompson will consult with the original engineer on the project for possible solutions.

At 11:02 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 2-0. The Commission, Counselor, Clerk, and Steve Thompson attended the executive session.

At 11:12 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, May 23, 2011. Mike Page seconded the motion. The motion passed 2-0.

Attest:

Commission Chair

County Clerk

May 23, 2011

The Board of Linn County Commission met in regular session at 9:07 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Vicki Leonard, Chair; Mike Page, Member; John Copple, Deputy County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard led in prayer.

Vicki Leonard said that several firefighters and members of the sheriff's office are in Joplin assisting in the search and rescue efforts. Gary Stone, Sheriff's Department, reported that the department's mobile van was taken to the scene.

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

Harry Wisdom, Road District #3, presented a request from TC Underground (BP11006D3) for a pipeline burial permit at 1000 and Farris Roads. Mike Page moved to approve the permit. Vicki Leonard seconded the motion. The motion passed 2-0.

Mike Page said he had viewed the Centerville sewage lagoons and found some trees and brush growing there. We will need to remove the brush from the lagoons. Page said another issue is the liquid level, which must be maintained at an appropriate level to protect the liners. He said there has not been enough effluent to keep the lagoons at the appropriate level. Page said it is not necessary to address the problem immediately, but that we need to work on the issues to correct them. He said the solution is to install rip rap or to grow grass to reduce erosion. Page will work with Harry Wisdom on possible solutions.

Mike Page said he had talked to Russell Beth, Fire Board, who had requested that the weed department spray around the dry hydrant locations to make the hydrants easily accessible to fire trucks using the hydrants.

John Maloney, Noxious Weeds Director, announced a weed management program to be held at Fort Scott Community College on July 21 at 6:30 p.m. The program is open to the public.

Joe Maloney, Solid Waste Coordinator, presented two sealed bids for metal recycling. 3D recycling bid \$80.00 per ton. Wes Recycling bid \$100.00 per ton at the central landfill location at Prescott and \$25 per ton for the compactor sites. Wes Ungeheuer explained that he had bid different prices for the locations because the concentration at the compactor sites is generally less than at the landfill site. Ungeheuer said if the county wanted to set roll-off containers at the compactor sites, and then deliver to the landfill site, he would pay \$100 per ton for all of the metal. The commission agreed to review the bids and make a decision next week.

Joe Malone said he had been told that the permit to open Cell #3 at the Construction and Debris Landfill area had been approved. He is waiting on formal notification.

Dee Horttor, Assistant Fire Chief, presented an application from Aaron Loggins for firefighter at Station 920, Pleasanton. Vicki Leonard moved to approve the hiring of Loggins as a firefighter, with six months introductory period and pending a physical and drug screen. Mike Page seconded the motion. The motion passed 2-0.

Horttor requested approval for two firefighters to attend firefighter training at Parsons. Mike Page moved to allow Jake Mattingly and Rob Dent to attend, with the county paying lodging, mileage, and meals. Vicki Leonard seconded the motion. The motion passed 2-0.

Horttor said he would be attending two National Incident Management System (NIMS) training courses in June.

Gary Thompson reported on his communications with Public Wholesale Water Supply District #13 regarding public fishing at Critzer Lake. Thompson said the changes they requested are minor, and include wording that makes the county responsible for maintenance in areas that are improved for fishing; that requires mutual agreement of the county and the water district for future changes; and that allows for termination of the agreement. The commission and Thompson discussed posting regulations and restrictions at the lake site for public awareness. Mike Page said he attended the most recent board meeting. Thompson said he will work with the water district to clarify some issues prior to the board's next meeting in June.

Mike Page moved to approve a contract with Diehl, Banwart, and Bolton for the annual audit of county financial records in the amount of \$13,760. Vicki Leonard seconded the motion. The motion passed 2-0.

Mike Page said he had received a letter from Russell Beth regarding waiving landfill disposal fees for waste material from a fire that destroyed the Melton residence in Blue Mound. Mike Page moved to waive landfill disposal fees for Mr. Melton for waste material from the fire. Vicki Leonard seconded the motion. The motion passed 2-0.

Vicki Leonard said the commission received a letter regarding Bruce Jeffers' recent health problems, requesting prayer support and cards.

At 9:55 a.m. Vicki Leonard moved to take a 10 minute break. Mike Page seconded the motion. The motion passed 2-0.

At 10:05 the regular meeting resumed.

John Copple, Deputy County Clerk, presented renewal rates and optional health plan designs for the Employee Health Plan. The commission discussed the options with several department heads. No decision was made. The commission will consider a decision at its June 6 meeting.

Vicki Leonard moved to reschedule the next commission meeting to Tuesday, May 31, at 9:00 a.m. because of the Memorial Day holiday. Mike Page seconded the motion. The motions passed 2-0.

John Black, Road District #2, requested permission to hire Jack Hargrove and Clinton Irwin at the standard part-time employee beginning pay rate as temporary mower operators. Vicki Leonard moved to hire Hargrove and Irwin. Mike Page seconded the motion. The motion passed 2-0.

At 11:55 a.m. Vicki Leonard moved to adjourn until Tuesday, May 31, at 9:00 a.m. Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

May 31, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Gary Thompson led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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: 2010-135. Herb Pemberton seconded the motion. The motion passed 3-0.

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

Dan Morris presented two permits to bury water lines requested by Diversified Contracting located at 2300 Rd. ¼ W of K7 (BP11008D1) and 1900 and Iliff Road (BP11007D1). Herb Pemberton moved to approve Burial Permits BP11008D1 and BP11007D1 as requested. Vicki Leonard seconded the motion. The motion passed 2-0. (Mike Page abstained.)

Sheriff Walker reported on prisoner housing. Sheriff Walker then introduced his new Undersheriff, Greg Jackson. Jackson reported on the Sheriff's office participation in the Joplin disaster last week.

Doug Barlet reported on this week's weather. Barlet then reported that all the Firefighters that helped with the search in Joplin last week have volunteered their time, so the only cost to the County was fuel. Barlet also reported on recent conversations with AMR concerning EMT and First Responder training.

Pam Cannon informed the Commission that she has been asked to represent the Kansas Association of Mappers at the Missouri Association of Mappers convention.

At 9:25 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, Counselor, Sheriff, Undersheriff, and Gary Stone attended the executive session.

At 9:40 AM the executive session ended. No action was taken as a result of the executive session.

At 9:43 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, Counselor, and Doug Barlet attended the executive session.

At 9:53 AM the executive session ended. No action was taken as a result of the executive session.

The Counselor presented a letter to Robert Thayer concerning the right of way on Quarterman Road. Vicki Leonard moved to approve and sign the letter. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney reported that Cell 3 at the Landfill is officially open. Maloney also asked about having

someone hay the old landfill. The Commission and Maloney then discussed the scrap metal bids. Vicki Leonard moved to approve the bid from 3 D Recycling of \$80.00 per ton. Herb Pemberton seconded the motion. The motion passed 2-0. (Mike Page abstained.)

Doug Barlet asked the Commission what amount to budget for fuel costs for next year. The Commission suggested budgeting \$1.00 per gallon more than last year.

Mike Page moved to approve the following pays/special pays, totaling \$439,105.75: General, \$220,110.81; Employee Benefit, \$111,513.86; Appraiser, \$10,468.91; Rural Fire, \$7,267.94; Road and Bridge, \$76,616.98; 911 Telephone Tax, \$1,418.57; County Health Dept., \$6,553.44; Crime Victim Assistance, \$977.22; Elderly, \$3,987.35; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk asked about having the Courthouse parking lot resurfaced before restriping the parking area. The Commission advised the Clerk to check with John Byington.

The Commission discussed the erosion problem at the Centerville Sewer lagoon. The Commission also discussed the quote for the fire hood suppression system at the 4-H Building. Vicki Leonard moved to accept the bid from Marmic Fire & Safety in the amount of \$2,125.00 for the conversion of the hood to a fire suppression hood. Mike Page seconded the motion. The motion passed 3-0.

At 10:53 AM the Chair asked for public comment. Bernita Robbins stated that she doesn't think the County should have spent taxpayer money for the Christmas Dinners for Seniors.

Herb Pemberton stated that he received a call from the Federal Wildlife Area Director. They are hoping to construct a new building near the highway that will have maps of attractions in Linn County.

At 11:05 AM Vicki Leonard moved to take a 10 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed the insurance renewal quotes. The Commission will discuss the renewal again next Monday at 11:00 AM. (The Commission needs to make a decision on the renewal as soon as possible so we can schedule enrollment meetings.)

John Sutherland presented the 2012 County Attorney Budget request in the amount of \$187,000.00 (\$9,417.00 increase). This includes \$4,000.00 for the COLA. Vicki Leonard moved to tentatively approve the 2012 County Attorney Budget in the amount of \$183,000.00 (not including COLA). Mike Page seconded the motion. The motion passed 3-0. (The Commission will make a decision on cost of living after all budget requests are received.)

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, June 6, 2011. Mike Page seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

June 6, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-136. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that due to receiving over \$500,000.00 last year in Federal funding, our auditor had to perform a Federal Audit. Because of the additional requirements of a Federal Audit Diehl, Banwart, & Bolton is charging us an additional \$1,000.00. Mike Page moved to approve the revised contract with Diehl, Banwart, & Bolton and to allow the Chair to sign the revised contract. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to sign the Client Representation Letter with Diehl, Banwart, & Bolton. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing. Sheriff Walker and Pam Cannon both requested executive sessions to discuss personnel issues.

Joe Maloney asked for permission to advertise for someone to hay 8.9 acres at the landfill. The Commission agreed to advertise for haying the area. Maloney also reported that his Hy-Flo steam cleaner broke down last Friday. Maloney will check on costs for repair or replacement. Maloney also asked for permission to purchase a new computer and upgrade to DSL service. The Commission advised Maloney to check prices and report back next week.

At 9:20 AM the Chair asked for public comment. None was given at this time.

At 9:20 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, Counselor, and Pam Cannon attended the executive session.

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

At 9:36 AM Vicki Leonard moved 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 2-0. The Commission, Clerk, Counselor, Sheriff and Delaine Collins attended the executive session.

At 9:56 AM Sheriff Walker and Delaine Collins left the executive session.

At 10:06 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet presented the Emergency Management and Rural Fire Budget requests. The Emergency Management request was \$126,866.00 (includes \$3,147 increase for COLA & Fuel). Mike Page moved to approve the 2012 Emergency Management Budget in the amount of \$125,119.00 (not including COLA). Herb Pemberton seconded the motion. The motion passed 3-0. Barlet presented two options for the Rural Fire Budget, Option 1 \$569,489 (\$58,963 increase with ambulance call costs) or Option 2 \$517,489 (\$6,963 increase without ambulance call costs). Both options include COLA. Mike Page moved to approve the 2012 Rural Fire Budget (Options 2) in the amount \$516,281 (not including COLA). Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:34 AM the Chair asked for public comment again. Esther Shields commented that people on Social Security

have not had an increase in 3 years.

Larry Robinson presented CUP #0411344 requested by Colt Energy for LP gas storage. The Planning Commission recommends approval by a 5-0 vote with the following findings: 1) The character of the neighborhood would not be appreciably altered, 2) The proposed use supplements the current use of the property since there are already oil wells on the property, 3) The property is suitable for agricultural use and utilization of the mineral rights generally associated with ag property, 4) There would be no detrimental effect by permitting LP gas storage at this site, 5) The property has existing oil wells, 6) There is no apparent gain to the public other than increased value and/or taxes from increased oil production, 7) Staff recommends approval of the application, and 8) The use fits with the comprehensive plan; and conditions: 1) Limit the amount of gas tanks to six 1000 gallon tanks, 2) A letter of approval from the Rural Fire Coordinator be on file, 3) There be fencing around the tanks, and 4) The area be kept neat. After reviewing the findings and conditions of the Planning Commission, Vicki Leonard moved to adopt findings and conditions with the exception of requiring fencing around the tanks. Herb Pemberton seconded the motion. The motion passed 3-0.

Robinson also presented a Subdivision Plat requested by Michelle Staton. The Planning Commission approved the plat by a 5-0 vote. Mike Page moved to accept the Staton-Harrison Estates Plat. Herb Pemberton seconded the motion. The motion passed 3-0.

Robinson then presented proposed regulations for an RV Park. The proposed regulations were copied from Miami County's RV Park Regulations. Robinson also presented CUP#0311345 requested by Jim Hartman for an RV Park on 20 ½ acres with the following findings: 1) It fits the character of the neighborhood, 2) It is suitable given the surrounding zoning, 3) It will not detrimentally effect nearby properties, 4) Gain to the public outweighs any loss or hardship imposed, 5) It fits the Comp Plan, and 6) Professional staff recommends approval; and conditions: 1) That they will follow the final RV Park Regulations. (The CUP refers to the RV Park Regulations, so we may need to adopt the RV Park regulations before approving the CUP.) Herb Pemberton moved to approve CUP#0311345 with the understanding that the RV Park Regulations (Section C11 concerning storm sirens) will need to be changed. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to sign the contract with 3D Recycling for scrap metal. Vicki Leonard seconded the motion. The motion passed 2-0. Mike Page abstained.

At 11:12 AM Vicki Leonard moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

The Commission then discussed the health insurance renewal with the Clerk and with County employees. Vicki Leonard stated that Clerk's office presented information that Commission asked for, and no decision has been made. Leonard then asked employees for their input and opinions. Several employees voiced their opinions on the health insurance. Employees stated that they don't know what plans the Commission is considering, they are concerned about additional cost to the employees, and are concerned that they wouldn't be able to afford healthcare for their families under a high deductible plan. After lengthy discussion, Mike Page moved to schedule a special meeting at 4:30 PM tomorrow to continue the discussion with employees. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission discussed issues with a property that needs to be cleaned up.

The Commission and Larry Robinson discussed issues with the Centerville Sewer lagoons.

The Clerk updated the Commission on recent correspondence.

With nothing further on the agenda Vicki Leonard moved to adjourn until 4:30 PM Tuesday, June 7, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:
County Clerk

June 7, 2011

The Board of County Commissioners met in special session in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas at 4:30 P.M. Those present were Vicki Leonard, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and John Copple, Deputy County Clerk. Approximately 30 County employees also attended the meeting. Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 356, 315 Main
Mound City, KS 66056-0356
913-795-2968
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 4:30 PM on Tuesday, June 7, 2011 in the Linn County Courthouse Annex, 306 Main St., Mound City, KS 66056. This special meeting has been called for the Commissioners to discuss issues with the health insurance renewal and to take any necessary action concerning the health insurance renewal. All employees are invited to attend this special meeting.

DATED this 6th day of June, 2011.

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

The Chair asked John Copple to explain the plan designs that were quoted by Blue Cross & Blue Shield. Copple explained the plans and answered questions from the employees. The Commission and Clerk also discussed the plans and plan costs with the employees. The Commission asked employees for their opinions on which plan to choose. No decision was made by the Commission. The Commission will discuss the plans and make a decision at next Monday's regular Commission meeting.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, June 13, 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 13, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

At 9:03 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, Clerk, and Counselor attended the executive session.

At 9:18 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to allow Herb Pemberton to make decisions concerning temporary help at the Park during Bruce Holt's absence. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the minutes of the last regular meeting and the June 7, 2011 special meeting as printed. Mike Page seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for May 2011.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for May 2011 in the amount of \$31,095.48. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve and sign the Transfer and Certification of Appraisal Rolls for Real Property and for Personal Property. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays, totaling \$225,358.99: General, \$61,765.19; Appraiser, \$72.53; Rural Fire, \$7,649.80; Road and Bridge, \$141,189.10; Law Enforcement Trust, \$349.91; 911 Telephone Tax, \$9,114.14; County Health Dept., \$1,972.68; and Elderly, \$3,245.64. Vicki Leonard seconded the motion. The motion passed 3-0.

Joe Maloney presented bids for repairing or replacing the Hy-Flo pressure washer. The estimate for repair is \$1,526.00. No action was taken at this time.

Sheriff Walker invited the Commission and audience to come out and look at the command trailer. After reviewing the trailer, Sheriff Walker reported on recent uses of the trailer. Sheriff Walker also reported on prisoner housing.

Dan Morris asked the Commission for advice for fuel for next year's budget and presented a list of older equipment in the Road & Bridge Dept. The Commission suggested \$4.00 to \$4.25 per gallon for fuel for next year. Harry Wisdom reported that he has a dump truck that needs the engine repaired or replaced.

Doug Barlet reported on the weather for the week. Barlet also reported that the PWWSD #13 hydrants are ready to be used and the Fire Dept. has been trained on the use of the hydrants.

Pam Cannon reported that she has received the new photography of the County.

Larry Robinson presented two resolutions concerning the conditional use permits that were approved last week. Vicki Leonard moved to adopt Resolution #2011-15 (CUP #0411344 – Colt Energy LP Storage). Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2011-16 (CUP #0311345 – Jim Hartman RV Park). Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolution #2011-15 and Resolution #2011-16:

Before the Board of County Commissioners
Linn County, Kansas
Resolution # 2011- 15
A RESOLUTION APPROVING CONDITIONAL USE
PERMIT # 0411344 (Colt Energy/Lanham) TO INSTALL L.P. GAS STORAGE TANKS IN EXCESS
OF 660 GALLONS IN AN AGRICULTURAL 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 April 27th, 2011, publish a notice of a public hearing to consider Conditional Use Permit #0411344 pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on May 17, 2011 to consider said Conditional Use Permit; and

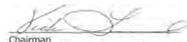
WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by 5-0 vote, recommend approval of said Conditional Use Permit based on certain findings (as outlined in the staff report and adopted by the Planning Commission) and subject to certain conditions;

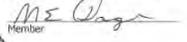
THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Linn County, after review of the recommendation of the Planning Commission together with all public comment finds to adopt the findings of the Planning Commission (attached) and issue said Conditional Use Permit as follows:

SECTION 1: Conditional Use Permit #0411344 is hereby issued on the following described property: The S¼ of parcel 147-35-0-00-00-02.00 in the SW¼ of Section 35, Township 21, Range 22 all in Linn County, Kansas

SECTION 2: Conditional Use Permit #0411344 is issued for six (6) 1000 gallon L.P. Gas Storage tanks.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 6th day of June, 2011.


Chairman

Vice-Chairman

Member
Attest:

David Lamb - Clerk


Before the Board of County Commissioners
Linn County, Kansas
Resolution # 2011- 16
A RESOLUTION APPROVING CONDITIONAL USE
PERMIT # 0311345 (Jim Hartman) TO INSTALL/OPERATE AN RV PARK IN AN
AGRICULTURAL 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 April 27th, 2011, publish a notice of a public hearing to consider Conditional Use Permit #0411344 pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on May 17, 2011 to consider said Conditional Use Permit; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by 5-0 vote, recommend approval of said Conditional Use Permit subject to the condition it follows the final RV Park regulations being considered by the Board of County Commissioners;

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 adopt the findings of the Planning Commission and issue said Conditional Use Permit as follows:

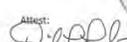
SECTION 1: Conditional Use Permit #0311345 is hereby issued on the following described property: The NE¼ of the SW¼ of Section 6, Township 20, Range 25 all in Linn County, Kansas

SECTION 2: Conditional Use Permit #0311345 is issued for an RV Park in accordance with the RV Park regulations adopted by Linn County, Kansas.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 6th day of June, 2011.


Chairman

Vice-Chairman

Member
Attest:

David Lamb - Clerk


Larry Robinson also presented a proposed response to KDHE concerning the Centerville Sewer lagoon. Vicki Leonard moved to approve the letter as presented by Larry Robinson. Mike Page seconded the motion. The motion passed 3-0.

At 10:21 AM the Chair asked for public comment. Fred Kautt reported on an erosion problem that is washing dirt and debris onto his property. Hal Aggers reported that it took 29 minutes for an ambulance to reach them when his father-in-law collapsed on May 23rd. Aggers does not believe that taxpayers on the west side of the County should have to pay the same amount for ambulance service when they don't get as much service as the rest of the County. Aggers also reported that he was not happy with the attitude of the ambulance personnel when they did arrive. Mike Hays informed the Commission that a duck hunting club has put up a gate that is blocking access to property that he manages. The Counselor and Larry Robinson will look into the problem. Citizens Bank presented information on High Deductible plans and HSA's.

Donna Schmit presented information on Lake Region Solid Waste Authority Agreement Amendments. Mike Page moved to approve and sign the amendments as presented. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission then discussed waste tires with Schmit.

At 11:15 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Maxine Goucher updated the Commission on activities for the Silver Haired Legislature and local issues for seniors.

Don George asked about the status of the agreement with PWWSD #13. Gary Thompson stated that we are waiting on a response from the water district.

At 11:40 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Pam Cannon, and Larry Robinson attended the executive session.

At 11:50 AM the executive session ended.

At 11:53 AM Vicki Leonard moved to extend the executive session for 5 minutes. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Pam Cannon attended this portion of the executive session.

At 11:58 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to make Pam Cannon the Assistant 911 Coordinator in Charge of Addressing with a pay increase of \$2.00 per hour. Mike Page seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that the Grasshopper mower broke down and is being sent in for repairs today.

The Clerk also discussed the 125th anniversary of the Courthouse with the Commission. The Clerk would like to have an open house sometime this summer.

The Commission and Clerk discussed the health insurance renewal. Herb Pemberton stated that the High Deductible Health Plan with a Health Savings Account looks like best option. Mike Page stated that an HDHP/HSA appears to make the most sense for the most employees. Mike Page suggested putting approximately \$600.00 in each employee's account (the amount of savings from current insurance plan). Vicki Leonard stated that she would prefer to go with an HDHP/HSA, with a contribution of \$1,500.00 in each employee's account. Vicki Leonard moved to contract with Blue Cross and Blue Shield of Kansas to administer a High Deductible Health Plan as presented and to contribute \$1500.00 to an HSA for each current employee eligible for the health plan on August 1st. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to allow the Clerk to sign any necessary documents for the health plan. 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, June 20, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 20, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Bernita Robbins led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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 pays/special pays, totaling \$275,672.85: General, \$104,271.75; Employee Benefit, \$49,129.05; Appraiser, \$8,334.00; Rural Fire, \$2,742.05; Road and Bridge, \$100,179.98; Law Enforcement Trust, \$445.00; County Health Dept., \$7,032.91; Crime Victim Assistance, \$977.23; Elderly, \$2,370.21; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom presented bids for rebuilding/replacing the motor in a dump truck. The Commission asked Wisdom to get more information and come back next week. Wisdom and the Commission also discussed a bridge near Mound City that needs to have brush cleaned out from under it.

Undersheriff Greg Jackson reported on prisoner housing and on a new digital fingerprint system. Jackson also reported that everything is going well with Advanced Correctional Healthcare.

John Maloney reported on problems with people putting in their own septic systems without getting a permit.

John Black presented a permit to bury gas line requested by Atmos Gas Co. located at 400 & Vernon Road. Herb Pemberton moved to approve Burial Permit #BP11009D2 as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet reported on the weather for the week. Barlet also presented an employment application for Kristen Stahl as a Firefighter for Station 940. Mike Page moved to hire Stahl as a probationary Firefighter. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet then reported that the Fire Board has made a recommendation to purchase 30 Draeger SCBA's and 10 additional masks from Weis Fire Equipment for \$161,430.00 (County cost \$8,071.50). Vicki Leonard moved to purchase the SCBA's and masks as recommended by the Fire Board. Mike Page seconded the motion. The motion passed 3-0.

Terry Ayers and the Clerk discussed a water leak at the Pleasanton kitchen and repairs to the Grasshopper mower. Ayers recommends replacing the water line from the meter to just inside the building. Mike Page suggested installing a new line next to the old line and then making the connection to the new line, so the service would only be down for about an hour. John Black and Terry Ayers will work on repairing the water service. The Clerk and Ayers discussed problems with the Grasshopper mower with the Commission. The repair costs for the mower were higher than what was quoted last week and the mower is only worth around \$1,000.00. Ayers presented price quotes for mid-mount mowers from Triple K Parts & Service, Deems Farm Equipment, and Neal Manufacturing. Vicki Leonard moved to purchase a Super Duty FasTrak mower for \$6,350.00 from Neal Manufacturing and to repair the Grasshopper mower for up to \$1,500.00. Mike Page seconded the motion. The motion passed 3-0.

John Platt presented the 2012 Tri-Ko Budget request in the amount of \$73,264.00 (no increase from 2011). Vicki Leonard moved to tentatively approve the 2012 Tri-Ko (Mental Retardation) budget in the amount of \$73,264.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard discussed the glass repair that was approved last year for the County Health Dept. building. The Clerk will contact Suffron Glass and inform them that if we don't hear from them by June 27th, we will assume that they have abandoned their bid and it will be awarded to the next lowest bidder.

At 10:17 AM the Chair asked for public comment. Bernita Robbins asked about the decision on the health plan.

The Clerk and Deputy Clerk discussed HSA administration with the Commission. The Clerk and Deputy Clerk recommend setting up the HSA's at Citizens Bank. Vicki Leonard moved to set up the HSA's with Citizens Bank. Herb Pemberton seconded the motion. The motion passed 3-0. Vicki Leonard moved to pay set up fees (if needed) for the employee HSA's. Mike Page seconded the motion. The motion passed 3-0.

Karen Tuggle, Raymond Burch, and Connie Ball presented the 2012 Linn County Conservation District Budget request in the amount of \$28,500.00 (no increase). Vicki Leonard moved to tentatively approve 2012 Linn County Conservation District Budget in the amount of \$28,500.00. Mike Page seconded the motion. The motion passed 3-0.

Charlie Blevins complained to the Commission that he still hasn't received payment for the fence from Gordon Williams.

At 11:18 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 and for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Mike Page seconded the motion. The motion passes 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.

The Clerk informed the Commission that our State Assessed Utility values are up approximately \$6,000,000.00.

The Commission discussed the high pressure washer at the Transfer Station. Herb Pemberton moved to approve repairing the Hy-Flo power washer for up to \$1,526.17. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission and Joe Maloney discussed disposal of waste tires. The Commission agreed that the County could accept up to 100 tires per community during their clean up days.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, June 27, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

June 27, 2011

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, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Jackie Taylor led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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

Herb Pemberton moved to reschedule the July 4th regular meeting to Tuesday, July 5th at 9:00 AM due to the Independence Day Holiday. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to adopt Resolution #2011-17, Declaration of Surplus Property. Herb Pemberton seconded the motion. The motion passed 2-0. Following is a copy of Resolution #2011-17:

RESOLUTION # 2011-17
DECLARATION OF SURPLUS PROPERTY:
BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LINN COUNTY KANSAS
BE IT RESOLVED: that whereas the following property from Linn County be declared as surplus property:

- 1 - 1972 Ford TK, VIN# 6GCVN2H42 (Fire)
- 1 - 1975 Ford 800, VIN# D8D0VX4092 (Fire)
- 1 - 1978 Ford F250, VIN# F20VH48996 (Fire)
- 1 - 1978 GMC PK, VIN# TFL248S25946 (Fire)
- 1 - 1985 Ford PK, VIN# 1F10H3L7K1A71797 (Fire)
- 1 - 1986 Ford F250, VIN# 1F10H3L7K1A71797 (Fire)
- 28 Continental ContiMax LT245/75R17
- 13 General Gulliver HES LT245/75R17
- 2 Goodyear 12-16.SLT on White Spoke 8 hole wheels
- 1 Radial RVT LT225/75R16 on 8 hole wheel
- 1 Terra Tom Hercules 225/75R16 on 8 hole wheel
- 1 Perelli Scorpion STRA 245/75R16
- 1 1979 GMC Hekai, VIN# T17D8V578722(Fire)
- 1 1979 GMC Hekai, VIN# T17D8V578722(Fire)

APPROVED AND ADOPTED THIS 27th DAY OF JUNE, 2011.

BOARD OF COUNTY COMMISSIONERS,
LINN COUNTY, KANSAS

Vicki Leonard, Chairman

Herb Pemberton, Vice-Chairman

Mike Page, Member

ATTEST:
David L. Lamb, County Clerk

Doug Barlet reported that the State has deployed our Emergency Management trailer to Doniphan County. Barlet is delivering the trailer today.

Dennis Arnold reported that US Minerals will be here this week to do some site work. Arnold also reported that he and Don George have been working on developing a canoe trail on the Marais des Cygne River.

Sheriff Walker reported on prisoner housing for the week. Sheriff Walker also reported on property that has marijuana growing on it that needs to be eradicated. Sheriff Walker would like to have some help from the Road & Bridge Dept. with the eradication this afternoon. Gary Thompson suggested asking some of the City Police Depts. for help.

Harry Wisdom reported that he needs either a new engine for a dump truck or needs to have the engine bored and rebuilt. Wisdom will get a cost estimate for next week's meeting.

Larry Robinson reported on work done on the Centerville Sewer lagoons.

At 9:45 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. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Treasurer Carmen Self attended the executive session.

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

Carmen Self then presented the 2012 Treasurer Budget request in the amount of \$162, 641.15 (\$5,358.00 decrease). Mike Page moved to tentatively approve the 2012 Treasurer Budget in the amount of \$159,728.59 (without COLA).

Herb Pemberton seconded the motion. The motion passed 2-0.

Pam Cannon presented the 2012 Mapping/GIS Budget request in the amount of \$97,100.00 (no change). Mike Page moved to tentatively approve the 2012 Mapping/GIS Budget in the amount of \$97,100.00 (without COLA). Herb Pemberton seconded the motion. The motion passed 2-0.

At 10:04 AM the Vice-Chairman asked for public comment. None was given.

The Clerk informed the Commission that the County valuation is up approximately \$4.5 million.

The Clerk read a thank you note from the City of Parker for help with their city-wide cleanup.

The Clerk then informed the Commission that we have received a bid from Ron Nation for repairing the steps at the Extension office. (Mike Page will check on other options for repairing the steps before revealing the amount of the bid.) The Extension Agent also called last week about worker's compensation insurance on the lawncare service. It will cost the Extension Office \$500.00 if Schneider Lawncare does not carry its own worker's compensation insurance. The Commission stated that the Extension office should inform Schneider that he must carry worker's compensation insurance to mow on their property.

The Clerk showed the Commission a copy of a Quit Claim deed from the State of Kansas for some of the property from the old US 69 Highway. The Clerk will ask Pam Cannon to map the property for the Commission to review.

Shawn Biggs, AMR, informed the Commission that 5 Firefighters have completed the EMT transition course. They are working on setting up training for new First Responders. Biggs also discussed EVOC training and truck maintenance scheduling. We should have the ambulance in Parker after the EVOC training on July 16th. AMR is planning on moving the backup ambulance from Pleasanton to Parker. The Commission had understood that the ambulance in Parker would be an additional ambulance instead of the Pleasanton backup ambulance.

Don George asked about the agreement with PWWSO #13. Mike Page stated that PWWSO #13 signed the agreement last week. (The Commission will take action on the agreement today.)

Kristy Schmitz presented the 2012 Register of Deeds Budget request in the amount of \$81,516.00 (\$195.00 increase without COLA). Mike Page moved to tentatively approve the 2012 Register of Deeds Budget in the amount of \$81,516.00. Herb Pemberton seconded the motion. The motion passed 2-0.

Mike Page moved to approve the agreement with Public Wholesale Water Supply District #13 for the use of Critzer Lake and to adopt Resolution #2011-18. Herb Pemberton seconded the motion. The motion passed 2-0. Following are copies of Resolution #2011-18 and the Memorandum of Agreement between Linn County and PWWSO #13:

RESOLUTION NO. 2011-17

A RESOLUTION ESTABLISHING REGULATIONS TO GOVERN USE BY THE PUBLIC OF THE CRUIZER LAKE, LINN COUNTY, KANSAS.

Whereas, Linn County has entered into a certain Agreement with Public Wholesale Water Supply District #13 whereby the District has agreed to allow ~~limited~~ access for ~~public~~ fishing as ~~permitted by the District's Lake, known as Cruizer Lake, and~~

Whereas, under the terms of that Agreement, the County is responsible for establishing guidelines and regulations to manage and regulate fishing access and ~~essential related activities~~ at said Lake ~~as further recited under the terms of the County's Agreement with the District;~~ and

Whereas, under the terms of said Agreement, the County's regulations must be reviewed and agreed to by the Board of Directors of the District; and

Whereas, the Board of County Commissioners and the District Board of Directors have approved this Resolution by a vote on 1's record and have executed an Agreement approving the adoption of this Resolution;

Now therefore, it is hereby resolved by the governing body of Linn County, Kansas:

- The laws of the State of Kansas and the ~~the~~ Resolution of Linn County, Kansas shall extend to and cover the Lake
- The County Sheriff and State and Federal law enforcement officers shall have full power to enforce all applicable laws and regulations governing the Lake and shall maintain order thereon.
- It shall be unlawful for any person to willfully or wantonly remove, injure, tamish, deface or destroy any building, walk, bench, tree, improvement or property of any kind belonging to the County or the District, including, but not limited to, fences, gates, signs, restroom facilities, and water intake structures.
- (a) Except as provided in subsection (b), it shall be unlawful for any person to carry or have in his/her possession any firearm or dangerous weapon or to shoot or discharge the same on Lake property.
(b) The provisions of subsection (a) above shall not apply to duly authorized law enforcement officers in the performance of official duty.
- (a) Motor vehicles, including any vehicle licensed to operate on public streets, roads and highways shall be operated in a safe and prudent manner at all times on Lake property.

- (a) It is unlawful for any person, except for County or District Employees, County Contractors, or State Officers on official business, to approach within fifty feet of any fish feeding mechanism on the Lake.
(b) It is unlawful for any person to climb upon, move, rickade with, or in any way damage or deface any fish feeding mechanism on the Lake.
- It shall be unlawful for any unauthorized individual to climb upon, collide with, damage, deface or in any way interfere with the District's water intake structures ~~on the Lake.~~
- It shall be unlawful for any unauthorized individual to enter upon or have any access to the dam, the golf-way structure, ~~the shore, and all other District property~~, or any other area of the Lake property, posted as being off-limits ~~except those areas specifically agreed to by the District and administered by the County.~~
- No boat shall be operated on the Lake in such a manner as to create a wake. All persons maintaining, operating, or riding in boats do so entirely at their own risk so far as the County or the District is concerned and such persons are warned that the County or the District does not maintain the Lake for boating purposes and nor does the County represent that it is safe to use boats on the Lake.
- Each separate violation of this resolution shall be deemed a misdemeanor and upon conviction shall be punishable by a fine of not less than Fifty Dollars (\$50) and not more than Five Hundred Dollars (\$500). In addition to any fines assessed hereunder, violators, upon conviction, shall pay restitution to the County and the District the cost of repairing any damages done to structures, signage or grounds resulting from said violation.

This Resolution shall become effective upon its approval by the County Commission and its publication in the official newspaper.

Resolved this 27th day of June, 2011.

Chairperson, Linn County Commission
 Member, Linn County Commission
 Member, Linn County Commission

~~and shall be operated only in those locations where access is specifically allowed~~
 (b) Except as provided in subsection (a), it shall be unlawful for any person to park any motor vehicle in any area not designated for such purpose.
 (c) Except as provided in subsection (d), it shall be unlawful for any person to operate any motor vehicle, including ATV's and similar vehicles, on Lake property except upon roads, drives and parking areas established by the County or the ~~land~~ ~~district~~ ~~by the~~ District.
 (d) Subsections (b) and (c) above shall not apply to authorized County or District employees while engaged in the maintenance and care of the Lake and Lake property and shall not apply to State, County or District sponsored or approved events ~~conducted by the District~~ occurring on the Lake or Lake property.

- With the exception of legal fishing, it shall be unlawful for any person to pursue, catch, trap, make, kill, shoot or take any wildlife, either bird or animal, in any manner at any time while on the Lake or Lake property, except for duly authorized State, County or District employees or individuals acting at the behest of State, County or District officials.
- It shall be unlawful for any person to build or kindle any fire on Lake property except in the ovens, stoves, grills, fire rings or other designated areas ~~approved by the District~~ provided for that purpose by the County and such fire must be extinguished by the person, persons or parties using such fire, immediately after use thereof.
- Overnight camping is hereby prohibited on Lake property.
- All waste material, paper, trash, rubbish, tin cans, bottles, containers, garbage and refuse of any kind whatsoever shall be deposited in disposal containers provided by the County for such purposes and maintained by the County. No such waste or contaminating material shall be discarded otherwise. No sticks, stones, trash or other objects shall be thrown or discarded in, or on any Lake property, sanitary facilities or other improvements.
- It shall be unlawful for any person or persons to use, consume or have on the premises of the Lake or Lake property any alcoholic liquor or certain malt beverage.
- It shall be unlawful for any person, except duly authorized State, County or District employees, to take, in use or disturb any live or dead tree, plant, shrub or flower, or otherwise interfere with the natural state of Lake property.
- The County may post such rules and regulations, as are enacted by the governing body and approved by a vote of the District Board, pertaining to the use of the Lake and Lake property in a conspicuous place on Lake property. Violators of these posted rules shall constitute a violation of this resolution.
- Water skiing, surfboarding, swimming and inshore fishing are hereby prohibited in the Lake.

ATTEST:
 County Clerk



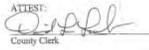
Memorandum of Agreement

It is agreed between the Linn County Commission (hereinafter referred to as County) and the Board of Directors of Public Wholesale Water Supply District #13 (hereinafter referred to as District) that:

1. The attached Regulations shall be enacted by Resolution of the County and shall enforced as indicated therein upon official approval by both parties of this Memorandum of Agreement.
2. The County shall maintain the Lake Goswami ~~flow control system~~ in the District for ~~flow control~~, including mowing, road maintenance, trash disposal and provision and maintenance of sanitary facilities and signage.
3. The County, with the assistance of the State, shall provide sanitary facilities of a temporary or permanent nature ~~at these locations, agreed to and approved by the District.~~
4. The County will provide the District with copies of all agreements with the State and with all proposed grant agreements and plans, ~~and the contracts shall be entered into by the County and the State, as approved by the District.~~
5. The County and the District agree to participate with the State in efforts to educate Lake users as to Aquatic Nuisance Species. ~~Any such participation by the District shall be subject to the District's and County's policies.~~
6. This Agreement shall terminate in the event the County shall materially breach any provision of this Agreement. District shall provide written notice declaring the specific material breach and County shall be granted a 30 day grace period after receipt of the notice to rectify or correct any material breach in order to avoid termination.

Memorandum and attached Regulations were approved by a vote of the Commission on the 27th day of June, 2011.

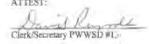
 Chairman, Linn County Commission

ATTEST:

 County Clerk



Memorandum and attached Regulations were approved by a vote of the Directors of PWWSO #13 on the _____ day of _____, 2011.

 Chairperson, PWWSO #13

ATTEST:

 Clerk/Secretary PWWSO #13

At 10:55 AM Herb Pemberton moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 2-0.

At 11:02 AM 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. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:07 AM the executive session ended. No action was taken as a result of the executive session.

Deputy Clerk John Copple discussed administrative issues with the HSA that need a decision from the Commission. If employees choose to be covered on another plan that does not qualify as a High Deductible Plan, they will not qualify for an HSA, will the County still give the employee \$1,500.00? Mike Page moved to allow a total allotment costing the County \$1,500.00 to any employee that chooses coverage options that prohibit the use of an HSA. The allotment to the employee will be reduced by the County's share of FICA, KPERS, Worker's Compensation, and Unemployment Insurance. Herb Pemberton seconded the motion. The motion passed 2-0.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Tuesday, July 5, 2011. Mike Page seconded the motion. The motion passed 2-0.

 Attest:

Commission Chair

 County Clerk

July 5, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

Mike Page 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 pays/special pays, totaling \$449,219.75: General, \$208,450.07; Employee Benefit, \$92,304.11; Appraiser, \$9,110.87; Rural Fire, \$7,349.73; Road and Bridge, \$107,698.18; 911 Telephone Tax, \$11,390.92; County Health Dept., \$6,761.65; Crime Victim Assistance, \$977.23; Elderly, \$4,986.32; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet stated that the Fire Board would like to use Apparatus Services for pump testing and vehicle inspections again this year. It will cost approximately \$7,085.00. The Fire Board would also like to have all our ladders inspected this year. The ladder inspections will cost approximately \$2,100.00. Vicki Leonard moved to allow the inspections to be done for approximately \$9,200.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet then presented bids for rechargeable battery systems for the gas detectors at each station. Vicki Leonard moved to accept the low bid from Weis Fire & Safety in the amount of \$1,805.80. (The other bid was from Jerry Ingram/Fire & Rescue in the amount of \$2,310.40.) Herb Pemberton seconded the motion. The motion passed 3-0.

Barlet also asked for permission to spend \$20,000.00 that was budgeted for turnout gear this year. Vicki Leonard moved to allow Barlet to purchase new turnout gear for up to the \$20,000.00 that was budgeted. Mike Page seconded the motion. The motion passed 3-0.

The Commission and Barlet discussed the ambulance service and the third ambulance for Parker. The Commission and Barlet agreed that they never understood that AMR was planning on using the backup ambulance from Pleasanton for the Parker station.

Sheriff Walker reported on activities from the weekend.

Terry Ayers presented the 2012 Custodian Budget request in the amount of \$65,000.00. Herb Pemberton moved to tentatively approve the 2012 Custodian Budget in the amount of \$65,000.00 (no change from 2011). Mike Page seconded the motion. The motion passed 3-0. Ayers and the Commission then discussed various maintenance issues.

At 9:54 AM the Chair asked for public comment. Sandy Scott commented on public use of the river around Trading Post. Scott stated that she is going to petition to have the road vacated near her property. Dennis Arnold stated that he is no longer planning on using that area as an access point to the river. Vicki Leonard stated that she is not in favor of promoting canoeing on the Marais des Cygne River. Herb Pemberton stated that he is concerned with the amount of water that comes down the river, does not believe it is a good river to canoe. Sandy Scott then presented a petition to vacate a portion of the old Main Street in Trading Post bordering their property. Herb Pemberton asked if she owns both sides of the road. Sandy Scott stated that she does not. Herb Pemberton then stated that they cannot vacate the road.

Larry Robinson presented paperwork to close out a Wireless 911 Grant. Herb Pemberton moved to close out Grant #07-E911-17 and to allow the Chair to sign the closeout forms. Mike Page seconded the motion. The motion passed 3-0.

Donna Thomas presented the 2012 Health Dept. Budget request in the amount of \$180,844.00. Vicki Leonard moved to tentatively approve the 2012 Health Dept. Budget in the amount of \$180,844.00 (\$12,531.00 decrease from 2011). Mike Page seconded the motion. The motion passed 3-0.

Thomas also presented a Memorandum of Understanding for using the Courthouse Annex as an Alternate Work Site for the Linn County Health Dept. Herb Pemberton moved to approve and sign the MOU as presented. Mike Page seconded the motion. The motion passed 3-0.

At 11:12 AM Vicki Leonard moved to take a 5 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:22 AM 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 and then 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, Clerk, Counselor, and Carmen Self attended the executive session.

At 11:36 AM Carmen Self left the executive session.

At 11:39 AM Melinda Bolling entered the executive session.

At 11:52 AM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed the salary schedule with other elected officials and department heads. Steve Thompson would like to see adjustments for all departments. Carmen Self would like to see the schedule go past 15 years. The Commission discussed forming a salary committee to study the issue and make recommendations. The Clerk will check with KAC for comparisons with other counties.

Clerk presented 2012 budget requests for Commission, EMS, Juvenile Intake, Counselor, 4-H Building, Fair Building, Fair Premium, Historical Society, and 911 Telephone Tax. Mike Page moved to tentatively approve the 2012 Commission Budget in the amount of \$66,600.00 (no change from 2011). Herb Pemberton seconded the motion. The motion passed 3-0.

After reviewing the 2012 EMS Budget request in the amount of \$12,000.00 (no change from 2011), the Commission agreed to table the request until we have more information on the costs of staffing for the additional ambulances.

Vicki Leonard moved to tentatively approve the 2012 Juvenile Intake Budget in the amount of \$48,500.00 (no change from 2011). Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2012 Counselor Budget in the amount of \$70,000.00 (no change from 2011). Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2012 4-H Building Budget in the amount of \$17,500.00 (no change from 2011). Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2012 Fair Building Budget in the amount of \$3,000.00 (no change from 2011). Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to tentatively approve the 2012 Fair Premium Budget in the amount of \$10,600.00 (no change from 2011). Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2012 Historical Society Budget in the amount of \$24,000.00 (no change from 2011). Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2012 911 Telephone Tax Budget in the amount of \$92,479.00 (no change from 2011). Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed a parcel near Pleasanton that is going to be auctioned by KDOT.

Herb Pemberton informed the Commission that a motor had to be replaced on the sewer lift station at the County Park. A second motor may also need to be replaced.

Mike Page moved to provide a dumpster and waive the fees for cleanup of the Melton property in Blue Mound. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk explained the health insurance forms that need to be filled out for the insurance and for the HSA. The Commission completed their insurance forms and turned them in to the Clerk.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, July 11, 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

July 11, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Doug Barlet led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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 following pays/special pays, totaling \$273,471.39: General, \$55,062.44; Appraiser, \$3,666.06; Rural Fire, \$1,403.62; Road and Bridge, \$139,652.31; 911 Telephone Tax, \$166.00; Special Fire Equip. Replacement, \$47,142.55; DARE, \$42.99; County Health Dept., \$1,220.79; and Elderly, \$25,114.63. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the YTD Park Report for June 2011. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the Sheriff's Monthly Fee Report for June 2011 in the amount of \$4,795.25. Herb Pemberton seconded the motion. The motion passed 3-0.

Steve Catron presented bids for replacing the motor in a dump truck. Midway Ford bid \$16,862.59 and Foley Equipment bid \$18,665.11. Mike Page moved to approve the bid from Midway Ford in the amount of \$16,862.59 for a new rebuilt motor. Herb Pemberton seconded the motion. The motion passed 3-0.

Doug Barlet reported on the weather for the week. The Fire Board needs up to \$4,000.00 for shipping the truck we are purchasing from New York. Vicki Leonard moved to allow up to \$4,000.00 for shipping for the new truck. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Doug Barlet discussed issues with the ambulance service for the Parker area.

Steve Thompson presented a quote for a new printer for the Appraiser's office that is needed for the new Orion program. Copy Products, Ins. quoted a price of \$7,691.00 with trade in and government discount. The State will reimburse the County approximately \$5,600.00 for the purchase. Mike Page moved to allow the Appraiser to spend \$7,691.00 for the new copy machine with the understanding that the State will reimburse \$5,600.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on cases worked for the year. Sheriff Walker also reported on a new law that requires scrap metal dealers to be licensed by the County.

Charlie Blevins asked for a copy of his fence view from 2006. The Clerk will provide him with a copy.

Larry Robinson presented the 2012 Planning & Zoning Budget request in the amount of \$58,500.00 (no change from 2011). The Commission and Robinson discussed expenses with the Centerville Sewer system. Vicki Leonard moved to tentatively approve the 2012 Planning & Zoning Budget in the amount of \$58,500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:15 AM the Commission took a 5 minute break.

Dennis Arnold presented the 2012 Economic Development Budget request in the amount of \$96,300.00 (\$2,300.00 decrease from 2011). Mike Page moved to tentatively approve the 2012 Economic Development Budget in the amount of \$96,300.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to allow the Chair to sign a Quit Claim Deed for the US Mineral Property. Herb Pemberton seconded the motion. The motion passed 3-0.

Deputy Clerk John Copple discussed administration issues with the health plan with the Commission. Copple asked how the Commission wants to handle deductible assistance for future new employees on the health plan. Copple will work on a policy for the Commission to review.

Ken Keller and Shawn Biggs from AMR reviewed the 2010 financial reports and 2011 expenses for their Linn County operation. Biggs stated that the Parker ambulance will be ready to go this Saturday and the Mound City ambulance could be in place by the end of July if staff is available. Gary Thompson asked if Keller and Biggs were aware that the requirement for a backup ambulance was left out of the contract. Keller stated that it was not intentionally left out of the contract and could be negotiated with the Commission. Keller stated that a backup ambulance could be brought in from Johnson County if one of the primary ambulances is broken down or in for maintenance. Keller would like to use the backup ambulance from Pleasanton until the end of the month, and then bring in an ambulance for Parker. Mike Page stated that we may not have people to staff an ambulance in Mound City.

Robert Chase presented the 2012 SEK Mental Health Budget request in the amount of \$93,300.00 (\$2,700.00 increase from 2011). Vicki Leonard would like to know how much our Sheriff's Dept. spends transporting patients for mental health reasons. Herb Pemberton moved to tentatively approve the 2012 SEK Mental Health Budget in the amount of \$93,300.00. Mike Page seconded the motion. The motion passed 2-0. Vicki Leonard abstained.

Eric Ferrell, Alliance for Technology Commercialization, presented information about his organization. Ferrell asked for \$1,500.00 in funding from Linn County. The Commission did not commit to funding at this time.

John Maloney presented the 2012 Noxious Weed Budget request in the amount of \$98,000.00 (\$1,000.00 decrease). Vicki Leonard moved to tentatively approve the 2012 Noxious Weed Budget in the amount of \$98,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney presented the 2012 Solid Waste Budget request in the amount of \$441,000.00 (\$400.00 decrease). Vicki Leonard moved to tentatively approve the 2012 Solid Waste Budget in the amount of \$441,000.00. Mike Page seconded the motion. The motion passed 3-0.

Judge Smith presented the 2012 District Court Budget request in the amount of \$229,200.00 (\$20,000.00 decrease). Vicki Leonard moved to tentatively approve the 2012 District Court Budget in the amount of \$229,200.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:33 PM 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 and then for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor (by phone). Vicki Leonard seconded the motion. The motion passed 3-0. (Vicki Leonard left the Commission meeting at this time.) The Commission and Clerk attended the executive session.

At 12:48 PM Mel Bolling entered the executive session and the Commission called Gary Thompson. (Gary Thompson stated that he would come back to the Annex to attend the executive session.)

At 1:03 PM the executive session ended.

At 1:05 PM Mike Page moved to extend the executive session for 15 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, Counselor, and Mel Bolling attended this portion of the executive session.

At 1:20 PM the executive session ended. As a result of the executive session, Herb Pemberton moved to give notice that we are terminating our agreement with SEK-CAP and will run the transportation program ourselves. Mike Page seconded the motion. The motion passed 2-0.

The Commission discussed asphalt projects with John Byington.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, July 18, 2011. Herb Pemberton seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

July 18, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

The Clerk presented a proposed HSA Funding Policy for the Commission and Counselor to review.

Herb Pemberton moved to approve the following pays/special pays, totaling \$400,434.92: General, \$129,971.90; Employee Benefit, \$106,893.60; Appraiser, \$8,326.07; Rural Fire, \$6,063.85; Road and Bridge, \$134,532.50; Law Enforcement Trust, \$1,415.00; 911 Telephone Tax, \$315.39; County Health Dept., \$6,705.12; Crime Victim Assistance, \$977.22; Elderly, \$2,043.60; Zoning LEPP Grant, \$190.67; and Special Park & Rec., \$3,000.00. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet reported on the weather for the week. Barlet then presented a lease-purchase agreement with Farmers and Merchants Bank for a used fire truck. Herb Pemberton moved to approve the lease-purchase agreement upon approval by the County Counselor and to allow Doug Barlet to sign the agreement for the County. Mike Page seconded the motion. The motion passed 3-0. Barlet reported that the EVOC training was completed this weekend and the Parker ambulance should be in operation today or tomorrow.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also reported on a call at Lake Chaparral last week where 19 dogs and 5 cats had to be removed from a house. The residents of the house are supposed to have been cleaning the house all weekend to try to make it safe to live in. Sheriff Walker then presented a proposed resolution governing scrap metal dealers for the Commission and Counselor to review.

Harry Wisdom reported that the PTO clutch went out on a tractor and he has a maintainer that needs warranty repair. The Commission and Wisdom discussed changing the Road Dept. hours during the hot weather.

At 9:40 AM the Chair asked for public comment. Jean Vaughn asked to have a ditch cleaned out at Paine & 300 Road. Vaughn also commented that we should run ads in the paper about using the Senior Centers as cooling centers during the extreme hot weather. Catherine Day informed the Commission that there is a private kennel available at Lake Chaparral and there are others around the County. Bernita Robbins asked what happened last week with the SEK-CAP bus. Gary Thompson explained what happened last week and also informed the Commission that when SEK-CAP received our 30 day notice to terminate our agreement, they informed their driver to stop driving the van. Gary Thompson stated that SEK-CAP is violating the contract by terminating service with no notice.

The Clerk presented the 2012 Appraiser Budget request in the amount of \$244,000.00 (no change). Vicki Leonard moved to tentatively approve the 2012 Appraiser Budget in the amount of \$244,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented information on the following non-budgeted funds: Special Fire Equipment Replacement, Equipment Reserve, and Health Dept. Capital Outlay.

The Clerk presented the 2012 Ambulance Budget request in the amount of \$786,900.00 (\$21,900.00 increase). Herb Pemberton moved to tentatively approve the 2012 Ambulance Budget in the amount of \$786,900.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 EMS Budget request in the amount of \$12,000.00 (no change). Vicki Leonard moved to tentatively approve the 2012 EMS Budget in the amount of \$12,000.00. Mike Page seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Park Budget request in the amount of \$260,000.00 (\$500.00 decrease). Vicki Leonard moved to tentatively approve the 2012 Park Budget in the amount of \$260,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Joy Purkeypile presented the 2012 Extension Council Budget request in the amount of \$125,142.00 (\$5,642.00 increase). Purkeypile stated that the increase is for salaries and cash reserves. Vicki Leonard moved to tentatively approve the 2012 Extension Council Budget in the amount of \$119,500.00 (no change) and then make a decision on salary increases later. Mike Page seconded the motion. The motion passed 3-0. The Commission and Purkeypile discussed needed repairs to the steps and parking area at the Extension Office.

The Clerk presented the 2012 Sewer Dist. #1 Budget request in the amount of \$16,037.00 (\$3,476.00 decrease). The Commission decided to table this request until we find out how much money is available in the account.

The Commission discussed AMR's proposal for next year's subsidy with Shaun Biggs. The Clerk will schedule some time next week to meet with Biggs, Doug Barlet, and Fire Board Members.

At 10:55 AM Herb Pemberton moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

Sharon Geiss presented the Mid-America Nutrition Quarterly Report. Geiss also discussed entertainment that has been scheduled at Senior Centers. Geiss also asked if the Commission was still considering upgrades for the kitchen.

Sheriff Walker presented the 2012 Sheriff Budget request in the amount of \$1,339,250.00 (\$67,678.00 increase). Vicki Leonard moved to tentatively approve the 2012 Sheriff Budget in the amount of \$1,339,250.00. Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling presented the 2012 Elderly/Transportation Budget request in the amount of \$239,000.00 (\$20,000.00 increase). Mike Page moved to tentatively approve the 2012 Elderly/Transportation Budget in the amount of \$239,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to tentatively approve the 2012 Sewer Dist. #1 Budget in the amount of \$22,000.00 (\$2,487.00 increase). Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Special Alcohol Budget request in the amount of \$9,500.00 (\$500.00 increase). Mike Page moved to tentatively approve the 2012 Special Alcohol Budget in the amount of \$9,500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Special Park & Recreation Budget request in the amount of \$3,500.00 (\$400.00 decrease). Mike Page moved to tentatively approve the 2012 Special Park & Recreation Budget in the amount of \$3,500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:08 PM Mike Page moved 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 12:38 PM the executive session ended. No action.

The Clerk presented the 2012 DARE Budget request in the amount of \$8,000.00 (\$587.00 increase). Mike Page moved to tentatively approve the 2012 DARE Budget in the amount of \$8,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Crime Victim Assistance Budget request in the amount of \$40,860.00 (no change). Vicki Leonard moved to tentatively approve the 2012 Crime Victim Assistance Budget in the amount of \$40,860.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Clerk Budget request in the amount of \$114,000.00 (no change). Mike Page moved to tentatively approve the 2012 Clerk Budget in the amount of \$114,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Election Budget request in the amount of \$65,000.00 (no change). Vicki Leonard moved to tentatively approve the 2012 Election Budget in the amount of \$65,000.00. Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling and the Road Foremen presented two proposals for the 2012 Road & Bridge Budget in the amounts of \$3,446,000.00 (\$106,000.00 increase) and \$3,566,000.00 (\$226,000.00 increase). Vicki Leonard moved to tentatively approve the 2012 Road & Bridge Budget in the amount of \$3,566,000.00. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the LEPP Grant Agreement for July 2011 through June 2012. Mike Page seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Courthouse Budget request in the amount of \$265,000.00 (\$10,000.00 increase). Mike Page moved to tentatively approve the 2012 Courthouse Budget in the amount of \$265,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Contingency Budget request in the amount of \$300,000.00 (\$30,000.00 increase). Mike Page moved to tentatively approve the 2012 Contingency Budget in the amount of \$300,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Windfall Budget request in the amount of \$385,098.00 (no change). Mike Page moved to tentatively approve the 2012 Windfall Budget in the amount of \$385,098.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Special Building Budget request in the amount of \$65,000.00 (no change). Vicki Leonard moved to tentatively approve the 2012 Special Building Budget in the amount of \$65,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the 2012 Employee Benefit Budget request in the amount of \$2,280,300.00 (\$173,500.00 increase). Mike Page moved to tentatively approve the 2012 Employee Benefit Budget in the amount of \$2,280,300.00. Vicki Leonard 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 25, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

July 25, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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

Vicki Leonard moved to approve the following pays/special pays, totaling \$136,500.00: Employee Benefit, \$136,500.00. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the Agreement for the Provision of Inmate Health Services at the Linn County Jail with Advanced Correctional Healthcare, Inc. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker informed the Commission about dispatch issues this weekend while the new console is being installed.

Vicki Leonard moved to allow the Clerk to sign a Title Service Authorization to correct a VIN on a vehicle that is being sold. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton reported that an air conditioner needs to be replaced in one of the cabins in the County Park. Vicki Leonard move to approve purchasing a Crosley air conditioner for the Park from Randall Hardware for \$279.00. Mike Page seconded the motion. The motion passed 3-0.

Harry Wisdom presented a permit to bury water line requested by Anderson County RWD #1 located at 4070 W 700 Road. Mike Page moved to approve Burial Permit #BP11010D3 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Dan Morris reported that he took a dump truck to Chanute last week to get a repair estimate.

Richard Simpson thanked the Commission for their help with getting the new lake open for fishing.

The Clerk and Commission discussed the 2012 Budget and possible budget cuts. The budget as tentatively approved would be a 7.257 mill increase. The Clerk presented suggestions to cut the budget that would reduce that increase to 3.531 mills.

Vicki Leonard moved to schedule a special meeting to discuss the budget for Thursday, July 28, at 9:00 AM at the Courthouse Annex. Mike Page seconded the motion. The motion passed 3-0.

At 10:20 AM the Clerk left the meeting and Mel Bolling recorded the minutes for the remainder of the meeting.

At 10:20 AM Mike Page moved to take a 15 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:35 AM Vicki Leonard asked for public comment. No public comment was given.

Doug Barlet gave a weather report. Due to two heat related illnesses to firefighters, additional stations, as well as AMR, will be called for backup on fire scenes during the hot weather. Barlet also reported that the new fire truck arrived from New York. The shipping costs were \$3,200.00 versus the \$4,000.00 that was originally allotted. The safety inspection has been completed. Mike Page moved to allow up to \$5,000.00 for repairs (including brakes, tires, and exhaust) on the truck. Vicki Leonard seconded the motion. The motion passed 3-0.

Mark Adams, KCPL, presented information on the proposed Young Road rehab and paving project in which KCPL would work with the county to improve the road for the LaCygne Environmental Project (LEP). Herb Pemberton

moved to extend the special meeting on Thursday to include meeting with KCPL at the intersection of 2200 and Young Road at 1:00 PM. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission and Joe Maloney discussed Cells 2 and 3 at the landfill as well as the contract with Aquaterra.

The Commission discussed the airstrip project.

Mike Page stated that he received a letter from the Mound City Chamber of Commerce about upkeep on the Mound City road shop. Page will check into this and bring the information back to the Commission.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Thursday, July 28, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

July 28, 2011

The Board of County Commissioners met in special session in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas at 9:00 AM. Those present were Vicki Leonard, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; and David Lamb, County Clerk. Doug Barlet led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer. Following is a copy of the Notice of Special Meeting:

LINN COUNTY, KANSAS
P.O. Box 350, 318 Main
Mound City, KS 66256-0350
913-795-2028
Fax: 913-795-2035



COUNTY COMMISSIONERS
Herb Pemberton
Vicki Leonard
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, July 28, 2011 in the Linn County Courthouse Annex, 306 Main St., Mound City, KS 66256. This portion of the special meeting has been called for the Commissioners to discuss the 2012 Budget and to take any necessary action concerning the 2012 Budget. At 1:00 PM the Commissioners will reconvene the special meeting at the intersection of 2200 Road and Young Road. This portion of the special meeting has been called for the Commissioners to discuss the proposed paving project of Young Road with KCPI, and to take any necessary action concerning the proposed paving project.

DATED this 27th day of July, 2011.


David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk
Carmen Bell, County Treasurer
John Sutherland, County Attorney
Betsy Walker Sherrill

Kristy Schmitz, Register of Deeds
Gary Thompson, County Chair
Steven Thompson, County Appraiser
Marilyn Aeger, Transportation

John Maloney, Noxious Weed
Dorene Arnold, Economic Development
Doug Bates, Rural Fire / Emerg. Mgt.
Larry Robinson, zoning & subdivision

Doug Barlet stated that the Fire Board would rather cut expenses this year instead of cutting next year's budget. The Fire Board would like to review the budget and make suggestions. The Commission would like to cut around \$75,000.00 from the fire budget. Barlet stated that he could cut \$3,600.00 from office equipment in the Emergency Management budget.

Undersheriff Greg Jackson presented a proposal to cut \$29,700 from this year's expenses in the Sheriff's budget. Vicki Leonard suggested cutting down to 1 new vehicle next year. Vicki Leonard also asked about sharing vehicles instead of each Deputy having a vehicle. Greg Jackson suggested that the Court could mail criminal court notices instead of having the Sheriff's office deliver the notices.

The Clerk informed the Commission that he talked to the Appraiser yesterday and between additional income and reduced expenses, we can gain \$6,750.00 in that budget. The Clerk will talk to Treasurer about reducing this year's expenses.

The Commission and Clerk discussed several of the budgets that did not have a Dept. Head at the meeting. The Commission discussed the County Attorney budget with Jeannie Kerr. Herb Pemberton asked why they have so much overtime. Jeannie Kerr stated that they don't take a lunch break, so they work an extra 1/2 hour every day.

The Commission then discussed the Road and Bridge budget with Mel Bolling, John Black, and Harry Wisdom. Mel Bolling stated that they could cut this year's expenses for equipment rental and hope nothing breaks down. (They can cut \$8,000 this year and \$2,000 next year.) Mike Page stated that we may be able to pick up some income from the Young Road project.

The Commission also discussed the Noxious Weed budget with John Maloney. Kristy Schmitz stated that she could cut \$500.00 from Capital Outlay for 2011 and 2012.

At 11:43 PM Herb Pemberton moved to recess until 1:00 PM. Mike Page seconded the motion. The motion passed 3-0.

At 1:00 PM the special meeting reconvened at the intersection of 2200 Road and Young Road. Those present were Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk, John Black, Dan Morris, John

Byington, Larry Robinson, Mark Adams, KCPL; Jay Burrell, Shafer, Kline, and Warren; and other representatives from KCPL and Kissick Construction.

The Commission discussed various options for resurfacing Young Road and reconstructing the intersection of Young Road and 2200 Road. Shafer, Kline, and Warren will do preliminary drawings and cost estimates for the intersection. KCPL will have a company take core samples from Young Road. The Commission will wait on reports from Shafer, Kline, and Warren and KCPL before taking any action.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, August 1, 2011. Mike Page seconded the motion. The motion passed 2-0.

Attest:

Commission Chair

County Clerk

August 1, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

Vicki Leonard moved to approve the minutes of the last regular meeting and the July 28th special meeting as printed. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays, totaling \$460,346.26: General, \$121,731.66; Employee Benefit, \$147,661.40; Appraiser, \$8,640.10; Rural Fire, \$10,918.34; Road and Bridge, \$155,616.48; 911 Telephone Tax, \$1,103.11; County Health Dept., \$9,945.19; Crime Victim Assistance, \$1,011.04; Elderly, \$3,528.27; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 3-0.

Undersheriff Greg Jackson reported on issues that have come up in the last week. Jackson also presented more budget information.

Dan Morris reported that he has a truck engine that needs to be replaced. He can get a short block for \$11,329.91, but there would be other additional expenses. Mike Page moved to approve repairs for the dump truck not to exceed \$16,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

John Maloney presented information on two nuisance abatement cases.

Doug Barlet presented a proposed agreement with Miami County Rural Water District #3 for use of rural hydrants on County Road 1077. Mike Page moved to approve the agreement as presented and allow the Chair to sign the agreement. Herb Pemberton seconded the motion. The motion passed 3-0. Barlet then reported on the weather for the week. Barlet then asked for permission to purchase an air conditioner for Station 940 so ambulance personnel on standby could stay at the station. Mike Page moved to allow up to \$700.00 for an air conditioner and installation for Station 940. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:31 AM the Chair asked for public comment. Harold West commented on ditch work that is being done around his property. West stated that if that tube is taken out, he has no way to get into that part of his property.

Joe Maloney reported that Aquaterra found some problems with the contour drawing for Cell 2 that need to be corrected that will cost \$1,000.00 to \$1,500.00. Maloney also reported that the Parker compactor site needs a new door.

At 9:45 AM 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 and then 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, Clerk, Counselor, and Joe Maloney attended the executive session.

At 9:56 AM Joe Maloney left the executive session.

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

Harry Wisdom presented two permits to bury gas lines requested by Triple C Services located at 200 & Neil Road and at 100 & Neil Road. Mike Page moved to approve Burial Permit #BP11012D3 and Burial Permit #BP11013D3. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page left the meeting at 10:30 AM.

The Commission met with Doug Barlet, Russell Beth, Tom Kemper, and Shawn Biggs to discuss the operation of the BLS ambulances out of the fire stations.

At 11:01 AM Herb Pemberton moved to take a 5 minute break. Vicki Leonard seconded the motion. The motion passed 2-0.

Wayne Burk, Parker Mayor, asked the Commission if the County could help with some street repairs in Parker and what it would cost for the County to do the work. The Commission agreed to use FEMA equipment rates to come up with a cost estimate.

Rodney Warren, Foley Equipment Co., presented information on rebuilding Caterpillar equipment. The CPT+ (Certified Power Train plus) program would rebuild the equipment to the specifications of the latest year that model was produced. The

equipment would receive a new 3 year/5000 hour warranty on the power train. The CPT+ would cost approximately 50% of the cost of a new machine. It would take 6 to 7 weeks to rebuild a maintainer.

The Clerk asked if the Commission wants to publish the budget with a 7.194 mill increase or make some cuts before it is published. (The original increase was 7.257 mills but the Clerk had already adjusted Appraiser income and expenses and Rural Fire income.) The Commission agreed to cut \$225,000.00 (\$220,000.00 in 2011 and \$5,000.00 in 2012) from the Road & Bridge Dept. before publication. The Commission discussed the Young Road project with Dan Morris, John Byington, and Larry Robinson. Additional budget cuts approved by the Commission were: 2012 Commission, \$250.00; 2011 Clerk, \$2,500.00, 2012 Clerk, \$500.00; 2011 Treasurer, \$2,000.00; 2012 County Attorney, \$6,300.00; 2011 Reg. of Deeds, \$500.00; 2012 Reg. of Deeds, \$500.00; 2011 Sheriff, \$29,700.00; 2012 Sheriff, \$10,500.00; 2012 Courthouse, \$3,000.00; 2011 Emergency Management, \$2,000.00; 2012 Emergency Management, \$5,350.00; 2012 Planning & Zoning, \$5,000.00; 2012 Contingency, \$30,000.00; 2012 Noxious Weed, \$2,000.00; 2011 Solid Waste, \$6,000.00; 2012 Solid Waste, \$6,000.00; (also added income of \$8,000.00 to 2012 Solid Waste); 2011 GIS/Mapping, \$3,265.00; 2012 GIS/Mapping, \$6,000.00; 2012 Employee Benefit, \$30,300.00; 2011 Rural Fire, \$45,000.00; 2012 Rural Fire, \$30,000.00; 2011 Health Dept., \$3,000.00; and 2012 Health Dept., \$3,000.00. The adjustments to the budget would cause a mill levy increase of 4.155 mills in the County and Rural Fire budgets. The original increase from the tentatively approved budgets would have been 7.257 mills. The Commission also stated that more cuts could be made before the budget is approved on August 15th.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, August 8, 2011. Vicki Leonard seconded the motion. The motion passed 2-0.

Attest:

Commission Chair

County Clerk

August 8, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Gary Thompson led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

The Commission reviewed the YTD Park Report for July 2011.

Vicki Leonard moved to approve the following pays/special pays, totaling \$249,862.45: General, \$146,802.66; Employee Benefit, \$1,676.29; Appraiser, \$7,167.02; Rural Fire, \$6,824.86; Road and Bridge, \$80,536.79; 911 Telephone Tax, \$1,848.25; DARE, \$172.48; County Health Dept., \$701.01; and Elderly, \$4,133.09. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing for the week. Sheriff Walker also discussed the budget cuts that were approved by the Commission for his department.

Doug Barlet reported on the weather for the week. Barlet also reported that he has been talking to Bourbon County about doing a joint training for emergency management. Barlet then presented an application for Ely Bishop for Station 940.

At 9:22 AM Herb Pemberton moved to recess from the Board of Commission meeting until 9:50 AM to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Counselor, Doug Barlet, and Tom Kemper attended the executive session.

At 9:27 AM Doug Barlet left the executive session.

At 9:32 AM Tom Kemper left the executive session and the Clerk entered the executive session.

At 9:50 AM the executive session ended.

At 9:51 AM Vicki Leonard moved to extend the executive session for 10 minutes. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:01 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet and Tom Kemper then presented a letter from the Fire Board concerning revisions to the Rural Fire budget.

At 11:05 AM the Chair asked for public comment. Linda McMillan asked the Commission about a shed that was left on their property that has someone else's property in it. Ruth McGrew discussed the Linn County budget compared to surrounding Counties. Jean Vaughn asked about clearing brush at the intersection of 300 & Paine Road.

Joe Maloney presented a proposal from Aquaterra for engineering services at the landfill. The increase to their contract would cost \$1,500.00. Mike Page moved to approve the amendment to the Aquaterra contract. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:25 AM Vicki Leonard moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve a memo to department heads concerning overtime, meal breaks, and use of County vehicles. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve a temporary use permit to temporarily close CR 530 for an hour on Sept. 17th. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed the budget. The Budget Hearing is next week at 11:00 AM. The final approved budget is due to be filed with the County Clerk by August 25th.

Mike Page moved to approve Ely Bishop as Firefighter subject to the results of a pre-employment physical and six month probation. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:33 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session to discuss personnel issues related to non-elected personnel until 12:45 PM. Mike Page seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:45 PM the executive session ended.

At 12:47 PM Vicki Leonard moved to extend the executive session for 10 minutes. Herb Pemberton seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 12:57 PM the executive session ended. No action was taken as a result of the executive session.

At 1:18 PM Mike Page left the Commission meeting to attend a meeting at the airstrip.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, August 15, 2011. Herb Pemberton seconded the motion. The motion passed 2-0.

Attest:

Commission Chair

County Clerk

August 15, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance. Jeff Fulk opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-137 and 138. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the Sheriff's Monthly Fee Report for July 2011 in the amount of \$2,927.81. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$247,452.13: General, \$125,463.14; Employee Benefit, \$29,320.05; Appraiser, \$8,452.40; Rural Fire, \$5,987.38; Road and Bridge, \$67,745.47; 911 Telephone Tax, \$315.39; County Health Dept., \$6,214.29; Crime Victim Assistance, \$977.22; Elderly, \$2,786.12; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing for the week. The Sheriff informed the Commission that they busted 3 meth. labs last week.

Mike Page moved to allow Harry Wisdom to spend up to \$2,500.00 to repair a dump truck. Herb Pemberton seconded the motion. The motion passed 3-0. Wisdom and the Commission also discussed a permit to bury gas line. The Contractor will fill out an application for the permit.

Mike Page moved to approve a bid for duct cleaning and repair in the District Court building for up to \$9,000.00 by Midwest Duct Cleaning. Vicki Leonard seconded the motion. The motion passed 3-0.

Don George reported that Critzer Lake will open for fishing on August 24. George passed out brochures for the lake and thanked John Cople for designing the brochure. George also reported that Kansas Dept. of Wildlife, Parks, and Tourism had paid the pro-rated amount of \$3,666.67 for the CFAP program for the new lake to the County last week.

Mike Page moved to approve a permit to bury gas line (Burial Permit #BP11014D3) requested by Triple C Services located at Neil Road & 100 Road with the condition that they install marking posts with tracer wires and have a minimum of 24" of cover. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:46 AM the Chair asked for public comment. None was given.

At 9:47 AM 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 and then until 10:30 AM to discuss legal issues (attorney/client privilege) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, Sheriff Walker, and Undersheriff Jackson attended the executive session.

At 10:07 AM the Sheriff and Undersheriff left the executive session and the Clerk entered the executive session.

At 10:30 AM the executive session ended. No action was taken as a result of the executive session.

Herb Pemberton asked the other Commissioners about lowering the estimate for fuel costs next year to \$3.75 per gallon. Herb Pemberton also asked about cutting the transfer to Special Machinery.

At 11:00 AM the Chair opened the Budget Hearing for the 2012 Linn County Budget and the 2012 Linn County Special District Budgets. No public comment was given. The Chair announced that the budget hearing was closed.

The Commission discussed making some cuts in the Solid Waste budget with Mel Bolling. The Commission agreed to cut \$120,000.00 from the Road & Bridge Transfer to Special Machinery and \$20,000.00 from the Road & Bridge fuel line item. This will reduce the mill levy increase to 3.262 mills.

Herb Pemberton moved to adopt Resolution #2011-19, allowing for an increased tax levy for 2012 Linn County Budget; and Resolution #2011-20, allowing for an increased tax levy for the 2012 Cemetery District #5 Budget. Mike Page seconded the motion. The motion passed 3-0. Following are copies of Resolution #2011-19 and Resolution #2011-20:

COUNTY RESOLUTION
RESOLUTION NO. 2011-19
A resolution expressing the property taxation policy of the Board of Linn County Commissioners with respect to financing the 2012 annual budget for Linn County.

Whereas, K.S.A. 79-2625 provides that a resolution be adopted if property taxes levied to finance the 2012 Linn County budget exceed the amount levied to finance the 2011 Linn County budget, except with regard to revenue produced and attributable to the taxation of 1) new improvements in real property, 2) increased personal property valuations, other than increased valuations of oil and gas, landfills and mobile homes, and 3) property which has changed in use during the past year, or with regard to revenue produced for the purpose of repaying the principal of and interest upon bonded indebtedness, temporary notes, or non-tax warrants; and

Whereas, budgeting, taxing and service level decisions for all county services are the responsibility of the board of county commissioners; and

Whereas, Linn County provides the essential services to protect the health, safety, and well being of the citizens of the county; and

Whereas, the cost of provision of these services continues to increase; and

Whereas, the 2011 Kansas State Legislature failed to fulfill its obligations in regard to the statutory funding of annual transfers and, by significantly lowering state revenue sharing payments to counties, has contributed to higher county property tax levies to finance the 2012 Linn County budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Linn County Commissioners that it is our duty to notify the public of the possibility of increased property taxes to finance the 2012 Linn County budget due to the above mentioned conditions, and that all persons are invited and encouraged to attend budget meetings conducted by the Board of Linn County Commissioners. The date and time of budget meetings with the Board of Linn County Commissioners will be published in the Linn County News. Interested persons can also address questions concerning the budget to the County Clerk's Office by calling 913-795-2688 between the hours of 9:00 a.m. to 4:30 p.m., Monday through Friday, excluding holidays.

Adopted this 15th day of August, 2011 by the Board of Linn County Commissioners.

BOARD OF COUNTY COMMISSIONERS

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

ATTEST:
David L. Linn, County Clerk

Page No. 26

SPECIAL DISTRICT RESOLUTION
RESOLUTION NO. 2011-20
A resolution expressing the property taxation policy of the Linn County Board of Commissioners, for Cemetery District #5 with respect to financing the 2012 annual budget for Cemetery District #5, Linn County, Kansas.

Whereas, K.S.A. 79-2625 provides that a resolution be adopted if property taxes levied to finance the 2012 Cemetery District #5 budget exceed the amount levied to finance the 2011 Cemetery District #5 budget, except with regard to revenue produced and attributable to the taxation of 1) new improvements in real property, 2) increased personal property valuations, other than increased valuations of oil and gas, landfills and mobile homes, and 3) property which has changed in use during the past year, or with regard to revenue produced for the purpose of repaying the principal of and interest upon bonded indebtedness, temporary notes, or non-tax warrants; and

Whereas, budgeting, taxing and service level decisions for all district services are the responsibility of the district board; and

Whereas, Cemetery District #5 provides essential services to district residents; and

Whereas, the cost of provision of these essential services continues to increase;

NOW, THEREFORE, BE IT RESOLVED by the Linn County Board of Commissioners, for Cemetery District #5, that it is our duty to notify the public of the possibility of increased property taxes to finance the 2012 Cemetery District #5 budget as defined above.

Adopted this 15th day of August, 2011 by the Board of Commissioners.
1 in Counts, Kansas.

LINN COUNTY BOARD OF COMMISSIONERS

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

ATTEST:
David L. Linn, County Clerk

Page No. 20

The Clerk asked the Commission about an individual using the Centerville Senior Center gym area for homeschooled children. They would like to use the gym no more than once a week. The Counselor advised that they would have to sign a hold harmless agreement.

The Clerk also asked about advertising in the special Community Cares edition of the Linn County News. The Clerk will forward the information to the Commission and it will be discussed next week.

At 11:58 AM Vicki Leonard moved to take a 5 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:03 PM 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. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Judge Smith attended the executive session.

At 12:08 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, August 22, 2011. Mike Page seconded the motion. The motion passed 2-0.

Attest:

County Clerk

Commission Chair

August 22, 2011

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, Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

Vicki Leonard 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: 2010-139 and 140. Vicki Leonard seconded the motion. The motion passed 2-0.

Sheriff Walker reported on prisoner housing for the week and other issues that his office is dealing with.

Harry Wisdom presented two permits to bury water lines requested by Josh Mitchell located at 6504 Botkin Road (BP11015D3) and west of CR 1077 on 700 Road (BP11016D3). Mike Page moved to approve both permits as presented. Vicki Leonard seconded the motion. The motion passed 2-0.

Doug Barlet reported that Rescue 5 needs to have some valves rebuilt for approximately \$1,800.00. Mike Page moved to approve up to \$1,800.00 to repair the pumper. Vicki Leonard seconded the motion. The motion passed 2-0.

John Maloney reported that he put a new lock on the storage area in the ambulance building in Pleasanton. Jessy Willard has moved everything out of the building.

Sheriff Walker and the Commission discussed having off-duty Deputies work security at lake developments.

Curt Whitaker, Whitaker Aggregates informed the Commission that he is open for business at the rock quarry south of Mound City.

At 9:37 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, Counselor, Sheriff Walker, and Gary Stone attended the executive session.

At 9:47 AM the executive session ended. No action was taken as a result of the executive session.

Harvey Taylor addressed the Commission concerning the Crimestopper's Night Out Against Crime program. The County has provided \$2,000.00 to help fund the program for the last several years. Vicki Leonard moved to approve a donation of \$2,000.00 for Crimestopper's Night Out Against Crime. Mike Page seconded the motion. The motion passed 2-0.

Ron Nickelson, Sugar Valley Lakes addressed the Commission concerning chipping and sealing roads within Sugar Valley. The main roads at Sugar Valley total around 3 miles, all roads in Sugar Valley total around 30 miles. The Commission will discuss the issue with John Byington and contact Nickelson later.

The Commission discussed advertising for EMT's with Jackie Taylor. The Commission agreed to run a ½ page advertisement in the Community Cares special edition.

At 10:28 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 10:40 AM and then to discuss legal issues (attorney/client privilege) with the County Counselor until 10:45 AM. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:45 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page moved to approve the 2012 County Budget in the amount of \$12,280,259 and the 2012 Special District Budgets in the amount of \$554,341. Vicki Leonard seconded the motion. The motion passed 2-0.

Gary Thompson gave the Commission information on Comp. Time and Overtime policies for review.

Vicki Leonard informed the Dept. Heads that they would review the requests for 24-hour use of vehicles and discuss the issue next week.

At 10:58 Vicki Leonard moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 2-0.

The Commission discussed a proposed HSA contribution policy with the Clerk and Deputy Clerk. The Deputy Clerk also presented a proposed memo to employees explaining changes to the deductible on our health plan. (We negotiated a change on our BCBS contract that will change our deductible period to the plan year instead of a calendar year.)

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, August 29, 2011. Mike Page seconded the motion. The motion passed 2-0.

Attest:

Commission Chair

County Clerk

August 29, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2010-143. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reschedule the September 5th regular meeting to Tuesday, September 6th at 9:00 AM due to the Labor Day Holiday. Herb Pemberton seconded the motion. The motion passed 3-0.

Undersheriff Greg Jackson reported on prisoner housing for the week. The Undersheriff asked about the money that is received from prisoner phone calls. Vicki Leonard moved to allow the monthly commission check from Protocol for phone card sales to be put in the Law Enforcement Trust account. Herb Pemberton seconded the motion. The motion passed 3-0. Judge is working on an order to allow OR Bonds to help reduce jail population. Undersheriff Jackson also reported that there have been 4 fatality accidents on US 69 since the speed limit was increased.

Doug Barlet informed the Commission that he and Greg Jackson are meeting with Youth Front Camp concerning the Rock the Light Festival this weekend. Barlet asked for permission for himself and Dee Horttor to attend an Emergency Management Conference in Topeka on Sept. 13-16 for approximately \$1,100.00. The Commission agreed to allow Barlet and Horttor to attend the conference.

Dan Morris presented a permit to bury requested by Magellan Pipeline located on CR 1077 north of 2300 Road. Magellan will need to cut the road surface and may need to close the road for up to 3 days. The Counselor suggested requiring a bond from Magellan. Mike Page moved to approve Burial Permit #BP11017D1 with the understanding that they will provide a \$10,000.00 bond for one year. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed a creel report from Don George for the opening day at Critzer Lake. The average catch was 5.9 bass per hour per angler.

Mike Page discussed the status of the new airstrip and work that we need to do on the ditches and drainage area.

County Treasurer Carmen Self presented the 2nd Quarter and YTD Interest and Delinquent Tax Reports. Interest for the 2nd Quarter of 2011 was \$22,779.94, down from \$28,829.40 in 2010. YTD interest was \$27,240.84, down from \$37,043.76 in 2010. Delinquent Real Estate Taxes as of 6/30/11 were \$617,339.48 and Delinquent Personal Property Taxes as of 6/30/11 were \$73,526.00.

Larry Robinson presented two lot splits. Vicki Leonard moved to approve Lot Split #11-257 requested by Paul & Melissa Harris located at 350 & Montgomery Road and to accept the accompanying grant of road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve Lot Split #11-258 and the accompanying Boundary Line Adjustment requested by Kent Workman located on 1525 Road. Mike Page seconded the motion. The motion passed 3-0.

Brock Schwartz, Foley Equipment discussed leasing a District #3 maintainer for 5 years instead of rebuilding the maintainer. It would cost around \$130,000.00 to rebuild the maintainer. Schwartz stated that we could lease a new maintainer for 5 years for approximately \$15,224.64 per year. At the end of that time, we could then purchase the maintainer for approximately \$122,000.00 or we could trade it in for another new maintainer. The maintainer would have a trade in equity of approximately \$23,000.00.

At 10:21 AM the Chair asked for public comment. None was given.

At 10:22 AM Vicki Leonard moved to take a 5 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:40 AM Robert Turpen entered the executive session.

At 10:42 AM Vicki Leonard moved to extend the executive session until 11:00 AM. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Robert Turpen attended this portion of the executive session.

At 10:47 AM Robert Turpen left the executive session.

At 11:00 AM the executive session ended. As a result of the executive session, Herb Pemberton moved to make Robert Turpen the Interim Assistant Park Manager and to adjust his salary to Range 4 (\$14.04 per hour). Mike Page seconded the motion. The motion passed 3-0.

Also as a result of the executive session, Vicki Leonard moved to make the Undersheriff an exempt employee under the Executive Employee exemption and adjust his salary to \$42,500.00 per year. Mike Page seconded the motion. The motion passed 3-0.

The Commission discussed the 24-hour use of County vehicles. The Commission asked the Clerk to check on how other Counties are handling 24-hour use of County vehicles.

Doug Barlet discussed the proposed advertisement for EMT's & First Responders. Barlet and the Commission also discussed Fire Dept. response to First Responder calls.

Dennis Arnold informed the Commission that some additional work needs to be done for venting the new boiler, the parts have been ordered. Arnold also informed the Commission that business activity has increased in the County. He is hearing more inquiries about business locations, opportunities, etc. Arnold then informed the Commission that Linn County has been chosen to participate in Phase 2 of a pilot program to help rural communities support growth-oriented area entrepreneurs to increase economic opportunity.

At 12:27 PM Mike Page moved to take a 15 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays, totaling \$411,896.88: General, \$205,355.78; Employee Benefit, \$24,602.85; Appraiser, \$8,443.94; Rural Fire, \$19,801.86; Road and Bridge, \$138,050.52; 911 Telephone Tax, \$2,567.99; County Health Dept., \$7,434.44; Crime Victim Assistance, \$977.22; Elderly, \$4,471.61; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Tuesday, September 6, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 6, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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 introduced Topher Philgreen, Youthfront Camp. Philgreen thanked the County and Doug Barlet for their support this weekend at the Rock the Light festival. Sheriff Walker then reported on activities during the last week including a shooting at Tanglewood Lakes. Sheriff Walker reported that he completed 65 hours of training last week with the National Sheriff's Institute. Sheriff Walker also reported on areas in the County where cell phones and the Sheriff's radios cannot communicate.

Doug Barlet reported that the Fire Dept. was staged at Rock the Light this weekend. Barlet also reported that a fire truck needs to be repaired for \$900.00 to \$1,900.00. Vicki Leonard moved to allow up to \$2,000.00 for repairs to Truck #964. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Morris presented two agreements for lights and crossing arms at railroad crossings on 2000 Road (DOT #412620C) and 1600 Road (DOT #412626T). Mike Page moved to approve and allow the Chair to sign the agreements. Herb Pemberton seconded the motion. The motion passed 3-0.

Joe Maloney reported that his 953 Loader needs to be repaired and he will need to borrow a loader from the Road & Bridge Dept. while it is being repaired. Maloney also reported that people have been throwing away live ammunition. Gary Thompson suggested posting a list that informs people not to dispose of live ammunition. Maloney then reported that someone also dumped 5 gallon buckets of raw sewage at the transfer station.

At 9:40 AM the Chair asked for public comment. None was given.

At 9:42 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 40 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Sheriff, and Undersheriff attended the executive session.

At 10:05 AM the Sheriff and Undersheriff left the executive session and John Maloney entered.

At 10:12 AM John Maloney left the executive session.

At 10:22 AM the executive session ended.

At 10:22 AM Vicki Leonard moved to extend the executive session until 10:30 AM. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:30 AM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard stated that all employees that are driving vehicles home will keep a log of all usage of the vehicle and the Commission will review the log next month to determine if the vehicles should be driven home.

A Pleasanton resident asked about "Kids at Play" signs in Pleasanton. The Commission informed the resident that she would need to talk to the City of Pleasanton about signs within the city. The resident also complained that Concern won't help her. The Commission informed the resident that Concern is not governed by the County but told her she could speak to Marilyn Augur about others that could get her some financial help.

Pam Cannon informed the Commission of upcoming events/issues for her office. Cannon also stated that she has been nominated to be the Treasurer of the Kansas Mapper's Association. The Commission stated that they would support her having that position.

Joe Maloney informed the Commission that he can get the loader repaired for around \$1,300.00 by Mike Nelson from Osawatomie.

At 10:55 AM Herb Pemberton moved to take a 5 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Bill Van Kirk, 6th Judicial District Community Corrections, presented the FY 2012 Carryover Reimbursements Plan Budget Summary. Mike Page moved to allow the Chair to sign the report. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page discussed work at the airstrip. The Commission is waiting on quotes for drainage pipe for the airstrip and will take action later in the meeting when the quotes are received.

Larry Sharp, KCAMP, presented an annual review of our insurance coverage. Linn County's Loss Ratio for 2011 is 31%. The Loss Ratios for previous years were: 2010-25%, 2009-46%, and 2008-35%. Sharp also stated that a \$2,000.00 Risk Avoidance Grant is available again this year.

Mike Page stated that TL Enterprises has requested their final payment on the airstrip. We will have a percentage retainage on the project payment. Bids were received for the drainage at the airstrip from Olathe Winwater, Carter-Waters, and Hydraway. The lowest bid for the drainage pipe is from Cater-Waters and costs \$10,980.00. There will be an additional expense of around \$1,000.00 for fittings, connections, etc. Mike Page moved to authorize up to \$12,500.00 for the drainage system materials from Carter-Waters and up to \$2,500.00 for silt fencing contractor and materials. 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, September 12, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 12, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Walker led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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 2011.

Mike Page moved to approve the Sheriff's Monthly Fee Report for August 2011 in the amount of \$49,158.58. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner housing. Sheriff Walker asked the newspaper if they would run a story about all the cattle that are getting out and the difficulty finding the owners of the cattle.

Doug Barlet reported that he and Dee Horttor will be in Topeka for meetings this week. Barlet also reported that he has been working with ISO and they have indicated that our rating should go down. Barlet stated that the Fire Board has no issues with opening up 9th Street in La Cygne near the Fire Station. Herb Pemberton stated that he is opposed to opening the road.

Pam Cannon discussed updated ownership maps she is delivering to the Sheriff and Fire Dept.

Dan Morris stated that he has an opening in his department. Morris also has an employee that he would like to give a salary increase. (The employee had over 10 years of experience before starting with Linn County.) Vicki Leonard moved to increase Ted Lewis to \$13.08 per hour (Range 4, Step I). Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom reported that he is still having problems with two of his dump trucks. Wisdom also stated that he needs to order 1-30", 3-24", 3-18", and 3-15" culvert tubes. Mike Page moved to allow Wisdom to purchase culvert tubes in the amount of \$3,721.80. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission informed Dan Morris that he needs to do some mowing at the sewer lagoons at the Park. The Commission also discussed installing rip-rap and spraying the grass instead of mowing.

At 9:46 AM the Chair asked for public comment. None was given.

Vicki Leonard moved to schedule a special meeting on Young Road north of 2200 Road at 10:00 AM tomorrow morning. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission and Counselor discussed liability issues with the railroad overpass on Young Road. The Commission and Larry Robinson discussed the bridge and road project on Young Road. Robinson believes that KCPL wants the County to lay the asphalt on the road.

Vicki Leonard moved to approve the following pays/special pays, totaling \$392,701.07: General, \$131,828.03; Employee Benefit, \$16.52; Appraiser, \$479.79; Rural Fire, \$6,034.86; Road and Bridge, \$246,322.42; 911 Telephone Tax, \$2,163.64; DARE, \$42.99; County Health Dept., \$1,226.92; and Elderly, \$4,585.90. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to move Delaine Collins to Range 8, (\$14.01 per hour) as an exempt employee under the Executive Exemption, and create the Dispatch Supervisor title in Range 8. Herb Pemberton seconded the motion. The motion passed 3-0.

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

passed 3-0.

Becky Gray discussed the SEK-CAP Community Needs Assessment. Gray asked the Commission for their suggestions on the needs in Linn County. Vicki Leonard stated that she thinks there are many residents that need weatherization help with their homes. Steve Lohr, SEK-CAP Executive Director, also discussed local issues with the Commission. Mike Page asked about assistance for refrigeration units for the Congregate kitchen.

Esther Shields addressed the Commission concerning installation of a private drive from the end of 9th Street to the Fire Station in La Cygne. The City is asking for permission to install the driveway on County property and would like the County to cost share the project. The Commission stated that we would be interested in allowing the project and would possibly be interested in cost sharing the project.

The Commission then reviewed maps of the La Cygne Industrial Park and discussed other issues within the industrial park area. The Commission also discussed issues with the area around the Dist. #3 Road Shop and snow removal at the Extension Office.

With nothing further on the agenda Vicki Leonard moved to adjourn until 10:00 AM Tuesday, September 13, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 13, 2011

The Board of Linn County Commission met in special session at 10:05 AM on Young Road approximately .8 of a mile north of 2200 Road. Those present were Herb Pemberton, Vice Chair; Mike Page, Member; and John Copple, Deputy County Clerk. Also present were Larry Robinson, Planning & Zoning Director; and Scott Jones, Jim Palmer, and Stan Lister of Kansas City Power and Light (KCP&L).

Following is a copy of the Notice of Special Meeting:



Jim Palmer, KCP&L, described the planned process to resolve issues with the railroad tunnel/overpass that is being built on Young Road. Palmer said that fill material is being removed from above the tunnel, after which the tunnel structure will be improved, and then fill material can be replaced. Palmer said the road alignment will not be changed. The tunnel structure will be lengthened to make the structure perpendicular to the railway tracks, and to remove the concentrated load on the currently angled part of the structure. The combination of load and angle caused a failure in the tunnel/bridge footing.

Scott Jones, KCP&L, said they do not have a detailed amended schedule yet from their bridge contractor, but that they expect the project to be lengthened by about 30 days, to the end of October.

The group also discussed the eventual paving of Young Road and the possible realignment of the intersection of Young Road and 2200 Road. There is currently a yield-right-of-way sign on Young Road where it intersects 2200 Road. Initial engineering recommendations were to replace that sign with a stop sign. Mike Page expressed concern about the loaded trucks having to stop and then enter 2200 Road, noting that they might be an impediment to through traffic as they try to get up to speed while climbing the west-bound grade on 2200 Road.

The KCP&L representatives said they would provide final design drawings and scheduling information for the road surfacing and intersection to be discussed at a future meeting.

Herb Pemberton asked that KCP&L consider an agreement for the new bridge similar to the agreement in place for the power plant's dam structure (on 2200 Road) whereby Linn County's liability is limited to the roadway only, and not the dam or bridge structure underneath.

With nothing further on the agenda Herb Pemberton moved to adjourn until 9:00 AM Monday, September 19, 2011.
Mike Page seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk

September 19, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

Vicki Leonard moved to approve the minutes of the last regular meeting and the September 13, 2011 special meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission discussed last week's meeting with KCPL and their contractors.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also reported on arrests this weekend that may have solved several burglaries.

Vicki Leonard moved to approve the following pays/special pays, totaling \$289,907.19: General, \$173,633.20; Employee Benefit, \$21,912.03; Appraiser, \$8,813.73; Rural Fire, \$3,263.82; Road and Bridge, \$34,097.45; County Health Dept., \$6,573.09; Special Alcohol, \$4,500.00; Crime Victim Assistance, \$977.22; Elderly, \$2,395.93; Economic Development Grant, \$33,550.65; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 3-0.

At 9:32 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

At 9:37 AM the executive session ended.

At 9:39 AM Vicki Leonard moved to extend the executive session for 10 minutes. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 9:49 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet presented a check from Purple Wave in the amount of \$10,855.00 for Rural Fire equipment that was sold. Herb Pemberton moved to deposit the Purple Wave check into the Rural Fire Fund and then transfer the money to the Special Fire Equipment Replacement Fund. Mike Page seconded the motion. The motion passed 3-0.

At 9:59 AM the Chair asked for public comment. Jim Ptacek commented on the lack of cell phone coverage in the County. Ptacek asked if the County could do anything to help with cell phone coverage.

Larry Robinson presented Zoning Case #Z0711204 requested by Paul and Melissa Harris that was approved by the Planning & Zoning Board by a 6-0 vote. Vicki Leonard read the findings of the Planning & Zoning Commission. Vicki Leonard moved to adopt Resolution #2011-21, approving Zoning Case #Z0711204 and adopting the findings of the Planning & Zoning Commission. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-21 and the findings of the Planning & Zoning Commission:

Before the Board of County Commissioners
Linn County, Kansas
Resolution # Z011-21
A RESOLUTION AMENDING THE OFFICIAL ZONING MAP

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 zoning regulations on June 22, 1981; and,

WHEREAS, the Linn County Planning Commission did, on August 3, 2011, publish a notice of a public hearing to consider rezoning a 5 acre tract of land in the E½ of the SE¼ of the NE¼ of Section 2, Township 23, Range 23 in Linn County, Kansas; and

WHEREAS, the Linn County Planning Commission did hold a public hearing on August 23rd, 2011 to consider said rezoning from A - Agricultural Zone to AR - Agricultural Residential; and

WHEREAS, the Planning Commission after review and consideration of the findings, reports and testimony did, by 6-0 vote, recommend approval of said rezoning of said tract to the classification of "AR" with those findings attached;

THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Linn County, Kansas, that the zoning classification of said tract is hereby changed to "AR" - Agricultural Residential.

PASSED AND APPROVED by the Linn County Board of County Commissioners of Linn County, Kansas, this 15th day of September, 2011, and shall become effective upon publication in the Official County Newspaper.

Attest:
David Lamb - Clerk



Chairman
Vice-Chairman
Member

Staff Report
Case #Z0711204

Applicant: Paul & Melissa Harris
Requested action: Approval of zoning change on a 5,000 acre tract of property to "AR" Agricultural/Residential as required by the zoning regulations in conjunction with a lot split.
Location: Said 5 acre tract is part of the E½ of SE¼ of the NE¼ of Sec 2, Township 23 South, Range 23 East of the 6th P.M.
Comp Plan: CLUMP - Agricultural
Acceptable Land Uses:
• Agriculture
• Transitional Agriculture
• Public/Quasi-Public
• Park/Recreation
• Conservation
• Industrial (Ag Mining)
FUTURE LAND USE - Agricultural
Zoning and Uses Nearby: Zoning - Agricultural
Uses - Agricultural with residences
Comments/questions received: None

- Staff finds:
1. That 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 the 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.
 5. The property continues to be occupied as currently zoned.
 6. There would be no increase in property value.
 7. Staff recommends approval of the application.
 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 in low density development.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, September 26, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

September 26, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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 reported that the bill for repairing two fire trucks was \$6,296.49. Barlet also reported that Dan Conrad from ISO is in the County today for hydrant testing.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker also discussed housing City prisoners and enforcement in lake communities.

Harry Wisdom reported that his International truck was not working properly but when he took it to the repair shop it worked fine.

At 9:29 AM the Chair asked for public comment. Dan Nasalroad reported that the City of La Cygne approved opening 9th Street to the Fire Station. The Commission asked Dan Morris to look at the project and see what the County will need to do. Jonathon Amborn from Wade Quarries asked about the status of work at the airstrip. Amborn also stated that they are considering setting up an asphalt plant at one of their quarries.

At 9:42 AM 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 3-0. The Commission, Clerk, Counselor, and Carmen Self attended the executive session.

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

At 10:04 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 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:14 AM the executive session ended. No action was taken as a result of the executive session.

At 10:16 AM Mike Page moved to take a 15 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Shawn Biggs, AMR, presented a financial report for AMR in Linn County. AMR is requesting a 3% rate increase for their business in Linn County. Vicki Leonard moved to allow AMR to increase their Linn County rates by 3% effective 1/1/12. Mike Page seconded the motion. The motion passed 3-0. The Commission and Biggs also discussed issues with new EMT's and with staffing the Mound City ambulance.

Vicki Leonard moved to approve and sign Mid-America Nutrition Building Use Agreement. Herb Pemberton seconded the motion. The motion passed 3-0.

Bill Van Kirk presented the FY 2011 Year End Outcome Report for Dept. of Corrections, 6th Judicial District Community Corrections. Herb Pemberton moved to allow the Chair to sign the certification of receipt of the report. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to reschedule the Oct. 10th regular meeting to Tuesday, Oct. 11th, due to the Columbus Day holiday. Mike Page seconded the motion. The motion passed 3-0.

The Commission discussed various issues at Critzer Lake and at the County Park.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, October 3, 2011. Mike Page seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

October 3, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; John Copple, Deputy County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

Mike Page moved to approve the following pays/special pays, totaling \$562,847.96: General, \$189,731.10; Employee Benefit, \$112,052.38; Appraiser, \$9,512.99; Rural Fire, \$16,582.59; Road and Bridge, \$151,558.06; Law Enforcement Trust Fund, \$316.99; 911 Telephone Tax Fund, \$2,458.99; County Health Dept., \$8,640.15; Crime Victim Assistance, \$977.22; Elderly, \$3,682.82; Economic Development Grant, \$67,144.00; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Barry Walker reported prisoner counts for the week. Walker also discussed the new state statute regarding metal dealers and reported on the discovery of some metal-related thefts over the weekend.

Larry Robinson, Planning and Zoning Director, presented a lot split agreement and grant of road easement for Earl Avery's property at 500 and Scott Road. Vicki Leonard moved to approve lot split agreement #11-258 and accept the grant of road easement. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to select Vicki Leonard as voting delegate for KCAMP and David Lamb and Herb Pemberton as alternates. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to renew the Gilmore Airport insurance policy with the Schulte Agency in the amount of \$2,000 for the coming year. Vicki Leonard seconded the motion. The motion passed 3-0.

John Copple presented a draft copy of the Employee Handbook, Personnel and Administrative Policies with revisions by section number. The book was first published in January 2009 and is intended to be reviewed and updated as necessary every two years. Copple outlined several amendments that have been proposed but not formally approved. Commissioners were requested to review the document for discussion on October 17, 2011. Later in the meeting the commission discussed developing and implementing a payscale and updated job descriptions as part of the review process.

Joe Maloney, Solid Waste Coordinator, presented a credit application for one of the companies doing construction work at the power plant. Maloney said they anticipate hauling concrete waste to the landfill. Maloney said the material includes large quantities of rebar and cannot be received as clean debris and will be charged at the C&D rate of \$15 per ton. Vicki Leonard moved to approve the application for credit for La Cygne Environmental Partners for the landfill. Mike Page seconded the motion. The motion passed 3-0. The commission discussed possible alternate uses for the debris as fill material on county projects. The commission directed Maloney to pursue possible equipment and methods that could be used to separate the metal from the concrete.

Maloney reported on progress to gain approval for the use of Cell #2 at the C&D disposal site. Cell #3 is being used until the Cell #2 approval is gained from the State of Kansas. Maloney is exploring the possibility of using the concrete debris from the power plant as fill in the cell approach areas.

Maloney presented an updated version of the Linn County Solid Waste Operating Plan, as requested by the Kansas Department of Health and Environment. The plan will be submitted to KDHE for approval. The plan was last updated in 1995.

Mike Page discussed progress on rock hauling and dirt work at the new airstrip.

Herb Pemberton reported on plans for rebuilding Young Road near the power plant. Pemberton said that Kansas City Power & Light wants the county to handle demolition and hauling of the top six inches of a section of the existing road. KCP&L's contractor will do the paving work. KCP&L has also proposed a new design for the intersection of Young Road and 2200 Road that would allow for turning lanes and installation of an island in the middle of the three-way intersection. Linn County will not need to provide paving equipment or labor to complete the road. Vicki Leonard made a motion to accept KCP&L's conceptual proposal for sharing the work as outlined. Mike Page seconded the motion. The motion passed 3-0. Larry Robinson was directed to follow up with KCP&L for the formal agreement on this project. Gary Thompson is developing an agreement regarding the railroad overpass on Young Road, assigning legal responsibility for the overpass structure to KCP&L rather than to the county. There is a similar agreement in place for the road over the power plant dam.

John Copple said the County Health Department will give flu shots to employees at the Courthouse Annex from 2 to 3 p.m. on October 28. The vaccinations will be given to Road District #1 employees on October 20 at the road shop in La Cygne. Vaccinations are also available at the Health Department office in Pleasanton. Family members may get the vaccinations at the standard cost of \$10 for children and \$20 for adults. The county will write one check directly to the health department for all employees.

At 10:30 a.m. Vicki Leonard made a motion to go into executive session for 15 minutes to discuss legal matters (attorney/client privilege) followed by a 10 minutes session to discuss personnel matters related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The commission, counselor, Larry Robinson, and John Maloney attended the session.

At 10:55 a.m. the commission resumed regular session. No action was taken as a result of the executive session.

Dennis Arnold, Economic Development Director, reported on activity in his department.

Mike Page presented a communication he received from Don George, Kansas Department of Wildlife, Parks, and Tourism, regarding grant money that is allocated for establishing a south entrance to Critzer Lake. There is \$20,500 available for the project. The current grant expires December 31, 2011, but can be extended. No action was taken.

At 11:45 a.m. Herb Pemberton made a motion to go into executive session for 15 minutes for personnel matters related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The commission attended this session.

At 12:00 p.m. Vicki Leonard made a motion to extend the executive session by 20 minutes. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:20 p.m. the regular session resumed. 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, October 11, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

October 11, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

Mike Page 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 September 2011.

Herb Pemberton presented quotes from Blue Valley Tractor for a salt spreader for the County Park. The Capital Outlay line item in the Park budget has \$16,688.67 remaining for this year. The Commission asked Harry Wisdom to get a quote from another company before making a decision.

Harry Wisdom presented two permits to bury water lines. Mike Page moved to approve Burial Permit #BP11018D3 requested by RWD#4 located 0.6 miles east of CR 1077 on 800 Road and Burial Permit #BP11019D3 requested by Anderson County RWD#1 located on Faucett Road south of 1350 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Doug Barlet reported that the air packs that we received from our grant have come in.

Undersheriff Greg Jackson reported on prisoner housing for the week. Jackson also thanked the Commission for the trailer from the landfill that will be used for storing equipment at the shooting range.

Joe Maloney reported that we can accept concrete with rebar/steel as clean rubble and there would be no charge from the State for clean rubble. Maloney also presented information from Aquaterra concerning a permit modification for the C&D Landfill.

Larry Robinson presented a quote from Flannegan Western for replacing the augur on the sign truck in the amount of \$1,950.00 plus shipping fees. Herb Pemberton moved to approve up to \$2,000.00 to replace the digger on the sign truck. Mike Page seconded the motion. The motion passed 3-0.

At 10:10 AM the Chair asked for public comment. Dave Berglund addressed the Commission concerning sewer line problems at the 4-H Building. The lines were cleaned out three times during Arts & Crafts this year and the sewage is still backing up. Berglund asked if the Commission could find the money to put in new sewer lines so the bathrooms will work properly. Fred Kautt also commented on problems with the 4-H Building. Berglund also thanked the Fire Dept. for doing a good job on a mobile home fire last week. Berglund also stated that we need a County Engineer to manage County property and projects.

Mike Page moved to spend up to \$2,000.00 for seed for the airstrip and lagoon projects. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:49 AM Herb Pemberton moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session until 11:30 AM 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 11:15 AM Doug Barlet left the executive session and David Lamb entered.

At 11:30 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 \$185,975.40: General, \$61,565.82; Appraiser, \$1,121.94; Rural Fire, \$3,762.48; Road and Bridge, \$112,761.46; Law Enforcement Trust, \$63.99; 911 Telephone Tax, \$481.00; County Health Dept., \$3,379.23; and Elderly, \$2,839.48. Herb Pemberton seconded the

motion. The motion passed 3-0.

The Clerk reported that we received another bid for a salt spreader for the Park. Mike Page stated that he will check on more bids for next week.

Herb Pemberton stated that he has had some complaints about large amounts of chicken manure and chicken carcasses being stored for fertilizer. The Federal and State laws do not govern the storage of this fertilizer. Gary Thompson stated that we should review our nuisance regulations to see if it covers this situation. John Maloney stated that our nuisance abatement code covers dead animals and health hazards.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, October 17, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

October 17, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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: 2010-144 and 148. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for September 2011 in the amount of \$3,187.84. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week and the number of court cases this week.

The Commission discussed the salt spreader for the Park. Herb Pemberton stated that one of the Road Foremen advised against buying a spreader with a gas motor. Mike Page stated that he should have another quote within an hour. Vicki Leonard reported that she looked at the 4-H Building last week after hearing about the sewer problems. Mike Page stated that someone is coming tomorrow to run a camera through the lines.

Larry Robinson discussed issues with KCP&L on Young Road. KCP&L is willing to do the work on the road themselves.

Pam Cannon informed the Commission that she can replace the scanner and plotter for approximately \$11,000.00 from Salina Blueprint & Micrographic Systems. Kristy Schmitz is willing to pay half of the cost from her Technology Fund. Vicki Leonard moved to allow the purchase for up to \$11,000.00. Mike Page seconded the motion. The motion passed 3-0. Cannon then reported that Carol Klopfenstein received her Kansas Mapper's certification. Cannon also reported that Linn County received the Outstanding Mapping Project Award for the year.

Terry Ayers updated the Commission on the sewer problems at the 4-H Building. One of the plumbers Ayers talked to suggested that the P-Trap in the line may be the problem.

John Maloney asked the Commission about the chicken manure and carcasses that were discussed last week. Herb Pemberton stated that it had been cleaned up.

Dan Morris presented a permit to bury telephone cable requested by Craw-Kan located at 21873 E 1100 Road. Mike Page moved to approve Burial Permit #BP11020D2 as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Walker gave the Commission a list of cases and inmate tracking for the year compared to previous years.

The Commission discussed maintenance issues on Ullery Road & 2400 Road. Those roads have been annexed by the City of Linn Valley.

Sharon Geiss presented the Mid-America Nutrition Year End Report. The number of meals provided in Linn County is about the same as last year but the donations per meal are down. Geiss also reported that Maxine Goucher is the new board member representing Linn County.

At 10:50 AM Herb Pemberton moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$299,784.59: General, \$129,126.11; Employee Benefit, \$99,978.22; Appraiser, \$8,702.83; Rural Fire, \$2,722.30; Road and Bridge, \$37,564.80; 911 Telephone Tax, \$315.39; County Health Dept., \$5,650.86; Crime Victim Assistance, \$977.22; Elderly, \$14,556.19; and Zoning LEPP Grant, \$190.67. Mike Page seconded the motion. The motion passed 3-0.

Deputy Clerk John Cople showed the Commission a searchable file for all the County resolutions. Cople then presented information on job analysis/descriptions. After discussion of developing a program to review job analysis/description/pay scales, Cople presented suggestions for updating the handbook. The Clerk, Commission, Counselor, and Deputy Clerk discussed various suggestions for the handbook. The Commission will discuss the handbook again in two weeks.

The Commission then discussed the bids for salt spreaders. Bids received were: Eastern Kansas Equipment & Sales, \$5,378.21;

Blue Valley Tractor & Supply, \$4,730.00; and Kranz Truck Equipment, \$4,464.00 (gas motor). Herb Pemberton moved to approve purchasing a salt spreader from Blue Valley Tractor & Supply for \$4,730.00 (including installation). Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page stated that we have two layers of rock installed at the airstrip.

At 12:35 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 12:50 PM to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 12:45 PM Steve Thompson entered the executive session.

At 12:50 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, October 24, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

October 24, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

The Clerk informed the Commission that the State Treasurer will be here Friday to assist people with retrieving unclaimed property.

Sheriff Walker reported on prisoner count for the week. Sheriff Walker then reported that he is giving tours of the Sheriff's office to local 5th graders this week. Sheriff Walker also reported that 2 more drug busts were made last week. Undersheriff Jackson gave a presentation on the SAFE program (Seatbelts Are For Everyone). Our Sheriff's office is planning on starting the program in Linn County. Jackson would like to have the Commission match a \$1,000.00 donation for the program. Vicki Leonard moved to donate \$1,000.00 to the SAFE program. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet reported that we are in a high risk for burning for the next two days. Barlet then reported that there is an LEPC meeting this Thursday to work on a three year training plan. Barlet also reported that we received a check in the amount of \$17,513.00 for the Emergency Management Performance Grant. Barlet would like to purchase software for our credentialing system for \$16,976.00 to be purchased with the grant money. Vicki Leonard moved to approve purchasing software from Midwest Card & ID Solutions and use the excess grant money for purchasing a computer. Mike Page seconded the motion. The motion passed 3-0.

Dan Morris stated that he needs to purchase 15 tires from Wingfoot Tire for \$5,597.85. Herb Pemberton moved to approve the purchase as requested. Mike Page seconded the motion. The motion passed 3-0.

Harry Wisdom presented a permit to bury water line requested by Clifford Stahl located on 1600 Road near CR1077. Vicki Leonard moved to approve Burial Permit #BP11021D3. Mike Page seconded the motion. The motion passed 3-0.

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 2010 Taxes. Self then presented the 3rd Quarter and YTD Interest Report and the Delinquent Tax Report. 2011 3rd quarter interest was \$9,614.26. YTD interest was \$36,855.10. Delinquent Real Estate Taxes as of 9-30-11 were \$956,166.02 and Delinquent Personal Property Taxes as of 9-30-11 were \$65,143.66.

At 9:36 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 and then for 5 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, Sheriff, Undersheriff, and Counselor attended the executive session.

At 9:51 AM the executive session ended. No action was taken as a result of the executive session.

At 9:54 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, Counselor, and Doug Barlet attended the executive session.

At 10:04 AM Doug Barlet left the executive session and David Lamb and Carmen Self entered the executive session.

At 10:09 AM the executive session ended. No action was taken as a result of the executive session.

At 10:15 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 and then 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 Bruce Holt attended the executive session.

At 10:19 AM Gary Thompson entered the executive session.

At 10:35 AM the executive session ended.

At 10:40 AM Herb Pemberton moved to extend the executive session for 10 minutes. Vicki Leonard seconded the motion. The motion passed 3-0. The same people attended this portion of the executive session.

At 10:50 AM the executive session ended. No action was taken as a result of the executive session.

At 10:53 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. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:08 AM the executive session ended. No action was taken as a result of the executive session.

The Commission and Clerk discussed rescheduling the November 7th and November 14th meetings. Mike Page gave an update on the airstrip. The Commission also discussed having an employee Christmas dinner this year.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, October 31, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

October 31, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Gary Thompson led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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

Vicki Leonard moved to reschedule the November 7th regular meeting to Thursday, November 10th; and cancel the November 14th regular meeting. Mike Page seconded the motion. The motion passed 3-0.

The Clerk discussed redistricting with the Commission. Vicki Leonard moved to adopt Resolution #2011-22, rearranging the Linn County Commission Districts. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-22:



Doug Barlet reported that we are in a red flag warning for burning. Barlet also reported on an LEPC meeting/training that was held last week. Barlet then asked to purchase a new copy machine from Modern Copy Systems. Vicki Leonard moved to allow Barlet to purchase a new copy machine from Modern Copy System for \$8,484.00. Mike Page seconded the motion. The motion passed 3-0. Mike Page thanked Barlet for his help at the airstrip.

Sheriff Walker reported on prisoner housing for the week. Sheriff Walker also reported that one rancher has had a cow stuck in the mud that had to be pulled out three days in a row. The Sheriff's Office has not been able to contact the owner yet.

Dan Morris presented two permits to bury water lines. Herb Pemberton moved to approve Burial Permit #BP11022D1 requested by Robert Thayer located at 18557 Quarterman Road. Vicki Leonard seconded the motion. The motion passed 3-0. Herb Pemberton moved to approve Burial Permit #BP11023D1 requested by Diversified Contracting located at 2756 Ayers Road. Vicki Leonard seconded the motion. The motion passed 2-0. Mike Page abstained.

Terry Ayers reported on the sewer line issues at the 4-H Building. The camera showed that the line under the building is clear and runs straight from the bathrooms to the holding tank. The line from the tank to the lift pump is also clear. The problem appears to be the building trap.

At 9:52 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 30 minutes to discuss personnel issues related to non-elected personnel and then for 5 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, Counselor, and Sheriff attended the executive session.

At 10:07 AM the Sheriff left the executive session and Steve Thompson entered.

At 10:22 AM Steve Thompson left the executive session.

At 10:27 AM the executive session ended. No action was taken as a result of the executive session.

At 10:29 AM Herb Pemberton moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

Yvonne Birnell addressed the Commission concerning zoning issues at Tanglewood Lakes. Ms. Birnell and her family are living in a travel trailer at the lake. Gary Thompson explained options that are available for her residence. Gary Thompson also explained that we have no control over Tanglewood Lakes' rules and regulations. Several other residents of Tanglewood Lakes expressed concerns about how rules are enforced at the lake development.

At 11:06 AM Vicki Leonard 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Larry Robinson attended the executive session.

At 11:11 AM the executive session ended. As a result of the executive session, Gary Thompson recommends amending our Zoning Regulations to allow permanent residence in a travel trailer if it is permitted in writing by the POA of the lake development.

Herb Pemberton moved to approve the following pays/special pays, totaling \$259,003.87: General, \$108,907.95; Employee Benefit, \$39,641.69; Appraiser, \$13,716.57; Rural Fire, \$14,990.88; Road and Bridge, \$47,373.87; 911 Telephone Tax, \$1,095.22; County Health Dept., \$7,109.03; Crime Victim Assistance, \$977.23; Elderly, \$3,161.01; Economic Development Grant, \$21,839.75; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 3-0.

Deputy Clerk John Cople addressed the Commission concerning updates to the Employee Handbook. The Commission will discuss the updates again at the November 10th meeting. Cople also asked about updating job descriptions and reviewing pay scales. The Commission agreed that they want to proceed with the review and will consider hiring an outside firm to do some of the work.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Thursday, November 10, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

November 10, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; and David Lamb, County Clerk. Mike Page led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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 Commission reviewed the YTD Park Report for October 2011.

Mike Page moved to approve the Sheriff's Monthly Fee Report for October 2011 in the amount of \$2,578.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented a letter from KCAMP stating that Linn County can receive an \$11,827.17 (8.63%) credit on our 2012 insurance premium and a maximum increase of 2% per year for 3 years by agreeing to continue using KCAMP as our insurance carrier for 3 years. The Clerk will forward a copy of the agreement to the County Counselor for review.

The Clerk also presented a YTD Budget Comparison for all departments for the Commission to review.

Dan Morris stated that he wants to hire Zane Conner from La Cygne for the Road Dist. #1 position at Range 4, Step C, \$11.35 per hour. Herb Pemberton moved to hire Zane Conner as an Equipment Operator for Road Dist. #1 at \$11.35 per hour. Mike Page seconded the motion. The motion passed 3-0. Conner will take a pre-employment drug test and physical and be on the standard 6 month probation.

Morris also reported that his mechanic truck needs a transmission. He has one ordered for \$3,300.00 from Beckman Motors. Herb Pemberton moved to approve the purchase of a transmission from Beckman Motors for \$3,300.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Joe Maloney presented a copy of the permit modification approval for Cell 2 at the landfill.

Tim Staton presented a request from the City of Pleasanton for use of County dumpsters and an exemption from landfill fees for the cleanup of three mobile homes. The Commission agreed to the request. Staton also presented a request for the Commissioners to attend a workshop on infrastructure upgrades with the City of Pleasanton on Wednesday, November 16th, at 6:00 PM at the Pleasanton City Hall. Vicki Leonard moved to schedule a special meeting at Pleasanton City Hall on November 16th at 6:00 PM at Pleasanton City Hall. Mike Page seconded the motion. The motion passed 3-0.

At 9:50 AM 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 3-0. The Commission, Clerk, and Gary Stone attended the executive session.

At 10:07 AM Gary Stone left the executive session.

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

The Commission and John Byington discussed assisting cities/lake developments with road work. Byington stated that the Commission needs to decide if the County would charge for manpower/equipment or just for supplies. Herb Pemberton stated that we would need more employees if we start taking care of the streets in all of the cities. Steve Thompson discussed the value of 1 mill in the County and 1 mill in a City. Mike Page stated that we need to develop a plan that will work with all the cities. Mike Page suggested using 60% of the FEMA rates for equipment and labor as an estimate for working on city streets.

At 11:03 AM Herb Pemberton moved to take a break until 11:10 AM. Mike Page seconded the motion. The motion

passed 3-0.

Pam Cannon informed the Commission that she has a request from a company that is working near Pleasanton for maps/images for their project. Mike Page suggested providing the images for this infrastructure project for Pleasanton. Mike Page moved to allow our EVH images to be used for this project as long as no cost is passed on to the City. Vicki Leonard seconded the motion. The motion passed 3-0.

John Copple showed the Commission a new tablet PC that was purchased for Richard Miller to use for the sign department. Copple then discussed the proposed changes to the employee handbook. The Commission agreed with the changes as proposed. Copple will incorporate the changes into the handbook and bring in a finished copy and Resolution for approval in December.

The Clerk asked the Commission about scheduling Christmas Eve as a holiday next year (2012 Christmas is a Tuesday). The Commission agreed to schedule December 24, 2012 as a County holiday. The Commission also agreed to schedule an Employee Christmas Dinner on December 22, 2011.

Mike Page moved to approve the following pays/special pays, totaling \$313,462.40: General, \$153,128.14; Appraiser, \$969.03; Rural Fire, \$77,525.20; Road and Bridge, \$28,284.47; Law Enforcement Trust, \$1,599.53; 911 Telephone Tax, \$8,056.10; DARE, \$42.99; County Health Dept., \$1,751.94; Elderly, \$4,515.14; and Economic Development Grant, \$37,589.86. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$159,971.07: General, \$77,352.96; Employee Benefit, \$31,278.10; Appraiser, \$8,116.56; Rural Fire, \$1,684.48; Road and Bridge, \$32,735.72; County Health Dept., \$5,801.75; Crime Victim Assistance, \$977.22; Elderly, \$1,833.61; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page reported on the progress at the airstrip. Mike Page also discussed issues with the sewer line repair on the County Attorney building.

At 12:08 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session to discuss personnel issues related to non-elected personnel until 12:20 PM. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

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

The Clerk and Commission discussed various budget issues.

With nothing further on the agenda Vicki Leonard moved to adjourn until 6:00 PM Wednesday, November 16, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

November 16, 2011

The Board of Linn County Commission met in special session at 6:10 PM in the Pleasanton City Hall. Those present were Vicki Leonard, Chair; Mike Page, Member; John Copple, Deputy County Clerk; Dennis Arnold, Economic Development Director; Larry Robinson, Planning & Zoning Director; Tim Staton, City Administrator; Josh Marshall, Mayor; Brandon Johnson, City Council Member; Jake Mattingley, City Council Member; Eldred Whitley, City Council Member; and Alan Luttrell, EBH and Associates.

Following is a copy of the Notice of Special Meeting:



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 6:10 PM on Wednesday, November 16, 2011 at the Pleasanton City Hall. This special meeting has been called for the Commission to discuss infrastructure projects with the City of Pleasanton. The action will be taken at this special meeting.

DATED: Nov 16th 2011

[Signature]
Frank E. Lark
Linn County Clerk



Dennis Arnold, Economic Development Director; John Copple, Deputy County Clerk; Vicki Leonard, Chair; Mike Page, Member; Larry Robinson, Planning & Zoning Director; Tim Staton, City Administrator; Josh Marshall, Mayor; Brandon Johnson, City Council Member; Jake Mattingley, City Council Member; Eldred Whitley, City Council Member; and Alan Luttrell, EBH and Associates.

Tim Staton opened the meeting with an overview of the city’s need to improve the existing water distribution system and the potential to expand the system to include an area on the west side of the intersection of US Highway 69 and 1100 Road, both north and south of 1100 Road. He explained that this is the first of three or four workshops the city will conduct culminating in a future Town Hall Meeting. Staton stressed that the project is not intended to focus only on the potential development area along the highway, but also must address current businesses and residential areas in the city.

Staton introduced Alan Luttrell, EBH and Associates, the civil engineering firm working with the city on the project. Luttrell said the project began with discussion of a single water line extension to serve the potential development area by Highway 69, but has since broadened to include consideration of system-wide water distribution improvements that would benefit the city as a whole. He explained that some areas of Pleasanton do not have adequate water flow to provide adequate fire protection. Luttrell said the current situation didn’t “get here overnight”. Solving the problems and providing water and sewer service to the potential development area would require a plan that moves incrementally toward an overall goal in the next 10 or 20 years.

Preliminary design work would eliminate existing dead-end lines in the city by looping the system, along with extending a 12” mainline to the potential development area. Early cost estimates for the water system work are approximately \$1.5 million dollars. Adding a sewage lift station to serve the area would cost another estimated \$400,000 in a possible two-stage project.

Stressing that the project is in the very early planning stages, Luttrell suggested that the city should begin to look at what kinds of business would be desirable in the development area. The 40 to 45 acres in the development area is mostly privately owned. Pleasanton and Linn County co-own a 10-acre tract toward the south end of the development area. The group discussed the challenges of providing public infrastructure to private property prior to development of that property. Staton said the goal of the project at this time is to develop a way to meet the needs of the city while removing obstacles to development in the area along Highway 69.

Council Member Jake Mattingley said he would like to see development from 1100 Road south to 1000 Road, and have the project address expansion needs over the next 10 to 20 years.

Vicki Leonard asked if the proposed development could be done in phases to spread out the expense of the project. Luttrell said it could be done in phases, but that a key would be getting the businesses in the development area sited strategically.

There was extensive discussion of how to draw highway traffic into Pleasanton to utilize both current businesses and potential businesses that might locate in the development area. Staton explained that there is no intention to “forget about Main Street in this project.” He said that capturing the highway traffic is a first step, to be followed by ways to get those travelers to go into Pleasanton to visit existing businesses.

Several people suggested signage along the highway. Dennis Arnold explained the expenses involved with highway signs that have business names on them. Arnold said that since Highway 69 is a Military Scenic Byway and a four-lane limited access road there are restrictions on signs visible from the highway. Larry Robinson said that general purpose signs indicating the availability

of food, fuel, camping areas, and a business district are provided by the State of Kansas. Jackie Taylor, Pleasanton Chamber of Commerce, said the chamber group is working on a project that would provide informational signs on services within the city. Staton said he would research the sign issues and report back to the City Council.

Other topics brought up for discussion included: taking advantage of tourist attractions such as fishing lakes and the many historic locations in the area; the possibility of building a separate system for untreated water to be used in fire protection for the development area; getting accurate current traffic counts for the exit ramps from Highway 69 into the city; the potential for private developers sharing in the infrastructure development costs; and how to determine what kinds of businesses would be the most attractive to highway travelers.

Staton explained that at this point of project planning it was not appropriate to move too far out in the future. He suggested that the current need is to determine whether to take on a project that would provide water and sewer services to the potential development area and at the same time improve water distribution within the currently developed areas of the city. By a show of hands there was consensus support for moving ahead on the project.

Staton asked the two County Commissioners what the county could do to help. Vicki Leonard said that she thinks it is a good plan, and that the key to the project would be securing grant and/or loan funding. Without grant funding, Leonard said, the project is just going to be talk. She said that the county's Economic Development Department could help with grant research and applications. Mike Page said that with the current trend of decreasing property valuations and the related need to increase mil levies it would be good to have business development. He said that county is going to support anything that is good for the taxpayer.

Staton said additional information meetings will be held. The session adjourned at 8:15 p.m.

Attest:

Commission Chair

County Clerk

November 17, 2011

The Board of Linn County Commission met in special session at 3:00 PM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Vicki Leonard, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; James Johnson, Anderson County Commissioner; and Dudley Feuerborn, Anderson County Commissioner.

Following is a copy of the Notice of Special Meeting:



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 3:00 PM on Thursday, November 17, 2011 at the Linn County Courthouse Annex, 306 Main St., Mound City, KS 66866. This special meeting has been called for the Commissioners to discuss sharing employees with the Anderson County Commissioners and to take any necessary action concerning sharing employees.

DATED this 14th day of November, 2011.

David L. Lamb,
Linn County Clerk



David L. Lamb, County Clerk; Carmen Galt, County Treasurer; John Gorkhmen, County Attorney; Barry Hobbs, Sheriff; Arnie Suppico, Register of Deeds; Steve Thompson, County Quartermaster; Steve Thompson, County Assessor; Martin Augst, Transportation; John Maloney, Recruit Street; Dennis Arnold, Economic Development; Craig Bartel, Road Pave / Grading, Hgt; Larry Robinson, Zoning & Subdivision.

Vicki Leonard stated that the purpose of this meeting is to discuss sharing the Appraiser with Anderson County.

At 3:08 PM 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, Clerk, Dudley Feuerborn, and James Johnson attended the executive session.

At 3:28 PM the executive session ended.

At 3:30 PM Vicki Leonard moved to extend the executive session until 4:00 PM. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Dudley Feuerborn, James Johnson, and Steve Thompson attended this portion of the executive session.

At 3:53 PM Steve Thompson left the executive session.

At 4:00 PM the executive session ended.

At 4:06 PM Mike Page moved to extend the executive session for 10 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Dudley Feuerborn, and James Johnson attended this portion of the executive session.

At 4:16 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, November 21, 2011. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

November 21, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

Herb Pemberton moved to approve the minutes of the last regular meeting and the November 16th and 17th special meetings as printed. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following add/abate/refund orders: 2011-1 thru 21, 23 thru 27, and 29 thru 31. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to sign the 3 year agreement with KCAMP, giving Linn County an \$11,827.17 credit on our 2012 premium and setting a cap of 2% on the premium increases for the next 3 years. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays, totaling \$12,259.58: General, \$6,269.59; Employee Benefit, \$52.02; Appraiser, \$151.19; Road and Bridge, \$680.00; Equipment Reserve, \$5,000.00; Crime Victim Assistance, \$57.12; and Elderly, \$49.66. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet presented quotes for tires and rims for several fire trucks totaling \$7,818.14. Vicki Leonard moved to approve the purchase as requested. Mike Page seconded the motion. The motion passed 3-0. Barlet also asked to purchase \$20,000.00 worth of hose. Mike Page moved to allow up to \$20,000.00 for purchasing replacement hose. Herb Pemberton seconded the motion. The motion passed 3-0. Barlet then informed the Commission that Rob Dent (District #2) and John Morse's (At-Large) terms on the Fire Board expire December 31st. Vicki Leonard moved to appoint Chris Martin to the Fire Board for Commission District #2. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:40 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 and then take a five minute break. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:00 AM the executive session ended and the Commission took a 5 minute break. No action was taken as a result of the executive session.

Shirley Morrow, Tanglewood Lakes Board President, stated that their board has never stated that people could live in camper trailers at Tanglewood Lakes. Brian McQuay, Tanglewood Lakes Vice-President, discussed issues with several trailers that people are living in and stated that Tanglewood needs the County's assistance with these issues. John Davis gave the Commission a copy of the application for leaving a camper on property within Tanglewood Lakes for the winter and a copy of the Tanglewood Lakes Rules and Regulations. The regulations do not permit permanently living in a camper/trailer.

Larry Robinson presented Lot Split #11-259 requested by Richard Robinson located at K31 & Harkness Road. Vicki Leonard moved to approve Lot Split #11-259 as requested. 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, November 28, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Commission Chair

Attest:

County Clerk

November 28, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Walker led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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: 2011-28, 32, 34 and 35. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission of a retirement reception for Donna Thomas on December 12th at 1:30 PM.

The Clerk asked the Commission if they had decided who would be the Commission Chair next year. The Commission agreed that Herb Pemberton will be the Commission Chair next year.

Sheriff Walker reported on prisoner count for the week. The Sheriff also reported that his Deputies were shot at last week.

Doug Barlet reported that Randy Banta would be interested in being on the Fire Board. Mike Page moved to appoint Randy Banta to the At-Large position on the Fire Board. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet also asked the Commission to send a letter to the Dept. of Emergency Management appointing Dee Horttor as the Training and Exercise Program Manager for Linn County.

Joe Maloney presented a proposal from Aquaterra Environmental Solutions, Inc. for Construction Staking and Volume Calculations for the C&D Landfill. Mike Page suggested asking Shafer, Kline, & Warren for a proposal also.

Harry Wisdom reported that the blade motor on the boom mower went out. He can get it rebuilt with no warranty for \$355.00, rebuilt with warranty for \$1,065.00, or replace with a new motor for \$1,100.00. Mike Page moved to allow Wisdom to spend up to \$1,100.00 for a new motor for the boom mower. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:33 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 9:45 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 Dan Morris attended the executive session.

At 9:45 AM the executive session ended. No action was taken as a result of the executive session.

Parker Mayor Wayne Burk addressed the Commission concerning 9 blocks of street repair in Parker. The Commission, Mayor Burk, and John Byington discussed prices for the work and who would be held responsible for various parts of the project. Byington also asked the Commission about using workers from all 3 Road Districts instead of just the Road District that the project is in. Byington estimates a cost of \$80.00 per hour average for each piece of equipment and operator. Mike Page moved to charge \$44.00 per hour (55% of the actual cost) for each piece of equipment, including the operator, for actual hours worked. Vicki Leonard seconded the motion. The motion passed 3-0. (This rate is being established for this project only and will be evaluated before any other projects of this type.)

At 10:38 AM Herb Pemberton moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 30 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Sheriff Walker, Undersheriff Jackson, and Delaine Collins attended the executive session.

At 11:10 AM Delaine Collins left the executive session.

At 11:13 AM the executive session ended.

At 11:15 AM Vicki Leonard moved to extend the executive session for 15 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, Sheriff, and Undersheriff attended this portion of the executive session.

At 11:26 AM the Sheriff and Undersheriff left the executive session.

At 11:30 AM the executive session ended. No action was taken as a result of the executive session.

Shawn Biggs, AMR, gave the Commission copies of the duties/activities of EMT's and EMR's. Biggs also discussed the costs of EMR/EMT training. EMT classes would cost \$525.00 each for 1-6 students, \$350.00 each for 7-12 students, or \$275.00 each for 13-18 students, plus the cost of books. EMR classes would cost \$350.00 each for 1-6 students, \$225.00 each for 7-12 students, or \$190.00 each for 13-18 students, plus the cost of books. The Commission discussed how to pay for classes for new EMT's and EMR's (we do have money available in the EMS budget). Biggs will contact the people that responded to previous advertisements for EMT/EMR. The County will work on additional advertisements for EMT/EMR candidates.

Larry Robinson presented Lot Split #11-260 requested by Vickie Eaton located at 2000 Road and Long Road. Herb Pemberton moved to approve Lot Split #11-260 and the accompanying grant of road easement. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$621,303.37: General, \$174,557.63; Employee Benefit, \$62,181.87; Appraiser, \$10,268.73; Rural Fire, \$19,870.18; Road and Bridge, \$40,049.85; 911 Telephone Tax, \$1,094.08; Spec. Fire Equipment Replacement, \$153,343.00; County Health Dept., \$7,945.92; Crime Victim Assistance, \$977.22; Elderly, \$2,076.78; Economic Development Grant, \$148,747.44; and Zoning LEPP Grant, \$190.67. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:23 PM Vicki Leonard moved to recess from the Board of Commission meeting to discuss personnel issues related to non-elected personnel until 12:40 PM. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:40 PM the executive session ended. No action was taken as a result of the executive session.

The Commission and Clerk then discussed various budget issues.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, December 5, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 5, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Doug Barlet led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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: 2011-36 thru 42. Mike Page seconded the motion. The motion passed 3-0.

The Clerk asked the Commission to review the proposed updated employee handbook. The Deputy Clerk will come to next week's meeting for final approval.

Doug Barlet presented bids for narrowband radio equipment from Commenco, \$7,100.60; and TFMComm, Inc., \$6,025.00. Barlet stated that he has funds in the Emergency Management budget to pay for the purchase. Vicki Leonard moved to accept the bid from TFMComm, Inc. in the amount of \$6,025.00. Mike Page seconded the motion. The motion passed 3-0. Barlet also presented a bid for a heater project from Douglass & Sons in the amount of \$24,967.00 for the Mound City (\$15,779.00) and Pleasanton (\$9,188.00) Fire Stations. No other bids were received. Mike Page moved to accept the bid from Douglass & Sons in the amount of \$24,967.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Daniel Crook addressed the Commission concerning the SEK Regional Planning Commission. Crook answered questions from the Commission about the programs that are offered by the SEK Regional Planning Commission.

Sheriff Walker reported on prisoner count for the week.

Larry Robinson presented information on the Young Road project. Robinson stated that due to the line of site stopping distance for the entrance the safe speed for the road would be 35 mph. The Commission will need to pass a resolution to set the speed limit.

John Black stated that he needs to buy 4 tires from Tire Center for \$3,356.00 (\$839.00 each). Vicki Leonard moved to allow the purchase as requested. Herb Pemberton seconded the motion. The motion passed 3-0. Black also stated that he needs to buy a load of salt. Vicki Leonard moved to allow Black to buy a load of salt for up to \$2,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Ed Self gave the Commission a letter concerning issues with a Sheriff's Deputy. Self also stated that he filed a complaint with the Sheriff but no action was taken by the Sheriff's office.

At 10:16 AM Vicki Leonard moved to take a five minute break and then recess from the Board of Commission meeting into executive session to discuss personnel issues related to non-elected personnel until 10:40 AM. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Walker attended the executive session.

At 10:40 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page moved to approve the following pays/special pays, totaling \$101,209.74: General, \$58,059.45; Appraiser, \$632.80; Rural Fire, \$10,201.12; Road and Bridge, \$21,976.95; Law Enforcement Trust, \$6,120.00; 911 Telephone Tax, \$1,890.70; DARE, \$42.99; County Health Dept., \$96.05; and Elderly, \$2,189.68. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page updated the Commission on the sewer issue at the fairgrounds. Mike Page also discussed electrical and insulation issues in the Courthouse. Herb Pemberton discussed ADA issues at the Health Dept. office. Gary Thompson stated that he would like to set up a Codes Court at some point in the future.

Steve Thompson presented a bid for a color printer/scanner/fax/copier. Mike Page moved to allow Thompson to purchase the printer from Copy Products for \$1,895.00. 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, December 12, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 12, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Herb Pemberton opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2011-43 thru 45. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the YTD Park Report for November 2011.

Doug Barlet reported that the computer software that was purchased with the grant is installed and working. Barlet also reported that Terry Long has submitted an estimate for garage door work at 4 stations in the amount of \$2,151.00. Mike Page moved to accept the bid from Terry Long in the amount of \$2,151.00 for garage door repairs. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count and events from the last week. Sheriff Walker also reported on awards and Christmas bonuses for his employees. (The Sheriff gave full time employees \$250.00 and part time employees \$100.00.) Sheriff Walker then gave the Commission copies of the resignation from his Head Dispatcher.

The Clerk informed the Commission that the East Central Kansas Area Agency on Aging needs a board member from Linn County for 2012/2013. Vicki Leonard and Mike Page both stated that they could take the position. The Lake Region RC&D also needs a board member from Linn County. Mike Page and Vicki Leonard agreed that Mike will take the Lake Region RC&D position and Vicki will take the ECKAAA position.

Herb Pemberton moved to reappoint Don Proffitt to a three year term on the SEK Mental Health Board. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reappoint Tom Likely to the Board of Directors of Tri-Ko, Inc. for a three year term starting January 1, 2012. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2011-23, adopting the Lake Region Solid Waste Management Plan. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-23:

RESOLUTION NO: 2011-23

A RESOLUTION ADOPTING THE LAKE REGION SOLID WASTE MANAGEMENT PLAN

WHEREAS, K.S.A. 65-3401 et seq., encourages 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, Linn 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, Linn, 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 2011 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 November 29, 2011 and to the Board of County Commissioners on December 12, 2011.

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 12th day of December, 2011.

ATTEST:

 County Clerk

BOARD OF COUNTY COMMISSIONERS
 COUNTY

Linn
 Chairman

Mike Page
 Commissioner

Herb Pemberton
 Commissioner

 Commissioner

 Commissioner

Joe Maloney presented information on landfill tipping fees, landfill gas regulations, and landfill surveying.

Park Manager Bruce Holt addressed the Commission concerning purchasing a mower for the County Park. Holt will bring bids to next week's meeting. The Commission also discussed installing some playground equipment at the Park. The Commission also discussed the electric bills at the Park.

At 9:55 AM the Chair asked for public comment. Ed Self commented on the coverage in the Osawatomie Graphic concerning his complaint last week. Self stated that he believes the Deputy violated KSA 21-3419 and made a criminal threat. Jerry McGuire, Lake Chaparral, stated that John Maloney told him that he can't do inspections without direction from the Commission. Maloney stated that he would respond to specific complaints, not just come out and check all holding tanks.

Herb Pemberton moved to adopt Resolution #2011-24, setting the Official Holidays for 2012. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2011-25, setting the Schedule of Pay Dates for 2012. Herb Pemberton seconded the motion. The motion passed 3-0. Following are copies of Resolutions #2011-24 and #2011-25:

<p>RESOLUTION #2011-24 BEFORE THE BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS</p> <p>BE IT RESOLVED: That the following schedule be adopted as the official holidays for the year 2012:</p> <table border="0"> <tr> <td>January 2, Monday</td> <td>New Year's Day</td> </tr> <tr> <td>January 16, Monday</td> <td>Martin Luther King, Jr. Day</td> </tr> <tr> <td>February 20, Monday</td> <td>President's Day</td> </tr> <tr> <td>May 28, Monday</td> <td>Memorial Day</td> </tr> <tr> <td>July 4, Wednesday</td> <td>Independence Day</td> </tr> <tr> <td>September 3, Monday</td> <td>Labor Day</td> </tr> <tr> <td>October 8, Monday</td> <td>Columbus Day</td> </tr> <tr> <td>November 17, Monday</td> <td>Veteran's Day</td> </tr> <tr> <td>November 22 & 23, Thursday & Friday</td> <td>Thanksgiving Day</td> </tr> <tr> <td>December 24 & 25, Monday & Tuesday</td> <td>Christmas Day</td> </tr> </table> <p>APPROVED AND ADOPTED this 12th day of December, 2011 for the year 2012.</p> <p>BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS</p> <p>Vicki Leonard, Chair Herb Pemberton, Vice Chair Mike Page, Member</p> <p>ATTEST David L. Lamb, County Clerk</p>	January 2, Monday	New Year's Day	January 16, Monday	Martin Luther King, Jr. Day	February 20, Monday	President's Day	May 28, Monday	Memorial Day	July 4, Wednesday	Independence Day	September 3, Monday	Labor Day	October 8, Monday	Columbus Day	November 17, Monday	Veteran's Day	November 22 & 23, Thursday & Friday	Thanksgiving Day	December 24 & 25, Monday & Tuesday	Christmas Day	<p>RESOLUTION #2011-25 BEFORE THE BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS</p> <p>BE IT RESOLVED: That the following schedule be adopted as the schedule of pay dates for the year 2012:</p> <table border="0"> <thead> <tr> <th>PAYROLL</th> <th>VOUCHERS (Due before Noon)</th> <th>MONTH</th> <th>VOUCHERS (Due before Noon)</th> <th>COUNTY CLAIMS</th> </tr> </thead> <tbody> <tr> <td>January 13 January 31</td> <td>January 5 January 24</td> <td>January</td> <td>February 2</td> <td>February 13</td> </tr> <tr> <td>February 15 February 29</td> <td>February 8 February 22</td> <td>February</td> <td>March 1</td> <td>March 12</td> </tr> <tr> <td>March 15 March 30</td> <td>March 8 March 23</td> <td>March</td> <td>March 29</td> <td>April 9</td> </tr> <tr> <td>April 13 April 30</td> <td>April 6 April 23</td> <td>April</td> <td>May 3</td> <td>May 14</td> </tr> <tr> <td>May 15 May 31</td> <td>May 8 May 23</td> <td>May</td> <td>May 31</td> <td>June 11</td> </tr> <tr> <td>June 15 June 29</td> <td>June 8 June 22</td> <td>June</td> <td>June 27</td> <td>July 9</td> </tr> <tr> <td>July 13 July 31</td> <td>July 6 July 24</td> <td>July</td> <td>August 2</td> <td>August 13</td> </tr> <tr> <td>August 15 August 31</td> <td>August 8 August 24</td> <td>August</td> <td>August 29</td> <td>September 10</td> </tr> <tr> <td>September 14 September 28</td> <td>September 7 September 21</td> <td>September</td> <td>September 27</td> <td>October 9</td> </tr> <tr> <td>October 15 October 31</td> <td>October 5 October 24</td> <td>October</td> <td>October 31</td> <td>November 13</td> </tr> <tr> <td>November 15 November 30</td> <td>November 7 November 21</td> <td>November</td> <td>November 29</td> <td>December 3</td> </tr> <tr> <td>December 14 December 31</td> <td>December 7 December 20</td> <td>December</td> <td>December 18</td> <td>December 31</td> </tr> </tbody> </table> <p>APPROVED AND ADOPTED this 12th day of December, 2011 for the year 2012.</p> <p>BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS</p> <p>Vicki Leonard, Chairman Herb Pemberton, Vice Chairman Mike Page, Member</p> <p>ATTEST David L. Lamb, County Clerk</p>	PAYROLL	VOUCHERS (Due before Noon)	MONTH	VOUCHERS (Due before Noon)	COUNTY CLAIMS	January 13 January 31	January 5 January 24	January	February 2	February 13	February 15 February 29	February 8 February 22	February	March 1	March 12	March 15 March 30	March 8 March 23	March	March 29	April 9	April 13 April 30	April 6 April 23	April	May 3	May 14	May 15 May 31	May 8 May 23	May	May 31	June 11	June 15 June 29	June 8 June 22	June	June 27	July 9	July 13 July 31	July 6 July 24	July	August 2	August 13	August 15 August 31	August 8 August 24	August	August 29	September 10	September 14 September 28	September 7 September 21	September	September 27	October 9	October 15 October 31	October 5 October 24	October	October 31	November 13	November 15 November 30	November 7 November 21	November	November 29	December 3	December 14 December 31	December 7 December 20	December	December 18	December 31
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Herb Pemberton moved to approve a Cereal Malt Beverage License renewal, License #2012-1, for Xpress Fuel, LLC, Beverly Styles, Resident Agent, located at 21657 Valley Road, La Cygne, KS 66040. Mike Page seconded the motion. The motion passed 3-0. Mike Page moved to approve Cereal Malt Beverage License renewals, Licenses #2012-2 and #2012-3, for Jamie Chambers dba Longhorn Restaurant, located at 22932 E 2200 Road, La Cygne, KS 66040. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that he is publishing a Notice of Budget Hearing to amend the 911 Telephone Tax Budget. The hearing will be held on December 27th at 11:00 AM.

At 10:12 AM Vicki Leonard moved to take a 5 minute break, and then recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor followed by discussion of personnel issues related to non-elected personnel until 10:35 AM. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:35 AM the executive session ended.

At 10:35 AM Mike Page moved to extend the executive session for 10 minutes to continue discussing personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Mel Bolling attended this portion of the executive session.

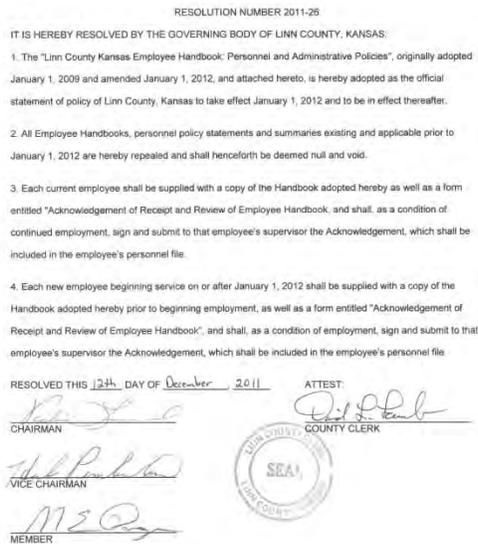
At 10:45 AM the executive session ended. No action was taken as a result of the executive session.

Gary Thompson presented a proposed agreement between Linn County and the City of Parker concerning street work in Parker. The agreement has been approved by the County Attorney and will need to be approved by the City of Parker, Linn County, and the Kansas Attorney General.

Gary Thompson also stated that we need stronger language on cell phone use in the handbook.

Maxine Goucher addressed the Commission concerning use of the transportation van. Other people in the audience also expressed concerns. Van Driver Jessica Robinson explained that she only has so many hours a week to try and meet everyone's needs. Members of the audience stated that the County needs an additional driver to help meet their needs. Mel Bolling explained the requirements of the KDOT program that reimburses for the use of the vans.

Deputy Clerk John Copple presented the amended Employee Handbook for approval. The Clerk read the suggested change in language from Gary Thompson. The suggested change will be included in the amended handbook, effective January 1, 2012. Vicki Leonard moved to adopt Resolution #2011-26, adopting the Linn County Kansas Employee Handbook: Personnel and Administrative Policies, amended January 1, 2012, as the official statement of policy of Linn County, Kansas. Mike Page seconded the motion. The motion passed 3-0. Copies of the amended handbook will be distributed to all employees. Following is a copy of Resolution #2011-26:



The Commission and Mel Bolling discussed submitting the grant for public transportation. The grant application must be submitted by January 15th, 2012 and must be published before that date, so the Commission needs to decide what to include in the grant very soon. Mike Page suggested applying for an additional 16 hours per week. The Commission will also consider charging for rides instead of just suggesting donations.

The Clerk and Commission discussed budgets and year end expenses. The Clerk estimates that the Clerk budget will be approximately \$10,000.00 under budget (\$2,000.00 under estimate) and the Election budget will be approximately \$13,500.00 under budget (\$2,000.00 under estimate). With the bill turned in by the Counselor today, it also appears that he will be approximately \$15,000.00 under budget (\$10,000.00 under estimate) for the year. The Clerk and Commission also discussed financial reporting for the Park.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, December 19, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 19, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. David Lamb led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2011-46 thru 49. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for November 2011 in the amount of \$3,200.75. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve Purchase Order #2011-1 from the General Fund, Election, in the amount of \$1,000.00 to the United States Postal Service for postage. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to adopt Resolution #2011-27, setting the speed limit at 35 mph on a portion of Young Road. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2011-27:

RESOLUTION NO. 2011-27

A RESOLUTION ESTABLISHING A MAXIMUM SPEED LIMIT OF 35 MPH ON YOUNG ROAD FROM 2200 ROAD TO 2300 ROAD, ALL BEING WITHIN RURAL LINN COUNTY, KANSAS.

WHEREAS, Linn County, Kansas, is a county corporation with the power of home rule pursuant to K.S.A. 19-101a;

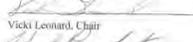
WHEREAS, a traffic study by the Linn County Highway Department has determined that it would enhance public safety to establish a maximum speed limit of 35 MPH on Young Road from the point where said road intersects with 2200 Road north to 2300 Road;

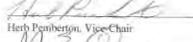
IT IS THE FINDING AND RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS that, in the interest of public safety, that a maximum speed limit of 35 MPH shall be established for Young Road from the point where said road intersects with 2200 Road north to 2300 Road, and that signs designating said speed limits be posted by the Linn County Highway Department at appropriate locations.

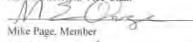
This resolution shall become effective upon publication in the official county newspaper and posting of said signs.

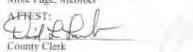
Adopted this 19th day of December, 2011.

BOARD OF COUNTY COMMISSIONERS
LINN COUNTY, KANSAS


Vicki Leonard, Chair


Herb Pemberton, Vice Chair


Mike Page, Member


AFFEST:
County Clerk

Vicki Leonard moved to approve Purchase Order #2011-2 from the General Fund, Treasurer, in the amount of \$5,000.00 to the United States Postal Service for postage. Herb Pemberton seconded the motion. The motion passed 3-0.

Carmen Self also asked if she could reserve \$4,000.00 from Motor Vehicle to replace desks next year. The Commission agreed to allow the purchase of the desks.

Doug Barlet presented refund checks from Craw-Kan and the heater contract with Douglass & Sons.

Larry Robinson presented Lot Split #11-261 requested by Carol Jeanne Ray located on KS Highway 7 near 1600 Road. Herb Pemberton moved to approve Lot Split #11-261. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to sign letters of support for the transportation providers of Coordinated Transit District #10. Herb Pemberton seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$339,720.78: General, \$164,802.53; Employee Benefit, \$52,147.74; Appraiser, \$15,895.22; Rural Fire, \$19,330.98; Road and Bridge, \$69,758.83; 911

Telephone Tax, \$481.39; County Health Dept., \$8,043.35; Special Alcohol, \$4,500.00; Crime Victim Assistance, \$977.22; Elderly, \$3,592.85; and Zoning LEPP Grant, \$190.67; and the following pays/special pays, totaling \$581.94: Employee Benefit, \$581.94. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reschedule the December 26, 2011 regular meeting to 9:00 AM Tuesday, December 27, 2011 due to the Christmas holiday, and to schedule a special meeting on Friday, December 30, 2011 at 9:00 AM. Herb Pemberton seconded the motion. The motion passed 3-0.

Mel Bolling presented Purchase Order and Transfer requests from Solid Waste, Road & Bridge, and Transportation (Elderly). Vicki Leonard moved to approve Purchase Order #2011-3 from the General Fund, Solid Waste, in the amount of \$25,000.00 to WCA Waste Corporation for tipping fees; and to approve a transfer of \$15,000.00 to the Equipment Reserve Fund. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve Purchase Order #2011-4 from the Road & Bridge Fund in the amount of \$40,000.00 to Lybarger for diesel fuel, Purchase Order #2011-5 from the Road & Bridge Fund in the amount of \$25,000.00 to Wade Quarries for road rock, Purchase Order #2011-6 from the Road & Bridge Fund in the amount of \$5,000.00 to Kahn Culverts for culverts; and to approve transfers of \$131,750.00 to the Special Machinery Fund, and \$30,000.00 to the Special Road & Bridge Fund. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve Purchase Order #2011-7 from the Elderly Fund in the amount of \$12,000.00 to KCP&L for electric service, Purchase Order #2011-8 from the Elderly Fund in the amount of \$12,000.00 to East Central Kansas Area Agency on Aging for yearly match; and to approve a transfer of \$12,000.00 to the Equipment Reserve Fund. Herb Pemberton seconded the motion. The motion passed 3-0.

Bruce Holt presented bids for a John Deere Z950A 72" mower for the Park. Bids received were: Deems Equipment, Butler, \$10,100.00; Deems Equipment, Nevada, \$10,300.00; and Heritage Tractor, Baldwin City, \$9,369.00. Herb Pemberton moved to approve the bid from Heritage Tractor in the amount of \$9,369.00. Vicki Leonard seconded the motion. The motion passed 3-0. (The Commission will need to approve a purchase order for the mower purchase.)

At 10:00 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; and then to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0. The Commission, Counselor, and Doug Barlet attended the executive session.

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

At 10:26 AM the Chair asked for public comment. Stephanie Walker stated that she is not receiving their landfill bills in a timely manner. Walker also complained about commercial haulers not paying to dump trash and the County supplying containers to Cities for special cleanup projects.

Dennis Arnold and Tim Staton discussed the need for signage on US 69 near Pleasanton. The City of Pleasanton would like a contribution of \$2,000.00 from Economic Development to help with signs. Herb Pemberton also stated that the ambulance barn in La Cygne needs to have its sign repaired. Vicki Leonard moved to allow \$2,000.00 from Economic Development for the Pleasanton sign project. Herb Pemberton seconded the motion. The motion passed 3-0.

Mel Bolling addressed the Commission concerning the Transportation grant and fees for transportation. The Commission would like to receive more for the transportation services, but they do not want to prohibit anyone that can't afford the fees from riding the bus. The Commission suggested new fees for rides of different distances. Mel Bolling will talk to the State about charging fees and other issues and come back to the Commission next week with more information.

Herb Pemberton moved to approve the following Purchase Orders, all from the General Fund, District Court: #2011-9 in the amount of \$4,000.00 to the Office of Judicial Administration for the E-Citation Project, #2011-10 in the amount of \$5,000.00 to Advantage Computers for new computers, #2011-11 in the amount of \$5,000.00 to Navrat's

Office Products for office equipment/supplies, #2011-12 in the amount of \$18,000.00 to John Domoney for Contract Attorney Fees, #2011-13 in the amount of \$18,000.00 to Richard Fisher for Contract Attorney Fees, #2011-14 in the amount of \$18,000.00 to Jesse Randall for Contract Attorney Fees, and #2011-15 in the amount of \$18,000.00 to Glen Sharp for Contract Attorney Fees. Mike Page seconded the motion. The motion passed 3-0. (Purchase Order #2011-11 may need to be reduced if District Court does not have enough budget available.)

The Clerk gave the Commission their copies of the amended handbook.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Tuesday, December 27, 2011. Mike Page seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

December 27, 2011

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, Chair; Herb Pemberton, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Mike Page led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer.

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

Mike Page moved to approve the following add/abate/refund orders: 2011-50 thru 54. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page moved to approve a Cereal Malt Beverage License renewal, License #2012-4, for Centerville Farm & Feed, Inc., Roberta Willis, Resident Agent, located at 202 E Market, Centerville, KS 66014. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to reduce Purchase Order #2011-11 to \$2,400.00. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve Purchase Order #2011-16 from the General Fund, Park, in the amount of \$9,369.00 to Heritage Tractor for a John Deere mower. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Walker reported on prisoner count for the week.

Doug Barlet reported that he will be in Topeka for a meeting tomorrow. Barlet then presented Purchase Order requests. Mike Page moved to approve Purchase Order #2011-17 from the General Fund, Emergency Management, in the amount of \$6,025.00 to TFM Communications, Inc. for a Motorola MTR 3000 Repeater, Purchase Order #2011-18 from the Rural Fire Fund in the amount of \$24,967.00 to Douglass & Sons Heating & Air Conditioning for heaters for Station 910 and Station 920, and Purchase Order #2011-19 from the Rural Fire Fund in the amount of \$19,965.00 to Weis Fire & Safety Equipment Co., Inc. for fire hose. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet asked to transfer \$54,000.00 from Rural Fire to Fire Special Equipment. Mike Page moved to allow the transfer as requested. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet also asked to transfer \$3,500.00 from Emergency Management to Equipment Reserve. The Commission will make a decision later in today's meeting.

At 9:20 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session until 9:35 AM, 10 minutes for personnel issues related to non-elected personnel and then 5 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 9:35 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page moved to approve the following pays/special pays, totaling \$157,045.09: General, \$80,827.40; Appraiser, \$415.46; Rural Fire, \$19,272.72; Road and Bridge, \$53,004.43; 911 Telephone Tax, \$1,092.71; County Health Dept., \$147.05; and Elderly, \$2,285.32. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to reschedule the January 2, 2012 regular meeting to Tuesday, January 3, 2012. Mike Page 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 15 minutes to discuss personnel issues related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Donna Thomas attended the executive session.

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

Donna Thomas submitted her letter of resignation effective 2/29/12. Vicki Leonard moved to accept the resignation. Herb Pemberton seconded the motion. The motion passed 2-0. (Mike Page had not returned to the Commission room yet.)

At 10:07 AM Vicki Leonard moved to take a break until 10:15 AM. Herb Pemberton seconded the motion. The motion passed 2-0.

At 10:15 AM the Chair asked for public comment. Jeannie McPherson thanked the Commission for the road work north of Faucett ford. McPherson asked if the County could do some work on 1300 Road east of Faucett Road. John Allcorn stated that he is still willing to drive the transportation van if needed.

Vicki Leonard read a letter from KDHE concerning LEPP funding. The Clerk read a letter from the City of Parker asking for 2 dumpsters for a city-wide cleanup. Mike Page moved to allow the City of Parker to use 2 dumpsters for the city-wide cleanup. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed budgets, year-end, etc. After discussion, Mike Page moved to allow a transfer of \$3,500.00 from Emergency Management (General Fund) to the Equipment Reserve Fund. Herb Pemberton seconded the motion. The motion passed 3-0.

Mike Page and Herb Pemberton thanked Vicki Leonard for her work on the employee dinner. Vicki Leonard thanked the other Commissioners, Custodians, and others that helped with the dinner.

At 11:00 AM the Chair opened the Budget Amendment Hearing. No public comment was given. The Chair closed the Budget Amendment Hearing. Herb Pemberton moved to approve the amended budget as presented. Mike Page seconded the motion. The motion passed 3-0.

The Commission discussed the transportation fees with Mel Bolling. Mel Bolling stated that the State would allow a discounted rate if the person could present a letter from SRS proving that they qualify for assistance (Vision Card). The Commission agreed that we should offer a reduced rate (1/3 of regular rate) for qualified individuals. The Commission also agreed to apply for 60 hours per week of van use.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Friday, December 30, 2011. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk

RESOLUTION #2011-11

RESOLUTION NO. 2011-11

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS

HEARD ON: 30th day of December, 2011

BE IT RESOLVED that the following wages be approved for the year 2012:

BEFORE THE BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS

BE IT RESOLVED: That effective January 1, 2012 the 'Linn County News' is assigned as the official County newspaper for year 2012.

APPROVED AND ADOPTED this 10th day of December, 2011 for year 2012

BOARD OF COUNTY COMMISSIONERS LINN COUNTY, KANSAS

Signature of Vicki Leonard, Clerk

Signature of Mike Page, Member

Signature of David L. Lamb, County Chair

Table listing salaries for various county positions including County Commissioner, County Clerk, County Register of Deeds, County Engineer, County Treasurer, County Counselor, etc.

Table listing salaries for various department positions including Health Dept Sec/Admin Assistant, Health Dept Nurse, Sheriff's Deputy, Head Janitor, etc.

Signature of David L. Lamb, County Chair

*County Clerk salary includes 1/3rd of Unemployment Office salary but does not include Office Unemployment

Mike Page presented a quote for a sewer lift pump for the Centerville Sewer District in the amount of \$1,586.00 from ASC Pumping Equipment. Larry Robinson would like to have a purchase order for purchasing the pump. Mike Page moved to approve Purchase Order #2011-20 from the General Fund, Planning & Zoning, in the amount of \$1,586.00 to ASC Pumping Equipment for a sewer pump. Vicki Leonard seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays, totaling \$482,342.98: General, \$124,423.82; Employee Benefit, \$46,970.03; Appraiser, \$8,268.58; Reappraisal, \$1,895.00; Rural Fire, \$57,629.54; Road and Bridge, \$203,133.21; Law Enforcement Trust, \$327.18; 911 Telephone Tax, \$1,753.94; County Health Dept., \$8,391.69; Crime Victim Assistance, \$1,969.49; Elderly, \$27,389.83; and Zoning LEPP Grant, \$190.67. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Tuesday, January 3, 2012. Herb Pemberton seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk