

January 4, 2016

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, Chair; Rick James, Vice Chair; Vicki Leonard, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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 December 31<sup>st</sup> special meeting as printed. Rick James seconded the motion. The motion passed 3-0.

Vicki Leonard moved to adopt Resolution #2016-01, correcting the 2016 salaries listed in Resolution #2015-29. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-01:

RESOLUTION NO. 2016-01

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS  
LINN COUNTY, KANSAS

Made this 4th day of January, 2016, Correcting Resolution #2015-29

BE IT RESOLVED that Resolution #2015-29 is canceled and the following wages be allowed for the year 2016:

FULL TIME EMPLOYEES	MONTHLY SALARY	MECHANIC I	\$2,445.36	\$2,845.06
COUNTY COMMISSIONER	\$1,900.00	MECHANIC II	\$2,640.98	\$3,072.66
COUNTY ATTORNEY	\$4,862.88	EQUIPMENT OPERATOR I	\$2,096.50	\$2,439.18
COUNTY CLERK	\$4,326.64	EQUIPMENT OPERATOR II	\$2,294.22	\$2,645.98
COUNTY REGISTER OF DEEDS	\$3,434.62	EQUIPMENT OPERATOR III	\$2,640.98	\$3,072.66
COUNTY SHERIFF	\$4,360.76	HEALTH DEPT. SEC./ADMIN. ASSISTANT	\$2,264.22	\$2,634.32
COUNTY TREASURER	\$3,217.72	HEALTH DEPT. RN	\$20.73	\$24.12 per hour
COUNTY APPRAISER	\$5,427.76	SHERIFF'S DEPUTY I	\$3,593.02	\$4,180.32
COUNTY COUNSELOR	\$5,822.28	SHERIFF'S DEPUTY II	\$2,445.36	\$2,845.06
ECONOMIC DEVELOPMENT DIRECTOR	\$4,017.06	SHERIFF'S DEPUTY III	\$2,640.98	\$3,072.66
FIRE CHIEF/EMERGENCY MANAGEMENT DIRECTOR	\$6,188.86	HEAD JAILER	\$2,852.26	\$3,318.48
DEPUTY FIRE CHIEF	\$3,080.44	JAILER I	\$2,096.50	\$2,439.18
ASSISTANT EMERGENCY MANAGEMENT DIRECTOR	\$2,640.98	JAILER II	\$2,264.22	\$2,634.32
IT MANAGER/TECHNICIAN	\$4,190.00	DISPATCH SUPERVISOR	\$2,640.98	\$3,072.66
PUBLIC HEALTH NURSE/ADMINISTRATOR	\$2,440.98	DISPATCHER I	\$2,264.22	\$2,634.32
TRANSPORTATION COORDINATOR/UTILITY CLERK	\$3,080.44	DISPATCHER II	\$2,445.36	\$2,845.06
NOXIOUS WEED DIRECTOR	\$3,880.46	SHERIFF OFFICE MANAGER	\$2,640.98	\$3,072.66
PUBLIC WORKS OFFICE ADMINISTRATOR	\$3,880.46	SHERIFF CLERK	\$2,096.50	\$2,439.18
PUBLIC WORKS FIELD ADMINISTRATOR	\$2,852.26	TRAFFIC CONTROL ASSISTANT	\$2,096.50	\$2,445.06
DEPUTY APPRAISER	\$2,640.98	SOLID WASTE COORDINATOR	\$2,445.36	\$2,845.06
CAMA SPECIALIST/PAPER OFFICE MANAGER	\$2,640.98	SOLID WASTE MECHANIC I	\$2,640.98	\$3,072.66
COMMERCIAL CHIEF APPRAISER	\$2,640.98	SOLID WASTE MECHANIC II	\$2,096.50	\$2,439.18
APPRAISER I	\$2,264.22	SOLID WASTE EQUIP. OPERATOR I	\$2,640.98	\$3,072.66
APPRAISER II	\$2,445.36	SOLID WASTE EQUIP. OPERATOR II	\$2,096.50	\$2,445.06
APPRAISER III	\$2,640.98	SOLID WASTE EQUIP. OPERATOR III	\$2,640.98	\$3,072.66
GIS ADMINISTRATOR	\$4,190.00			
GIS CARTOGRAPHER/TECHNICIAN II	\$2,445.36	PART TIME EMPLOYEES		
ADMIN. ASSISTANT-CD ATTORNEY	\$2,640.98	HEALTH DEPT. SEC./ASSISTANT	\$9.60	\$12.00
LEGAL SECRETARY/PARALEGAL	\$2,445.36	REG. OF DEEDS	\$8.23	\$9.58
VICTIM WITNESS COORDINATOR	\$2,640.98	CO. ATTORNEY	\$8.89	\$11.17
CLERK I	\$2,264.22	SHERIFF'S DEPUTY	\$11.20	\$13.03
CLERK II	\$2,445.36	DISPATCHER	\$11.20	\$13.03
DEPUTY CLERK/DEPUTY ELECTION OFFICER	\$2,640.98	CONSTRUCTION DEV. PARK	\$7.62	\$9.58
CERTIFIED DEP. CLERK/DEP. ELEC. OFF.	\$2,852.26	PARK	\$7.62	\$9.58
TREASURER I	\$2,096.50	SOLID WASTE COMPACTOR OPERATOR	\$7.62	\$9.58
TREASURER II	\$2,445.36	SUBSTITUTE COMP. OPER.	\$7.62	\$9.58
DEPUTY TREASURER	\$2,640.98	ELECTION WORKERS	\$30.00	per call + \$7.25 per hour after 3 hours
MOTOR VEHICLE CLERK	\$2,445.36	FIRE STATION CAPTAINS & LIEUTENANTS	\$25.00	per call + \$7.25 per hour after 3 hours
BAILEY	\$2,852.26	FIREFIIGHTERS		
LEAD CUSTODIAN/MAINTENANCE	\$2,445.36			
CUSTODIAN/MAINTENANCE I	\$2,096.50			
CUSTODIAN/MAINTENANCE II	\$2,264.22			
VAN DRIVER	\$12.10			
ASSISTANT PARK MANAGER	\$14.11			
PARK MAINTENANCE/MARINA CLERK I	\$12.10			
PARK MAINTENANCE/MARINA CLERK II	\$13.09			
DEPUTY REG. OF DEEDS	\$2,445.36			
ROAD FOREMAN/HOSPITAL FOREMAN	\$3,593.02			
ASSISTANT ROAD FOREMAN	\$2,640.98			

ATTEST:

David L. Lamb, County Clerk

Rick James, Vice-Chair

Vicki Leonard, Member

\*County Clerk salary includes 5% Election Officer salary.

\*County Treasurer salary includes Investment Officer salary but does not include Motor Vehicle salary.

Sheriff Filla gave the current prisoner count.

Mel Bolling presented CUP #10.15.367 requested by Roy & Sherry Ratcliffe for Covered Storage. The Planning Commission approved the CUP with the following 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.
- 2) The **zoning** of nearby properties includes Residential.
- 3) The property is **suitable** for covered storage.
- 4) The change is not believed to **detrimentally affect nearby properties.**
- 5) The property is **vacant as zoned.**
- 6) There is no possible **hardship** on the surrounding landowners.
- 7) **Staff recommends** approval of the application with conditions.
- 8) I believe the **requested change conforms to the comp plan** for Linn County in that it fits the CLUMP and FUTURE LAND USE maps set forth in the plan.

and the following conditions:

- 1) The area around and under storage units be all weather surface and kept weed free.

After reviewing the findings and conditions of the Planning Commission, Vicki Leonard moved to approve CUP #10.15.367, adopt the findings and conditions of the Planning Commission, and adopt Resolution #2016-02. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-02:

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-02  
A RESOLUTION APPROVING CONDITIONAL USE PERMIT #10.15.367 (RATCLIFFE) TO PERMIT COVERED STORAGE IN THE "AR" AGRICULTURAL RESIDENTIAL ZONE

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 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 18, 2015, publish a notice of a public hearing to consider Conditional Use Permit #10.15.367, pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on December 8, 2015 to consider said Conditional Use Permit for a covered storage unit in the Agricultural Residential Zone on property; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by unanimous vote, approve said Conditional Use Permit based on certain findings and subject to the following conditions:

1. Area around and under storage units be all weather surface and kept weed free

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

SECTION 1: Conditional Use Permit #10.15.367 is hereby issued on the following described property: Saddle Creek Ranch Addition, Lot 3 of S19, T19, R23;

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 4th day of January, 2016.

David L. Lamb - Clerk

Rick James  
Vicki Leonard  
Mike Page

At 9:11 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 9:21 AM the executive session ended. No action was taken as a result of the executive session.

At 9:28 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, John Maloney, and County Counselor attended the executive session.

At 9:38 AM the executive session ended. No action was taken as a result of the executive session.

At 9:50 AM Mike Page moved to take a 10 minute break and then recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Rick James seconded the motion. The motion passed 2-0. The Commission, Clerk, and County Counselor attended the executive session.

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

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

Penny Stras and Elizabeth Maxwell presented annual reports for Mid-America Nutrition and East Central Kansas Area Agency on Aging (ECKAAA). The Commission and Stras discussed various issues with the meal program. Mike Page moved to sign the yearly contract with Mid-America Nutrition for providing meal services for Linn County. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:34 AM the Chair asked for public comment. None was given.

With nothing further on the agenda Rick James moved to adjourn until 9:00 AM Monday, January 11, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

January 11, 2016

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, Chair; Rick James, Vice Chair; Vicki Leonard, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Doug Barlet 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to appoint Rick James as the Chair and Vicki Leonard as the Vice Chair for 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to reschedule the next regular meeting to Tuesday, January 19<sup>th</sup>, due to the Martin Luther King Jr. holiday. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to accept the annual reports from Paris Township, Valley Township, and Cemetery District #5. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count. Sheriff Filla also stated that he is partnering with AMR to put AED's in the patrol cars.

Jason Jenkins stated that he will have year-end numbers for AMR next week.

Doug Barlet asked to hire Skylar Dickey as a Firefighter for Station 920. Mike Page moved to hire Dickey as a Probationary Firefighter for Station 920. Rick James seconded the motion. The motion passed 3-0. Barlet stated that he has been working on grants this weekend. Rick James moved to reappoint Rodney Benson to the Fire Board of Trustees. Motion died for lack of a second. Mike Page moved to reappoint Cheyenne Beisiegel to the Fire Board of Trustees. Vicki Leonard seconded the motion. The motion passed 3-0.

Dan Morris reported that as of Friday, Union Pacific is still cleaning up from the train derailment. Union Pacific has agreed to pay for any damages to our roads.

Joe Maloney presented the 2015 Quarterly and Annual Report on Landfill Fees. Maloney also presented information on where the trash comes from, equipment and mileage, and recycling. Maloney reported that his Freightliner blew a head gasket. It will take approximately \$4,000.00 to repair the Freightliner.

Pam Cannon updated the Commission on the Next Generation 911 project.

At 9:53 AM Rick James moved to take a 5 minute break and then 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 for 5 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 10:13 AM the executive session ended. No action was taken as a result of the executive session.

At 10:13 AM the Chair asked for public comment. Karen Tuggle invited the Commission to the Annual Meeting of the Linn County Conservation District to be held on February 3<sup>rd</sup> at the Jayhawk Elementary School. Jake Mattingley presented his letter of resignation from the Linn County Rural Fire Dept. that included complaints about the Fire Chief and how he runs the department.

At 10:19 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:29 AM the executive session ended. As a result of the executive session, Mike Page moved to accept the resignation of Jake Mattingley and take his complaints under advisement. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Tuesday, January 19, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

January 19, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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 add/abate/refund orders #2015-97 through #2015-102. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for December 2015 in the amount of \$4,394.78. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for December 2015.

Vicki Leonard moved to accept the annual reports from Mound City Township, Sheridan Township, Cemetery District #1, Cemetery District #3, and Mound City Cemetery District. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to allow the Chair to sign the Audit Information Form for the Fire Truck Grant. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk presented a request from Rural Water District #1 to install new ceiling lights in the old La Cygne Rural Fire Building. Vicki Leonard moved to allow RWD #1 to install the lights at their expense. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count. Sheriff Filla also updated the Commission on the MOU for the SRO program. Sheriff Filla informed the Commission that he is saving around \$1,400.00 per month with the new phone system.

Doug Barlet reported on the weather for the week. Barlet presented a check for \$16,162.00 for most of the Emergency Management Performance Grant. Barlet also reported that the second CERT class will be finished this week. Barlet requested that the Commission formally investigate the allegations in the letter they received from Jake Mattingley last week.

Danny Hall presented the year-end reports from AMR.

Joe Maloney presented a copy of the Solid Waste expenditures for the year.

Mike Page moved to adopt Resolution #2016-03 and sign the Security Benefit Plan documents. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-03:



At 9:40 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 9:55 AM the executive session ended.

At 9:55 AM Vicki Leonard moved to extend the executive session until 10:10 AM. Mike Page seconded the motion. The motion passed 3-0. The same people attended this portion of the executive session.

At 10:07 AM Doug Barlet left the executive session.

At 10:10 AM the executive session ended. As a result of the executive session, Mike Page moved to increase Skylar Dickey's pay to \$15.73 per hour (Range 10, Step E), due to Dickey completing six month's employment. Vicki Leonard seconded the motion. The motion passed 3-0. The Chair announced that the Commission will investigate the allegations listed in the letter that was received from Jake Mattingley last week.

Patrick Martin, Marais des Cygne National Wildlife Refuge, addressed the Commission concerning the bridge/spillway project near the Pleasanton East City Lake and the wildlife refuge.

Kevin Amer asked for permission to attend MUTCD training in Topeka on March 29<sup>th</sup>. Rick James moved to allow Amer to spend a night in Topeka and attend the training. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:29 AM the Chair asked for public comment. None was given.

The Counselor informed the Commission about a property tax appeal case he is working on that will require travel to Topeka. The Counselor also discussed access to a property on Tucker Road. An engineering study was approved in 2012, but we can find no record of the study being done. Mike Page moved to approve proceeding with the engineering study for up to \$1,500.00, if it has not been done. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that Dennis Arnold has had his County cell phone calls forwarded to his personnel cell phone so he will not have to carry two phones. Arnold would like to receive a \$20.00 per month reimbursement for his phone service. The Counselor suggested having Arnold sign a release stating that the County can look at his phone records before approving the expense. The Commission agreed that this could be a good option for Arnold and some other

department heads. The Counselor will develop an agreement and the Commission will review who else may be eligible for this type of reimbursement.

Vicki Leonard moved to approve the following pays/special pays, totaling \$23,500.00: Employee Benefit, \$23,500.00; and the following pays/special pays, totaling \$757,954.47: General, \$344,835.85; Employee Benefit, \$221,034.75; Appraiser, \$10,502.04; Rural Fire, \$20,760.45; Road and Bridge, \$133,712.89; Law Enforcement Trust, \$95.00; 911 Telephone Tax, \$1,622.74; County Health Dept., \$14,605.91; Crime Victim Assistance, \$753.00; and Elderly, \$10,031.84. Mike Page seconded the motion. The motion passed 3-0.

The Commission and John Black discussed options for a creek crossing off of Olinger Road to give access to a landlocked property.

Mike Page moved to allow John Black to spend \$1,500.00 for the heater and equipment to install a new heating system in his shop. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda Rick James moved to adjourn until 9:00 AM Monday, January 25, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

January 25, 2016

The Board of Linn County Commission met in regular session at 9:06 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; Cindy Holt, Deputy County Clerk; and Gary Thompson, County Counselor. Rick James 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.

Vicki Leonard moved to accept the annual report from Stanton Township. Mike Page seconded the motion. The motion passed 3-0.

The Clerk reminded the Commission that they are invited to the Linn County Conservation District Annual Meeting on February 3<sup>rd</sup> at the Jayhawk Linn Elementary School.

The Commission received a letter of resignation from Jean Allen for her position on the Lincoln Township Board. Rick James moved to appoint Linda Meisel as the Lincoln Township Trustee, to replace Jean Allen. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count.

Pam Cannon addressed the Commission concerning Next Generation 911 and addresses at the County Park. Cannon has developed an updated map of the Park that can be used at the Park and on the County website. Cannon also asked about renaming one of the roads as Bruce Holt Road. The Commission agreed to allow Cannon to rename the road.

The Commission reviewed an audit report of the Fair Board. All finances were in order.

At 9:23 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss trade secrets of a corporation and for 5 minutes to discuss personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Deputy Clerk, Counselor, and Dennis Arnold attended the executive session.

At 9:43 AM the executive session ended. No action was taken as a result of the executive session.

Doug Barlet reported on the weather for the week. Barlet also asked to hire Robert Bailey III as a Firefighter at Station 950. Mike Page moved to hire Robert Bailey III as a Probationary Firefighter for Station 950 (La Cygne). Rick James seconded the motion. The motion passed 3-0.

Harry Wisdom presented an estimate for partial repair of the dump truck that was wrecked last August.

At 9:51 AM the Chair asked for public comment. Aaron Coleman asked about waiving the fees for dumping debris from an old house at our landfill. Coleman is planning on tearing down the old house at 8284 Scott Road and building a new house on the property. The Commission will consider the request and make a decision within the next couple of weeks.

The Commission and Counselor discussed possible changes to the cell phone policy. No decision was made at this time. The Chair also discussed the need for a County Policy Manual.

Doug Barlet discussed a trailer for the generator that was recently purchased.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, February 1, 2016. Rick James seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

February 1, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve add/abate/refund orders #2015-103 and #2015-104. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to accept the annual report from Liberty Township. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count.

Jason Jenkins informed the Commission that the new ambulances have been delivered.

At 9:10 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Filla attended the executive session.

At 9:15 AM the executive session ended. No action was taken as a result of the executive session.

Joe Maloney informed the Commission that his Freightliner has been repaired and is back in service. Maloney also informed the Commission that he is looking for a new roll-off truck, but is still waiting on additional quotes. Maloney then discussed recycling with the Commission.

The Commission and Counselor discussed the work order proposal from Shafer, Kline, & Warren. Mike Page moved to approve Task Order #5 from Shafer, Kline, & Warren for the road entrance study on Tucker Road in the amount of \$1,750.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to advertise farm ground near Pleasanton, bids due 2/16/16. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission and Counselor discussed policies for demolition and disposal of structures. Vicki Leonard stated that she would like to see what other Counties are doing for demolished structures.

Mel Bolling presented Rezoning Case #Z11.15.210 requested by Linn County located in Section 3, Township 20, Range 24. The Planning & Zoning Commission approved the rezoning by a 7-0 vote with the following findings:

1. That the proposed use for industrial fits with the character of the neighborhood and it fits with acceptable land uses of the CLUMP Map in the Comp Plan.
2. There are other industrial uses nearby.
3. The property is suitable for industrial.
4. Removing the Agricultural restriction is not believed to detrimentally affect nearby property since many of them are also being used as industrial.
5. The property continues to be vacant as currently zoned.
6. It appears there would be no increase or decrease in property value.
7. Staff recommends approval of the application.
8. I believe the requested change conforms to the comp plan for Linn County in that it would fit the existing character of the neighborhood given the proximity to the La Cygne Industrial Park.

Mike Page moved to adopt the findings of the Planning & Zoning Commission and adopt Resolution #2016-04. Rick James seconded the motion. The motion passed 3-0.

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-04  
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 countywide zoning regulations on June 22, 1981; and,

**WHEREAS**, the Linn County Planning Commission did, on November 18, 2015, publish a notice of a public hearing to consider rezoning an approximate 12.5 acre tract of land in the SW1/4 of the NW1/4 of Section 3, Township 20, Range 24 in Linn County, Kansas; and

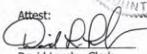
**WHEREAS**, the Linn County Planning Commission did hold a public hearing on December 8<sup>th</sup> 2015 to consider said rezoning from A - Agricultural Zone to I-2 - Heavy Industrial; and

**WHEREAS**, the Planning Commission after review and consideration of the findings, reports and testimonies did, by 7-0 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: **"I-2" - Heavy Industrial.**

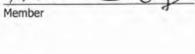
**PASSED AND APPROVED** by the Linn County Board of County Commissioners of Linn County, Kansas, this 1st day of February.



Attest:  
  
David Lamb - Clerk

  
Chairman

  
Vice-Chairman

  
Member

At 9:44 AM the Chair asked for public comment. Roberta Childers thanked the Commission for the new floor at Bunker Hill and for the Stop Ahead sign at CR 1095 and 1100 Road.

Mike Page moved to approve the following pays/special pays, totaling \$360,487.47: General, \$173,500.34; Employee Benefit, \$82,559.46; Appraiser, \$9,819.71; Rural Fire, \$12,605.38; Road and Bridge, \$48,325.63; County Health Dept., \$7,767.04; Crime Victim Assistance, \$741.49; Elderly, \$24,693.80; and Economic Development Grant, \$474.62. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk discussed cell phone policies from other Counties and discussed the truck that was damaged last August. The Clerk and Commission also discussed the terms of the lease for the farm ground south of Pleasanton.

At 10:17 AM Rick James moved to take a 5 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission, John Black, and Pam Cannon reviewed maps of the area for a proposed creek crossing.

At 10:45 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. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Mel Bolling attended the executive session.

At 10:55 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, February 8, 2016. Mike Page seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

February 8, 2016

The Board of Linn County Commission met in regular session at 9:03 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Cindy Holt, Deputy County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk opened the meeting with prayer.

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

Vicki Leonard moved to reschedule the next regular meeting to Tuesday, February 16<sup>th</sup>, due to the President's Day holiday. Rick James seconded the motion. The motion passed 2-0.

Vicki Leonard moved to approve add/abate/refund orders #2015-107. Rick James seconded the motion. The motion passed 2-0.

Rick James moved to accept the annual report from Cemetery District #4. Vicki Leonard seconded the motion. The motion passed 2-0.

Sheriff Filla gave the current prisoner count. Filla also spoke to the Commission about a Mobile Unit, recommended by Advance Medical, that he will be testing.

At 9:15 AM Mike Page joined the meeting.

Jason Jenkins with AMR addressed the Commission. One new ambulance has been delivered and the other should arrive this week. He also informed the Commission about a joint venture program, called the On Guard Program, with Linn Valley Property Owners Association and AMR. This program would provide additional security, EMS and fire for the city.

Joe Maloney requested an executive session for legal issues (attorney/client privilege).

Pam Cannon addressed the Commission proposing to vacate Eatherton Road. Vicki Leonard made a motion to publish notice of a proposal to vacate Eatherton Road. Action to vacate will be taken by the Commission on March 7<sup>th</sup>, 2016. Rick James seconded the motion. Motion passed 3-0.

John Byington discussed frontage roads that need repairs with the Commission. He discussed a new sealing process. Mike Page motioned to approve up to \$32,000 for the new process of sealing roads. Vicki Leonard seconded the motion. Motion passed 3-0. John also requested to attend a Seminar in April in Oregon, IL along with one other employee. The seminar has not cost, but would require travel and overnight stay. Mike Page made a motion to approve John Byington and one other Road employee to attend the seminar. Rick James seconded the motion. The motion passed 3-0.

The Commission discussed a request for road access for a landlocked property on Olinger Road. The Commission, Pam Cannon, John Byington, and Harry Wisdom reviewed and discussed. Gary Thompson will look into this matter further before a decision is made.

The Commission discussed the Critzer Lake Dock project with Harry Wisdom. Harry Wisdom also asked to purchase an emission filter for the 2009 International. He may be able to send in the old filter for a partial reimbursement. Mike Page moved to allow Harry Wisdom to purchase an emission filter for the 2009 International for up to \$2,500. Rick James seconded the motion. The motion passed 3-0.

Dennis Arnold addressed the Commission with a proposal to survey for the new hangar area at the Linn County Airport. Funds are available from a Grant to cover the cost. Mike Page made a motion to approve up to \$5,800 to survey the new hangar area at the Linn County Airport. Rick James seconded the motion. The motion passed 3-0. Dennis also informed the Commission of a SEKRPC Workshop for Local Government Leaders on Capital Improvement Planning.

John Maloney presented the Annual Noxious Weed Management Plan and Weed Eradication Report. Mike Page made a motion to accept both reports. Rick James seconded the motion. The motion passed 3-0. John Maloney reminded the Commission that he would be attending of a Small Flows Septic Conference in Topeka February 10-12. John also reminded the Commission that he would like to review his Job Description with them.

Vicki Leonard moved to approve the following pays/special pays, totaling \$190,845.22: General, \$150,160.67; Employee Benefit, \$7,500.00; Appraiser, \$415.41; Rural Fire, \$3,949.70; Road and Bridge, \$23,910.59; Law Enforcement Trust \$490.32; 911 Telephone \$1,636.60; County Health Dept., \$410.83; and Elderly, \$2,371.10. Rick James seconded the motion. The motion passed 3-0.

At 10:45 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 and for 5 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Deputy Clerk, Joe Maloney, and County Counselor attended the executive session.

At 10:58 AM the executive session ended. No action was taken as a result of the executive session

At 10:59 AM the executive session reconvened. The Commission, Deputy Clerk, Doug Barlet, and County Counselor attended this session of the executive session.

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

Joe Maloney requested reimbursement of petty cash funds that were stolen during a break in at the County Landfill. Mike Page moved to replenish the petty cash funds at the County Landfill. Rick James seconded the motion. Motion passed 3-0.

The Commissioners discussed the Road Department Software. They tabled the discussion to be discussed further at the next meeting.

The Commission discussed a letter received from the City of Parker requesting assistance laying asphalt. Rick James moved to approve assistance from the County Road Districts to the City of Parker for assistance laying asphalt. Expenses to be paid by the City of Parker. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commissioners discussed allegations that the Tow Truck rotation schedule is not being followed. This item was tabled to be discussed further at the next meeting.

With nothing further on the agenda Rick James moved to adjourn until 9:00 AM Tuesday, February 16, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

February 16, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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 add/abate/refund orders #2015-108 and #2015-109. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for January 2016 in the amount of \$2,079.09. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for January 2016. The Commission also reviewed a record of the fees collected in the Clerk's office for 2015.

Vicki Leonard moved to accept the annual report from Potosi Township. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count. Sheriff Filla and the Commission discussed the Tow Truck Rotation Policy.

Bruce Holt discussed rip-rap for the Marina area at the Park. Holt has discussed the issue with KCP&L, but they don't have anything available that would work. Holt has discussed the rip-rap with Dan Morris and Morris stated he could haul rip-rap that could be purchased for approximately \$1,500.00. Rick James moved to allow up to \$1,500.00 for the rip-rap. Vicki Leonard seconded the motion. The motion passed 3-0.

Holt also discussed the hay ground at the Park. Holt would like to keep the same person that has had the lease for the past 15 years. The Commission agreed to allow Holt to use the same contractor for the management of the Park land.

Harry Wisdom presented information on the bridge on Hemlock St. near Mound City. Rick James moved to advertise for proposals for the bridge repair. Mike Page seconded the motion. The motion passed 3-0.

Pam Cannon discussed the property access from Olinger Road.

Joe Maloney presented prices for recycling from Batliner Recycling. Maloney informed the Commission that he is close to done applying cover to Cell 4. Maloney also informed the Commission that he had to take a truck to Freightliner to diagnose issues with the truck.

At 9:35 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

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

At 9:46 AM the Commission opened bids for the farm ground south of Pleasanton. Bids were received from: Dave Carney, Johnson Brothers Farms, B&M Grain Farms, and Kenneth Baugh. The Counselor will make some calls to qualify the bids.

At 9:55 AM Rick James moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

After the Counselor reviewed the farm ground bids, the Commission revealed the following bid amounts: Dave Carney, \$12,452.16; Johnson Brothers Farms, \$9,432.00; B&M Grain Farms, \$11,880.00; and Kenneth Baugh, \$17,300.83. Vicki Leonard moved to accept the high bid from Kenneth Baugh in the amount of \$17,300.83. Mike Page seconded the motion. The motion passed 3-0.

The Commission and Mel Bolling discussed the Road Dept. software. Bolling would like to have software to track our sign usage. Bolling stated that the program we had was not designed for tracking signs and did not work well for what she wanted. Bolling will look at other software options.

At 10:22 AM the Chair asked for public comment. Mary Grosshart presented a letter from the Senior Citizens group thanking the Commission for the nice new floor at Bunker Hill.

Gary Thompson discussed a request to close part of a road on the state line.

At 10:28 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Mel Bolling attended the executive session.

At 10:38 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 \$373,271.83: General, \$130,864.29; Employee Benefit, \$96,138.93; Appraiser, \$9,693.90; Rural Fire, \$4,528.76; Road and Bridge, \$120,223.99; Law Enforcement Trust \$95.00; County Health Dept., \$7,761.08; Crime Victim Assistance, \$741.49; and Elderly, \$3,224.39. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk and Commission reviewed correspondence from KCAMP concerning upcoming property appraisals and from KAC concerning the upcoming Kansas County Commissioners Association Conference. The Clerk then informed the Commission that we received a notice from the City of Mound City concerning a rezoning hearing for property at 3<sup>rd</sup> & Main. Gary Thompson has applied for rezoning from Residential to Commercial. The hearing will be held on Thursday, March 3<sup>rd</sup>, at

6:00 PM in the Mound City City Hall.

Prescott Mayor Kevin Wood addressed the Commission concerning a welcome sign that the City of Prescott would like to place on County property near the Fire Station. The Counselor stated that we should have an indemnification agreement with the City. The Commissioners all stated that they were in favor of allowing the City to place the sign.

Rick James suggested working on tabled items at the end of the meeting on the first Monday of every month.

With nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, February 22, 2016. Rick James seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

February 22, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James led the Pledge of Allegiance. Vicki Leonard opened the meeting with prayer. (Commissioner Page called this morning and stated that he would be late. He arrived in the Commission Room after the meeting adjourned.)

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

Vicki Leonard moved to approve add/abate/refund orders #2015-110 through #2015-113. Rick James seconded the motion. The motion passed 2-0.

Sheriff Filla gave the current prisoner count. Sheriff Filla also asked for a motion to change names on a Sheriff's checking account. Vicki Leonard moved to add Rita Rhodes and remove Pam Smith from the checking account. Rick James seconded the motion. The motion passed 2-0.

Barlet asked to renew our subscription to the online National Fire Protection Codes for \$1,450.00. Vicki Leonard moved to allow Barlet to renew the subscription as requested. Rick James seconded the motion. The motion passed 2-0.

At 9:10 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel and 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, Counselor, and Doug Barlet attended the executive session.

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

At 9:25 AM Rick James 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 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 Counselor attended the executive session.

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

County Clerk discussed County Government Day. The Clerk explained issues we have had in recent years and suggestions on ways to improve the process. Cindy Holt and Amanda Snyder have been meeting with the American Legion, School representatives, and Dept. Heads to come up with ideas for Government Day. The Commission stated that they think this is a great program for the students. Vicki Leonard moved to allow the County Clerk's Office to put together the format for County Government Day and moved to instruct each department to participate with the program that is designed by the County Clerk's Office. Rick James seconded the motion. The motion passed 2-0.

At 9:43 AM the Chair asked for public comment. John Willard, A1 Towing, asked why we have a Missouri tow service on our rotation. The Sheriff and Counselor stated that each tow service must have a physical location in the County. The Sheriff also stated that the tow service in question has a lot in La Cygne. The Counselor stated that we would be willing to look at policies from other Counties.

Mel Bolling stated that she needs appointments for the Planning Commission. Three member's terms are expiring. The Commission will discuss the appointments next week when all Commissioners are present.

With nothing further on the agenda Rick James moved to adjourn until 9:00 AM Monday, February 29, 2016. Vicki Leonard seconded the motion. The motion passed 2-0.

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Commission Chair

Attest:

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Deputy County Clerk

February 29, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve add/abate/refund orders #2015-114 and #2015-115. Vicki Leonard seconded the motion. The motion passed 3-0.

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

Mike Page moved to pass a proclamation proclaiming April as Fair Housing Month in Linn County. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of the proclamation:

PROCLAMATION  
Celebrating 48 Years of Fair Housing  
(City/County) of Linn

WHEREAS, the Congress of the United States passed the Civil Rights Act of 1968, of which Title VIII declared that the law of the land would now guarantee the rights of equal housing opportunity; and

WHEREAS, the (City/County) of Linn is committed to the mission and intent of Congress to provide fair and equal housing opportunities for all, and today, many realty companies and associations support fair housing laws; and

WHEREAS, the Fair Housing groups and the U.S. Department of Housing and Urban Development have, over the years, received thousands of complaints of alleged illegal housing discrimination and found too many that have proved upon investigation to be violations of the fair housing laws; and

WHEREAS, equal housing opportunity is a condition of life in our (City/County) that can and should be achieved,

I, (Mayor or County Commissioner) of Linn County, on behalf of its citizens, do hereby proclaim the month of April as

FAIR HOUSING MONTH

And express the hope that this year's observance will promote fair housing practices throughout the (City/County).

Dated this 29th day of February, 2016

 (Mayor or County Commissioner)

Sheriff Filla gave the current prisoner count. Sheriff Filla also discussed the tow policy for the County.

Dee Horttor asked to purchase a pallet of Class A foam for under \$2,500.00. Mike Page moved to approve up to \$2,500.00 for the purchase of Class A foam for the Fire Dept. Vicki Leonard seconded the motion. The motion passed 3-0.

Dan Morris asked to declare a pickup as surplus property.

Mike Page moved to allow up to \$7,000.00 for repairs for the landfill truck. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to advertise the District #1 pickup internally before declaring it surplus property. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to reappoint Eddie Andersen, Dave Berglund, and Fred Kautt to the Planning & Zoning Commission. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve Lot Split #2016-001 as an exception to our regulations, with a restriction that no building permit will be issued for a residence on the new parcel. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling stated that the Mid-America Nutrition Site Managers have asked us to provide transportation to Ottawa for a meeting every quarter at no cost.

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, for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor, and then to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, John Maloney, and County Counselor attended the executive session.

At 9:37 AM John Maloney left the executive session.

At 9:52 AM the executive session and break ended. No action was taken as a result of the executive session.

At 9:54 AM the Chair asked for public comment. Rick James stated that he had a call from the Site Manager at La Cygne, stating that the Senior Center had been broken into and some files were taken. Rick James stated that he had the locks changed after receiving that call. Esther Shields addressed the Commission concerning issues with the locks being changed at the Senior Center in La Cygne. Shields stated that the Over Fifty Club is unhappy with the management at the Senior Site. Shields read a prepared statement concerning the Senior Center, following is a copy of the statement:

Some 30 to 40 years ago Ward and Jean Allen had a dream. To build a place where people to come together and have a good time eating and playing cards. They worked very hard with other interested people to make this project happen. The Over 50 Club was formed.

They got the building built then wondered how they were going to keep the funds coming in to pay the insurance and utilities. About this time the County Commissioners were planning their project to feed the elderly and that is people in the county. Jean went to the commissioners and proposed the building be given to the county with the agreement the senior citizens could have the use of the building as long as they would have need of it. This agreement was made and for the most part the system has worked fine with the one exception.

Janet Miller, the employee of Mid-America that sends out the meals daily seems to have a problem with the seniors using the building.

The rooms are left cleaner when they leave than when they arrived.

We question her method of trying to break the agreement. She stated the building was broken into and some files taken from a locked file cabinet. Then she had the locks changed. The senior group came in Saturday morning with their food ready to have a day of eating, playing cards and visiting as they have done for over 30 years to find the door locked and the key would not fit.

To say the least, we are upset with Janet and her continued objective of trying to stop anyone from using the building.

Anything you commissioners can do to clear up this problem we the senior citizens of La Cygne would sure appreciate. Thank you.

Chris Bean from Mid-America Nutrition was present to listen to concerns from the Over Fifty Club and from the Commission. John Morse addressed the Commission concerning the County Tow Policy. Morse stated that Saker Towing and R/T Tow & Recovery do not meet all of the qualifications to be on the tow rotation.

Erica Kern, City of Pleasanton, presented the zoning change request for the airstrip. The County would need to sign the application to be submitted to the Pleasanton Planning & Zoning Commission. Mike Page moved to allow the Chair to sign the application for a zoning change. Vicki Leonard seconded the motion. The motion passed 3-0.

Mary Grosshart stated that the contact person for Enbridge has changed. She will forward the information to the Clerk.

John Black presented Burial Permit #BP16002D2 requested by Craw-Kan. Vicki Leonard moved to approve Burial Permit #BP16002D2 as presented. Mike Page seconded the motion. The motion passed 3-0.

Black also asked for permission to repair Truck #207 for approximately \$5,500.00. Vicki Leonard moved to approve up to \$5,500.00 for the truck repair. Rick James seconded the motion. The motion passed 3-0.

The Commission discussed tabled items that will be discussed next week.

Mike Page moved to approve the following pays/special pays, totaling \$496,561.31: General, \$250,160.91; Employee Benefit, \$103,894.37; Appraiser, \$9,786.25; Rural Fire, \$11,010.21; Road and Bridge, \$47,030.75; County Health Dept., \$8,235.94; Crime Victim Assistance, \$741.49; Linn County Fair Assoc., \$61,500.00; and Elderly, \$4,201.39. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, March 7, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

March 7, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Mike Page, Member; Cindy Holt, Deputy County Clerk; and Gary Thompson, County Counselor. Rick James led the Pledge of Allegiance. Mary Grosshart opened the meeting with prayer.

Rick James 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 Sheriff's Monthly Fee Report for February 2016 in the amount of \$7,300.50. Rick James seconded the motion. The motion passed 2-0.

Sheriff Filla gave the current prisoner count. Filla informed the Commission that a Standard Operating Procedure for body cams has been drafted and given to Gary Thompson to review. Filla also informed the Commission that several road signs were destroyed over the weekend.

Chris Martin informed the commission that the Next Generation 911 System is up and running.

Doug Barlet informed the Commission that two firefighters were injured over the weekend. They also had equipment that broke down over the weekend that will be taken in for repairs. Barlet does not yet have estimates on the cost of repairs. Barlet informed the Commission of a Storm Spotter training class at Bunker Hill, Tuesday, March 8<sup>th</sup> at 7:00 PM, put on by the National Weather Service. Barlet also notified the Commission that he and Skylar Dickey will attend a Kansas Emergency Manager certification & recertification course on March 21<sup>st</sup>. Barlet then spoke about a possible grant for a new radio system. The Sheriff's Department and Fire Department would both be willing to contribute funds. The Commission approved to allow Barlet pursue the grant.

Gary Thompson spoke about a clause in the current AMR contract that has caused confusion. A revision of the clause has been made and AMR agrees to the changes.

Kevin Amer asked the Commission for use of the District #1 pickup. The Commission approved allowing him to use the vehicle in lieu of selling it as surplus property.

Joe Maloney presented bids for haying property near the landfill. Bids were received from: Dean Johnson in the amount of \$3.50 per bale and Art Terry in the amount of \$3.01 per bale. Mike Page moved to accept the bid from Dean Johnson contingent on verifying the expiration date of the current contract. Rick James seconded the motion. The motion passed 2-0. Also discussed were bids for the sale of a roll off truck.

Michelle West discussed VaxCare, a provider the Health Department would like to partner with that would allow them to bill private insurance. Michelle will present the Agreement to the Commission once it is complete.

The Commission addressed the bids for the sale of the roll off truck with Joe Maloney. It was decided to advertise for sealed bids. Joe discussed the price increase for hauling off old tires. Joe then informed the Commission they are ready to start work on Cell #5.

Bruce Holt addressed the Commission concerning building a "Splash Park" at the County Park. The Park will do the work, but will need outside assistance with the concrete work. Mike Page moved to approve up to \$4,000 for the Splash Park. Rick James seconded the motion. Motion passed 2-0. Holt also discussed repairs needed for the LaCygne compactor building. The Commission will discuss and approve spending up to \$1,200 for repairs to the LaCygne compactor building next week when all Commissioners are present.

The Commission and Pam Cannon discussed vacating a portion of Eatherton Road. Notice of a proposal to vacate was published on Feb 8<sup>th</sup>. Charles Self addressed the Commission regarding the vacation. Pam Cannon discussed the portion of the road to be vacated and reviewed maps with everyone present. The vacation would not cut off access to any property. The Commission would like to discuss this further next week when all Commissioners are present.

At 9:57 AM Rick James made a motion to take a 5 minute break. Mike Page seconded the motion. Motion passed 2-0.

At 10:02 AM the Chair asked for public comment. Julie Saker with Saker Towing and Robert Hilton with R/T Tow and Recovery addressed the Commission regarding the criteria to be considered a Linn County towing business. The Commission tabled the item until next week when all Commissioners are present. If any changes are made to the current policy both towing companies would be contacted.

Gary Thompson discussed the need for signatures for the Use of Facilities Agreement with the Over-Fifty club of LaCygne. Thompson also discussed the Cash Farm Lease with Kenneth Baugh. The Commission and Gary Thompson then discussed guidelines of the Infrastructure Assistance program for Cities. It was decided that the policy would need to be reviewed if the program was continued for another year.

The Commission will discuss "Tabled Items" next week when all Commissioners are present.

With nothing further on the agenda Rick James moved to adjourn until 9:00 AM Monday, March 14, 2016. Mike Page seconded the motion. The motion passed 2-0.

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Commission Chair

Attest:

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County Clerk

March 14, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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 add/abate/refund orders #2015-117. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for February 2016.

The Clerk reminded the Commission that County Government Day is March 28<sup>th</sup>. The Clerk also reminded the Commission that the next SEK County Officials' meeting is Thursday, April 14<sup>th</sup>, in Franklin County. The Clerk then informed the Commission that the Pleasanton Planning & Zoning public hearing on the application submitted by Linn County will be held at 7:00 PM Wednesday, March 23<sup>rd</sup>.

Sheriff Filla gave the current prisoner count.

Doug Barlet reported that the Centerville Tender is broken down. Barlet also reported that Chris Martin has resigned from the Fire Dept. and from the Fire Board.

At 9:07 AM Rick James 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 and then for 5 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Sheriff Filla, and Counselor attended the executive session.

At 9:20 AM Sheriff Filla left the executive session and Doug Barlet entered.

At 9:26 AM Doug Barlet left the executive session.

At 9:27 AM the executive session ended. No action was taken as a result of the executive session.

Rick James moved to sign an amendment to the contract with AMR. Vicki Leonard seconded the motion. The motion passed 3-0.

Kevin Amer reported that 13 signs in the County were recently damaged at a cost of \$2,090.00.

Pam Cannon presented an order vacating a portion of E. A. Eatherton Road and renaming of the remaining portion of the road Jarred Lane. Vicki Leonard moved to approve the Order Vacating Road as presented. Mike Page seconded the motion. The motion passed 3-0. Following are copies of the Proposal to Vacate Road and the Order Vacating Road:



Alysia Dennis presented Health Dept. Grant applications. Vicki Leonard moved to sign the applications as presented. Mike Page seconded the motion. The motion passed 3-0.

At 9:45 AM the Chair asked for public comment. Frank Grosshart stated that the senior citizens really appreciate the new floor at Bunker Hill.

Gary Thompson presented the Use of Facility Agreement for the La Cygne Senior Center.

Vicki Leonard moved to sign the Cash Farm Lease with Kenneth Baugh for the 163.2 acres located at 9310 Thomas Road. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$125,270.22: General, \$77,202.51; Appraiser, \$819.55; Rural Fire, \$3,245.17; Road and Bridge, \$35,514.55; Law Enforcement Trust \$265.00; 911 Telephone \$1,633.71; County Health Dept., \$2,537.36; Crime Victim Assistance, \$95.00; and Elderly, \$3,957.37. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$273,468.64: General, \$107,380.02; Employee Benefit, \$104,446.55; Appraiser, \$9,847.15; Rural Fire, \$3,009.48; Road and Bridge, \$37,333.38; County Health Dept., \$7,493.00; Crime Victim Assistance, \$741.49; and Elderly, \$3,217.57. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:57 AM Rick James moved to take a 10 minute break and then recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Deputy Clerk, and Counselor attended the executive session.

At 10:22 AM the executive session ended. No action was taken as a result of the executive session.

John Black presented proposals for a new tractor. The Commission instructed Black to contact additional local dealers. Harry Wisdom and John Black discussed the damaged dump truck and \$50,000.00 settlement offer from the insurance company. Wisdom and Black also discussed a class they would like to send their mechanics to. The Commission agreed to send the mechanics to the class.

The Commission, Clerk, and Counselor discussed the following "Tabled Items":

SEK Juvenile Detention Appointment: Vicki Leonard moved to appoint Clint Johnson to the SEK Juvenile Detention Board. Mike Page seconded the motion. The motion passed 3-0.

County Tow Policy: Gary Thompson will write a letter explaining the policy to the towing companies.

Body Cam Policy: The Clerk will check with other Counties for sample policies.

SEK Mental Health Board Appointment: Vicki Leonard will discuss an appointment with Michelle West.

Cell Phone Policy: The Clerk has given samples to Commission.

Disposal of demolished buildings, Olinger Road access to property, Job Descriptions, Organizational Chart: These items were discussed with no resolution.

At 10:59 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:09 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, March 21, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

March 21, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk 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 accept the annual report from Centerville Township. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count.

Chris Martin discussed installing a large screen monitor in the Commission room at a cost of \$1,200.00. Mike Page moved to approve up to \$1,200.00 for the project. Rick James seconded the motion. The motion passed 3-0.

Doug Barlet reported that we are in a burn ban today. The winds will be bad through Thursday. Barlet discussed multiple calls/complaints he received last week while there was a burn ban. Steve Jackson reported that he planned on burning last week but didn't because of the burn ban. Jackson stated that he looked online and didn't find any information stating that burning was not advised.

Joe Maloney presented bids for a new truck. Bids received were: Custom Truck & Equipment Co., \$150,000.00; Freightliner of Austin, \$147,306.02; and Elliot Equipment Co., \$149,500.00. Joe Maloney will review the bids and make a recommendation. Maloney also presented current prices on recycling.

At 9:30 AM Rick James moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and 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, Counselor, Sheriff Filla, and Chris Martin attended the executive session.

At 9:38 AM Chris Martin left the executive session.

At 9:44 AM Sheriff Filla left the executive session and Doug Barlet entered.

At 9:47 AM Doug Barlet left the executive session.

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

Gary Thompson discussed our towing policy and his analysis of the policy. Thompson stated that in his opinion, all of the towing companies on our current rotation meet the requirements of our policy. The main question on our policy was the definition of a "Linn County Business Address." Following is Thompson's explanation of that part of the policy: "Business Address – some of the services have interpreted this to mean "store front" location. I do not believe that was the intent....it is not explicit in the words. If a service has a impound lot and a mailing address, I would say that meets the definition of a business address."

John Byington presented oil quotes for 2016. Following is a copy of the oil quote comparison:

OIL QUOTES 2016					
COASTAL ENERGY Chad Odle (417) 469-2777 fax (417) 469-2294 chad@coastal-fmc.com		ERGON ASPHALT Larry Reddick (913) 553-9504 fax (913) 299-0287 larry.reddick@ergon.com		VANCE BROTHERS Adam Hahs (816) 518-0271 fax (816) 595-7141 ahahs@vancebrothers.com	
	2015	2016		2015	2016
MC-30	3.38	2.85	MC-30	NB	NB
EA-300	2.09	1.79	EA-300	2.35	NB
SS-1H	2.09	1.72	SS-1H	2.12	1.88
RS-1H	1.93		RS-1H	1.90	
RS-1M	1.98		RS-1M	2.14	
CRS-2		1.58	CRS-1H	1.71	
CRS-2P		1.72	CRS-1HP	2.01	
AEP	2.34	1.94	AEP	2.67	2.20

COASTAL ENERGY	ERGON ASPHALT	VANCE BROTHERS
2 hours free	2 hours free	1.5 hours free
Pump charge: \$70	Pump charge: \$60	Pump charge: \$65
Demurrage: \$70/hr	Demurrage: \$80/hr	Demurrage: \$70/hr
Free technical assistance	Free technical assistance	Free technical assistance
Cancellation: no charge within 4 hrs	Cancellation: no charge within 5 hrs	Cancellation: no charge within 2 hrs
Minimum freight: n/a	Minimum freight: n/a	Minimum freight: \$390
Return freight: \$725	Return freight: \$390	Return freight: \$100/load + \$ .20/gal
		*canceled enroute trucks subject to minimum freight charge

Oil Type and Use:		
MC-30	Prime Coat - Penetrate	Used for new surface preparation
EA-300	Cold Mix - Pugmill	Used for patching material
SS-1H	Tack Coat	Used for tack for patches and fog seal
CRS-2	Chip & Seal	Used for chip & seal - clean aggregates
CRS-2P	Chip & Seal	Used for chip & seal - clean aggregates
AEP	Prime Coat - Penetrate	Used for new surface preparation

Byington recommends purchasing the oil from Vance Brothers. Mike Page moved to purchase our oil from Vance Brothers for 2016. Rick James seconded the motion. The motion passed 3-0.

Harry Wisdom presented a permit to bury water line requested by Brian Matthes located at 200 Road & Botkin Road. Mike Page moved to approve Burial Permit #BP16003D3 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Wisdom also presented a quote for a high-pressure washer. The Commission advised Wisdom to get additional quotes.

At 10:20 AM the Commission opened bids for a tractor for Road Dist. #2. Bids received were: O'Malley Equipment, John Deere 5100E, \$47,048.27; Mike's Repair, LS Tractor P7040CPS, \$44,300.00; and Heritage Tractor, John Deere 5100E, \$51,405.34. The Commission advised John Black to review the bids and make a recommendation. Black advised that he has reviewed the quotes and recommends purchasing from Mike's Repair. Vicki Leonard moved to approve the purchase from Mike's Repair in the amount of \$44,300.00. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to accept the \$50,000.00 settlement from KCAMP for the truck that was in an accident last summer. Vicki Leonard seconded the motion. The motion passed 3-0.

Joe Maloney reviewed the truck bids and recommends purchasing a truck from the low bidder, Freightliner of Austin, in the amount of \$147,306.02. Mike Page moved to approve the purchase as recommended. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:28 AM the Chair asked for public comment. None was given.

Deputy Clerk Cindy Holt and Payroll Clerk Amanda Snyder discussed next week's Government Day schedule with the Commission.

At 10:34 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Deputy Clerk, and Counselor attended the executive session.

At 10:54 AM the executive session ended.

At 10:58 AM Vicki Leonard moved to extend the executive session until 11:15 AM. Mike Page seconded the motion. The motion passed 3-0. The same people attended this portion of the executive session.

At 11:15 AM the executive session ended.

At 11:20 AM Vicki Leonard moved to extend the executive session for 15 minutes. Mike Page seconded the motion. The motion passed 3-0. The same people 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.

At 11:37 AM Rick James moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss trade secrets of a corporation. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Dennis Arnold, and Jesse Secrest attended the executive session.

At 11:57 AM the executive session ended. No action was taken as a result of the executive session.

Joe Maloney reported that the Blue Mound compactor needs new cylinders.

Mel Bolling presented Lot Split #LS2016-002 requested by John Ball located in Section 17, Township 21, Range 22. Mike Page moved to approve Lot Split #LS2016-002 as presented. 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, March 28, 2016. Mike Page seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

March 28, 2016

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

At 9:03 AM the Commission and Clerk went to the old courtroom to greet the Government Day students.

At 9:42 AM the Commission and Clerk 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 2-0.

Vicki Leonard moved to approve add/abate/refund orders #2015-118 through #2015-124. Mike Page seconded the motion. The motion passed 2-0.

The Commissioners described the areas of their Commission Districts and explained some of the duties of the Commission to each group of students that attended the Commission meeting. Mike Page also asked if any of the students had any questions for the Commission.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported on a person that was wanted in another County that was arrested in Linn County last week.

John Maloney informed the Commission that he is going out for bids for chemicals. Maloney also reported on a nuisance abatement issue he is dealing with.

Vicki Leonard discussed a request from Josh Haynes to demolish the old barn and shed on the County property south of Pleasanton. Haynes would like to tear down the structures at no cost to the County and would give the County a release of liability. Vicki Leonard moved to tentatively approve a proposal from Josh Haynes for the demolition of the barn and shed, pending approval of the Counselor and County Clerk. Mike Page seconded the motion. The motion passed 2-0.

Mike Page moved to sign the Use of Facilities Agreement with the Over-Fifty Club of La Cygne for the use of the La Cygne Senior Center. Vicki Leonard seconded the motion. The motion passed 2-0.

Mike Page moved to approve the following pays/special pays, totaling \$651,147.50: General, \$271,640.55; Employee Benefit, \$99,064.27; Appraiser, \$9,821.08; Rural Fire, \$21,666.20; Road and Bridge, \$135,456.11; Equipment Reserve, \$100,324.75; Law Enforcement Trust, \$1,135.95; 911 Telephone Tax, \$9.49; County Health Dept., \$7,986.54; Crime Victim Assistance, \$741.49; and Elderly, \$3,301.07. Vicki Leonard seconded the motion. The motion passed 2-0.

Mel Bolling presented a subdivision plat requested by Midland Land & Cattle Company. The Planning & Zoning Commission approved the subdivision. Mike Page moved to sign the subdivision plat as presented. Vicki Leonard seconded the motion. The motion passed 2-0.

Bolling then presented Conditional Use Permit #01.16.369 requested by Wes' Recycling for a used car dealership. After reviewing the following findings: 1)The use does fit with the character of the neighborhood as most nearby properties are Agriculture and Agriculture with residences and the property has been used as a recycling center, 2)The zoning of nearby properties is Agriculture, 3)The property is suitable for proposed use as it has been used in a similar capacity for many years, 4)The proposed use does not appear to have detrimentally affected nearby properties thus far therefore it seems unlikely it would in the future, 5)Property will remain as currently zoned, 6)With the proper conditions the use will not detrimentally affect the public health, safety, and welfare, 7)Staff recommends approval of the permit with conditions, and 8)The requested change conforms to the Linn County Comp Plan; and the following conditions: 1)Cars shall be stored on an all-weather surface; Mike Page moved to accept the recommendation of the Planning Commission, approve CUP #01.16.369, and adopt Resolution #2016-05. Vicki Leonard seconded the motion. The motion passed 2-0.

Bolling also presented Conditional Use Permit #02.16.370 requested by William Shadden II for land application of septage. After reviewing the following findings: 1)The use fits the characteristics of the neighborhood as it is a farming community, 2)Nearby properties are zoned AG as well, 3)It is Agriculture use so it is suitable to the property, 4)The change could affect nearby properties, 5)The property will remain vacant as zoned, 6)No gain to the public health, safety, or welfare, 7)Professional staff recommends approval for a limited time frame with strict conditions, and 8)Request follows comp plan as it is Agriculture based activity; and the following conditions: 1)Permit be issued for 3 years, and 2)It be kept within the boundaries of the 43 acres as shown on the site plan, 3)Reports be kept on file and up to date in the Linn County Sanitation office, 4)All federal and state regulations be followed; Mike Page moved to accept the recommendation of the Planning Commission, approve CUP #02.16.370, and adopt Resolution #2016-06. Vicki Leonard seconded the motion. The motion passed 2-0. Following are copies of Resolution #2016-05 and Resolution #2016-06:

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-05  
A RESOLUTION APPROVING CONDITIONAL USE PERMIT #01.16.369 (Wes' Recycling) TO PERMIT A USED CAR DEALERSHIP IN THE "AR" AGRICULTURAL RESIDENTIAL ZONE

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 12-753; and

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

WHEREAS, the Linn County Planning Commission did, on February 17, 2016, publish a notice of a public hearing to consider Conditional Use Permit #01.16.369, pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on March 8, 2016 to consider said Conditional Use Permit for a used car dealership in the Agricultural Residential Zone on property; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimony did, by unanimous vote, approve said Conditional Use Permit based on certain findings and subject to the following conditions:

1. Cars shall be stored on an all-weather surface.

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

SECTION 1: Conditional Use Permit #01.16.369 is hereby issued on the following described property: 7.4 acres in NE1/4 SW1/4 S4 T22 R22.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 28th day of March, 2016.

  
Rick James  
Vicki Leonard  
Mike Page

  
David Lamb - Clerk

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-06  
A RESOLUTION APPROVING CONDITIONAL USE PERMIT #02.16.370 (SHADDEN/LOAN) TO PERMIT THE OPERATION OF LAND USE APPLICATION OF SEPTAGE IN THE "A" AGRICULTURAL ZONE

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 12-753; and

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

WHEREAS, the Linn County Planning Commission did, on February 17, 2016, publish a notice of a public hearing to consider Conditional Use Permit #02.16.370 pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on March 8, 2016 to consider said Conditional Use Permit for the application of septage in the Agricultural Zone on property described in Section 1; and

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

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

SECTION 1: Conditional Use Permit #02.16.370 is hereby issued on the following described property: Parcel ID: 0602540910, 14.41 acre tract located in the SW 1/4 of Section 26, Township 26, Range 21 East of the 9<sup>th</sup> PM.

SECTION 2: Conditional Use Permit #02.16.370 (Shadden/Loan) is conditioned as follows:

1) Permit be issued for 3 years, and

2) It be kept within the boundaries of the 43 acres as shown on the site plan

3) Reports be kept on file and up to date in the Linn County Sanitation office

4) All federal and state regulations be followed.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 28th day of March, 2016.

  
Chairman  
Vicki Leonard  
Mike Page  
Member

  
David Lamb - Clerk

Gary Thompson informed the Commission that he is ready to publish the Notice of Proposal to Vacate Road for a portion of State Line Road. Mike Page moved to send Notice of Proposal to Vacate Road. Vicki Leonard seconded the motion. The motion passed 2-0. Following is a copy of the Notice of Proposal to Vacate Road:

**NOTICE OF PROPOSAL TO VACATE ROAD**

The Board of Commissioners of Linn County, Kansas, hereby gives notice, pursuant to K.S.A. 68-102 et. seq, of a proposal to vacate certain roads within Linn County, Kansas, said roads being determined to not be a public utility by reason of neglect, nonuse, or inconvenience and the necessity for use of such roads as a public utility not justifying the expenditure of the necessary funds to put the same in condition for public travel. Said roads are described as follows:

"Old State Line Road" from 1000 Road South ½ Mile, more or less.

Action on the above proposal will be taken on or after April 11, 2016.

David Lamb  
County Clerk  
913-795-2668

At 11:03 AM Mike Page moved to take a 2 minute break. Vicki Leonard seconded the motion. The motion passed 2-0.

At 11:26 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel with the County Counselor. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:41 AM the executive session ended. No action was taken as a result of the executive session.

The Commission and John Black discussed the Pleasanton City Lake Dam and issues with the road across the dam. Black also reported that the repairs to a truck in his district cost more than expected. Vicki Leonard moved to allow an additional \$1,400.00 for the repairs. Mike Page seconded the motion. The motion passed 2-0.

At 11:54 AM Commissioner Page and the Clerk went to the Legion Building to have lunch with the Government Day students.

At 11:54 PM, with nothing further on the agenda, Vicki Leonard moved to adjourn until 9:00 AM Monday, April 4, 2016. Mike Page seconded the motion. The motion passed 2-0.

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Commission Chair

Attest:

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County Clerk

April 4, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 add/abate/refund orders #2015-125 through #2015-127. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for March 2016 in the amount of \$4,655.58. Vicki Leonard seconded the motion. The motion passed 3-0.

Rick James moved to approve the following pays/special pays, totaling \$81,675.50: General, \$59,625.50; and Equipment Reserve, \$22,050.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla gave the current prisoner count. Sheriff Filla also discussed calls from this weekend.

Bruce Holt asked to hire the following summer help for the Park: Sharon Welch, 40 hours per pay period starting April 10<sup>th</sup>, \$8.25 per hour; and Patsy Rhynerson, 20 hours per pay period starting May 15<sup>th</sup>, \$8.45 per hour. Mike Page moved to approve the hires as requested. Vicki Leonard seconded the motion. The motion passed 3-0.

Harry Wisdom reported that one of his maintainers has transmission problems. The maintainer has 14,000 hours of use. The Commission wants to look at options for a new maintainer before deciding about having the old one repaired.

Wisdom showed the Commission Kevin Amer's certificates from his sign schools. Wisdom then presented the following quotes for a new power washer for his shop: Murphy Equipment, \$5,400.00; Hy-Flo, \$3,995.00; and Hotsy, \$4,985.00. Mike Page moved to purchase a power washer from Hy-Flo for \$3,995.00. Rick James seconded the motion. The motion passed 3-0.

Amanda Snyder presented information on National Walk for Lunch Day on April 27<sup>th</sup>. Snyder asked if employees could participate and still take time for lunch. The Commission agreed to allow Snyder to organize the event.

Mel Bolling presented Conditional Use Permit #12.15.368 requested by Kevin Leutjen for a rock quarry and logging & mulching of trees. After reviewing the following findings: 1)The use fits the character of the neighborhood as most nearby properties are Agriculture and Agriculture with residences and this quarry has been in use for many years with no complaints, 2)The zoning of nearby properties is Agriculture, 3)The property is suitable for proposed use as it has been used in that capacity for many years, 4)The proposed use does not appear to have detrimentally affected nearby properties thus far therefore it seems unlikely it would in the future, 5)Property will remain vacant as zoned, 6)With the proper conditions the use will not detrimentally affect the public health, safety, and welfare, 7)Staff recommends approval of the permit with conditions, and 8)The requested change conforms to the Linn County Comp Plan; and the following conditions: 1)Must comply with all state and federal regulations, 2)Permits be kept on file with the Linn County Planning and Zoning office, 3)Hours of operation will be Monday through Saturday 7am to 5pm, 4)No storage or use of explosives, 5)Maintain appropriate structures for runoff, 6)Follow conceptual plan as provided with the hours being operational, 7)Ingress and egress on 1100 Road, and 8)Permit be valid for 4 years; the Commission heard a question from Kevin Leutjen about the hours of operation. Gary Thompson explained the Commission's options for the CUP. The Commission agreed to send the CUP back to the Planning Commission for clarification on the hours of operation (the Counselor will prepare written instructions for the Planning Commission).

At 9:57 AM the Chair asked for public comment. Dick Carpenter stated that as a neighbor to the rock quarry, he has concerns about the hours of operation.

At 10:05 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel and for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Harry Wisdom attended the executive session.

At 10:13 AM Harry Wisdom left the executive session.

At 10:20 AM the executive session ended. No action was taken as a result of the executive session.

Clark McGinnis asked the Commission about waiving fees for trenching (burial permit fees) across County roads. The Counselor will review the regulations and make a recommendation.

Dennis Arnold presented information on the infrastructure grants for the Cities. Arnold also discussed the Youth Employment Grant program. Vicki Leonard moved to approve the 2016 Summer Youth Employment program as presented. Rick James seconded the motion. The motion passed 2-0. (Mike Page abstained.)

At 10:43 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:48 AM the executive session ended. No action was taken as a result of the executive session.

At 10:49 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel with the County Counselor. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Cathy Sherman attended the executive session.

At 11:04 AM the executive session ended. No action was taken as a result of the executive session.

At 11:19 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and John Black attended the executive session.

At 11:39 AM the executive session ended. No action was taken as a result of the executive session.

At 11:40 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:55 AM the executive session ended.

At 11:57 AM Mike Page moved to extend the executive session for 15 minutes. Rick James seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

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

At 12:22 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 12:37 PM the executive session ended. As a result of the executive session, Rick James moved to suspend John Black for 5 days without pay beginning Monday, April 11<sup>th</sup>, and to take other corrective actions. Mike Page seconded the motion. The motion passed 3-0.

At 12:47 PM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets of a corporation. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Dennis Arnold attended the executive session.

At 12:57 PM the executive session ended. No action was taken as a result of the executive session.

The Clerk informed the Commission that Mel Bolling has asked to purchase a steam table for the Senior Citizen's kitchen at Pleasanton. After discussing the request with Bolling, Mike Page moved to allow up to \$1,700.00 for the purchase of a new steam table. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Mike Page moved to adjourn until 9:00 AM Monday, April 11, 2016. Rick James seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

April 11, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk 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 add/abate/refund orders #2015-128. Rick James seconded the motion. The motion passed 3-0.

The Clerk reminded the Commission of the SEK County Officials Meeting in Ottawa on April 14<sup>th</sup> and informed the Commission that the Linn County Conservation District has invited the Commission to attend an Ag Day event at the Fairgrounds from 9:00 AM to 2:00 PM on April 28<sup>th</sup>. The Conservation District is working with the three FFA Chapters in Linn County to host the event.

Sheriff Filla reported the current prisoner count and discussed accidents that happened last week.

Doug Barlet discussed the weather for the week. Barlet also asked to purchase 1500' of 1/2" high pressure hose for \$4,680.00. Vicki Leonard moved to approve the purchase as requested. Mike Page seconded the motion. The motion passed 3-0.

Jason Jenkins discussed issues AMR is working on with the City of Linn Valley.

Michelle West discussed a proposed agreement with VaxCare for billing private pay insurance for vaccinations. The Counselor will review the agreement.

Dan Morris presented two burial permits. Mike Page moved to approve Burial Permit #BP16005D1 requested by RWD #1 located at 1950 & Tubbs Rd. Vicki Leonard seconded the motion. The motion passed 3-0. Mike Page moved to approve Burial Permit #BP16004D1 requested by Peoples Telecommunications located at 2200 & Iliff Rd. Rick James seconded the motion. The motion passed 3-0.

Morris also asked to purchase \$5,700.00 worth of culvert pipe from J&J Metal. Vicki Leonard moved to approve the purchase as requested. Mike Page seconded the motion. The motion passed 3-0.

Joe Maloney reported on recent activities at the landfill.

Pam Cannon reported on an upcoming event at the County Park. Cannon also reported on her upcoming travel.

At 9:45 AM the Chair asked for public comment. None was given at this time.

Vicki Leonard moved to adopt Resolution #2016-07, vacating a portion of State Line Rd. south of 1000 Rd. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-07:

RESOLUTION NO. 2016-07

A RESOLUTION VACATING CERTAIN PORTIONS OF STATE LINE ROAD IN LINN COUNTY, KANSAS.

WHEREAS, the Governing Body of Linn County, Kansas is authorized by K.S.A. §68-102 *et seq.* to vacate any road within the county that the board determines is not a public utility by reason of neglect, non-use, or inconvenience; and

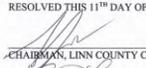
WHEREAS, the Board of Commissioners has determined that the below described portion of State Line Road in Linn County, also previously known as E.P. Vanaman Road, no longer has public utility by reason of said neglect, non-use and inconvenience, and further that the necessity for said portion of said road as a public utility does not justify the expenditure of the necessary funds to put the same in condition for public travel; and

WHEREAS, notice was given to adjoining property owners and to the general public, pursuant to K.S.A. §68-102a, of the intent of the Board of Commissioners to vacate said portions of State Line Road; therefore,

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

1. That portion of State Line Road, previously known as the E.P. Vanaman Road, which extends South 1/2 mile from 1000 Road and lies along the State Line in Section 10f Township 22 South, Range 25 East in Linn County, is hereby vacated.
2. This Resolution shall be effective upon its passage and publication in the official newspaper of Linn County, Kansas.

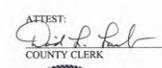
RESOLVED THIS 11<sup>TH</sup> DAY OF APRIL, 2016.

  
CHAIRMAN, LINN COUNTY COMMISSION

  
COMMISSIONER

  
COMMISSIONER

ATTEST:

  
COUNTY CLERK



Gary Thompson presented an order to the Planning Commission concerning CUP#12.15.368 (Snow Hill Rock). Vicki Leonard moved to approve the order as presented. Rick James seconded the motion. The motion passed 3-0.

At 9:52 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel and 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, Sheriff Filla, and Michelle West attended the executive session.

At 10:02 AM Sheriff Filla left the executive session.

At 10:07 AM the executive session ended. As a result of the executive session, Rick James moved to accept Michelle West's resignation effective 5/31/16. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk and Commission discussed a recent KWORCC inspection of the Fire Stations and discussed Guidelines for Commission Meetings.

Mike Page moved to approve the following pays/special pays, totaling \$208,910.17: General, \$58,956.50; Employee Benefit, \$11.96; Appraiser, \$161.86; Rural Fire, \$4,409.71; Road and Bridge, \$34,767.84; Law Enforcement Trust, \$500.00; 911 Telephone Tax, \$105,519.52; County Health Dept., \$1,299.60; Elderly, \$2,807.39; and Economic Development Grant, \$475.79. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission and Clerk discussed the following tabled items:

SEK Mental Health Board Appointment. After discussion, Vicki Leonard moved to appoint Alysia Dennis to the SEK Mental Health Board. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to post Michelle West's position to County Employees. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:28 AM Rick James moved to recess from the Board of Commission meeting into executive session for 30 minutes to discuss personnel issues related to non-elected personnel with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:58 AM the executive session ended. As a result of the executive session, Mike Page moved to increase Kevin Amer's pay to Range 9, Step H (\$14.9170 per hour) effective April 16, 2016, due to his completion of two classes concerning signs. Rick James seconded the motion. The motion passed 3-0.

Mary Grosshart asked about some dips in US 69 Highway, near some bridges. Mike Page moved to instruct Mel Bolling to notify KDOT of the problems. Vicki Leonard seconded the motion. The motion passed 3-0. (The three location are on Campbell Hill, South of Sugar Creek Bridge, and South of Mine Creek Bridge.)

Tonya Carpenter asked about closing a Minimum Maintenance Road. The Counselor discussed options with Carpenter.

At 11:39 AM Mike Page moved to adjourn the Board of Commission meeting and reconvene as the Board of Canvassers. Vicki Leonard 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.

The Board of Canvassers then reviewed the 20 Provisional Ballots. Vicki Leonard moved to machine count 16 provisional ballots, and decline to count 4 provisional ballots. Mike Page seconded the motion. The motion passed 3-0.

At 11:45 AM 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. Mike Page moved to approve the abstract, including 16 provisional ballots that were counted and then to adjourn until 9:00 AM Monday, April 18, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

April 18, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Vicki Leonard led the Pledge of Allegiance. Sheriff Filla 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 add/abate/refund orders #2015-129 through #2015-134. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for March 2016.

The Clerk reminded the Commission of the Linn County Conservation District invitation to attend an Ag Day event at the Fairgrounds from 9:00 AM to 2:00 PM on April 28<sup>th</sup>. The Conservation District is working with the three FFA Chapters in Linn County to host the event.

Chris Martin discussed the new TV and its uses for meetings.

Sheriff Filla reported the current prisoner count. Sheriff Filla also asked the Commission to donate \$2,000.00 to the Night Out Against Crime. Mike Page moved to donate \$2,000.00 to the Night Out Against Crime. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:20 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor, and for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Deputy Clerk, Sheriff Filla, and Counselor attended the executive session.

At 9:40 AM the executive session ended.

At 9:42 AM Vicki Leonard moved to extend the executive session until 10:00 AM to discuss personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Deputy Clerk, and Counselor attended this portion of the executive session.

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

At 10:03 AM the Chair asked for public comment. None was given.

Larry Sharp, KCAMP, presented information on KCAMP and the County's involvement with KCAMP. Sharp provided a handout explaining KCAMP's structure and coverage.

Mel Bolling presented Conditional Use Permit #12.15.368 requested by Kevin Leutjen (Snow Hill Rock) for a rock quarry and logging & mulching of trees. The Commission sent the CUP back to the Planning Commission two weeks ago with instructions to clarify the hours of operation. After reviewing the following findings: 1)The use fits the character of the neighborhood as most nearby properties are Agriculture and Agriculture with residences and this quarry has been in use for many years with no complaints, 2)The zoning of nearby properties is Agriculture, 3)The property is suitable for proposed use as it has been used in that capacity for many years, 4)The proposed use does not appear to have detrimentally affected nearby properties thus far therefore it seems unlikely it would in the future, 5)Property will remain vacant as zoned, 6)With the proper conditions the use will not detrimentally affect the public health, safety, and welfare, 7)Staff recommends approval of the permit with conditions, and 8)The requested change conforms to the Linn County Comp Plan; and the following conditions: 1)Must comply with all state and federal regulations, 2)Permits be kept on file with the Linn County Planning and Zoning office, 3)Heavy Equipment Hours of operation and Retail Hours will be Monday through Saturday 7am to 5pm, 4)No storage or use of explosives, 5)Maintain appropriate structures for runoff, 6)Follow conceptual plan as provided with the hours being operational, 7)Ingress and egress on 1100 Road, and 8)Permit be valid for 4 years; Gary Thompson stated that he believes we still need to be more specific on the hours of operation. Gary Thompson suggested that hours of operation would not include maintenance of equipment, loading or unloading of equipment for transport, operations that occur indoors, or operations necessitated by emergency conditions. Mike Page moved to approve CUP #12.15.368, adopt the findings and conditions of the Planning Commission with the change suggested by Gary Thompson, and adopt Resolution #2016-08. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-08:

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-08  
A RESOLUTION APPROVING CONDITIONAL USE  
PERMIT #1215368 (Kevin Leutjen) TO PERMIT THE OPERATION  
OF A ROCK QUARRY LOGGING AND MULCHING OF TREES IN  
THE "A" AGRICULTURAL ZONE

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 12-751; and

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

WHEREAS, the Linn County Planning Commission did, on December 23, 2015, publish a notice of a public hearing to consider Conditional Use Permit #1215368, pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on March 18, 2016 to consider said Conditional Use Permit for the operation of a rock quarry and logging and mulching of trees in the Agricultural Zone on property; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimony did, by unanimous vote, approve said Conditional Use Permit based on certain findings and subject to the following conditions:

1. must comply with all state and federal regulations
2. permits be kept on file with the Linn County Planning and Zoning office
3. heavy equipment hours of operation and retail hours will be Monday through Saturday 7am to 5pm. "Hours of operation" shall not include maintenance on equipment, loading or unloading of equipment for transport, operations that occur indoors, and operations necessitated by emergency situations
4. no storage or usage of explosives
5. maintain appropriate structures for runoff
6. follow conceptual plan as provided with the hours being operational
7. ingress and egress on 1100 Road
8. permit be valid for 4 years

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

SECTION 1: Conditional Use Permit #1215368 is hereby issued on the following described property: Parts of Sections 27, 22, and 21 Township 21, Range 24 as set in conceptual plan all in Linn County, Kansas.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 18<sup>th</sup> day of April, 2016.



Attest:  
*David Lamb*  
Clerk

*[Signature]*  
Chairman

*[Signature]*  
Vice-Chairman

*[Signature]*  
Member

Joe Maloney presented chemical bids for the Noxious Weed Dept. (John Maloney was unable to be here today). Vicki Leonard moved to accept the recommendation from Maloney and approve the following bids from Van Diest for Noxious Weed chemicals: Milestone, \$277.00 per gallon; Plateau, \$108.97 per gallon; and Remedy, \$48.97 per gallon. Mike Page seconded the motion. The motion passed 3-0.

The Commission and John Black discussed brush that has washed up against a bridge in District #2.

The Clerk informed the Commission that we received one application from a County employee for the Health Dept. RN/Administrator position.

Mike Page moved to approve the following pays/special pays, totaling \$530,247.86: General, \$353,583.83; Employee Benefit, \$72,452.76; Appraiser, \$9,434.70; Rural Fire, \$3,281.32; Road and Bridge, \$66,579.12; Law Enforcement Trust, \$95.00; County Health Dept., \$7,708.92; Crime Victim Assistance, \$741.49; and Elderly, \$16,370.72. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:09 AM Rick James moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:27 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:37 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page discussed the new Community/Senior Center in Pleasanton and electrical system work he is donating to the project, and the need for a transfer switch. Vicki Leonard discussed issues with using the storm shelter area as the dining area. The Commission discussed numerous other issues with the new building.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, April 25, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

April 25, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 add/abate/refund orders #2015-135 and #2015-136. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk reminded the Commission of the Linn County Conservation District invitation to attend an Ag Day event at the Fairgrounds from 9:00 AM to 2:00 PM on April 28<sup>th</sup>. The Conservation District is working with the three FFA Chapters in Linn County to host the event.

The Clerk informed the Commission that we have received a Fence View Request from Robert E. Markley for a fence on the property line between Markley and Rosa Lee Annis. Mike Page moved to schedule the Fence View for Monday, May 9<sup>th</sup> at 1:00 PM. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Doug Barlet presented a bid for mowing at Station 950. Only one bid was received. No action was taken at this time. Barlet also discussed the weather for the week. Barlet then asked if a Firefighter could attend an EMT class in Fort Scott at a cost of \$1,705.00. The Commission discussed paying ½ of the cost in advance and the other ½ after completion and passing the test. Mike Page moved to pay for the class in advance with a signed reimbursement agreement. Rick James seconded the motion. The motion passed 3-0.

Chris Martin presented information on the new phone system and its usage. Martin compared 1<sup>st</sup> quarter expenses in 2015 (\$8,605.83) with 1<sup>st</sup> quarter 2016 (\$1,991.04). The savings will pay for the new system by August of this year. Martin then discussed expanding the system to remote County locations in Mound City. Hardware cost for the project would be approximately \$5,460.00. The new system would pay for itself in 8.9 months. For another \$660.00, we could also provide internet access to the Fairgrounds. Mike Page moved to approve the project for up to \$6,000.00. Rick James seconded the motion. The motion passed 3-0.

Chris Martin and Bruce Holt addressed the Commission concerning installation of security cameras in the Marina. Martin explained how the project would work, number of cameras, etc. The cost of the project would be \$2,909.00. The project would also give the Park a connection to the County computer system. Mike Page moved to approve up to \$3,000.00 for the project. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:50 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 15 minutes to discuss trade secrets. Vicki Leonard seconded the motion. The motion passed 3-0. Commission attended the executive session.

At 10:00 AM Neil Ostlie entered the executive session.

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

At 10:11 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel and legal issues (attorney/client privilege) with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Tim Huston attended the executive session.

At 10:26 AM the executive session ended. No action was taken as a result of the executive session.

Mark Nelson, Board Chair, Extension District #16, addressed the Commission concerning the Extension District. Mark introduced their staff. Those present were Brent Paddock, Carla Hightower, Franny Eastwood, Megan Westerhold, and Diane Burnett. Diane Burnett, District Director, spoke more about the programs, new staff, Family Nutrition Program, summer library programs, classes offered, etc.

Vicki Leonard moved to appoint Jeff Wisdom to the Fire Board of Trustees. Mike Page seconded the motion. The motion passed 3-0.

At 10:46 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:01 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page moved to adopt Resolution #2016-09, declaring 4 items from the Road & Bridge Dept. surplus property. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-09:



Mike Page moved to approve the Federal Exchange Funds agreement with KDOT in the amount of \$111,462.58. Rick James seconded the motion. The motion passed 3-0.

Mel Bolling informed the Commission that no one bid on repairing the fire damaged bridge. Bolling also discussed the results of a Transportation Dept. audit that requires a new fund for Transportation funds. Gary Thompson will prepare a resolution to set up the new fund.

Dennis Arnold discussed the La Cygne Industrial Park and the possible sale (or right of first refusal) or lease of 3 acres to US Minerals. Arnold and the Commission also discussed issues/future plans for the airport.

At 11:43 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:58 AM the executive session ended. No action was taken as a result of the executive session.

At 11:59 AM Rick James 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 John Maloney attended the executive session.

At 12:09 PM the executive session ended. No action was taken as a result of the executive session.

At 12:16 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and John Maloney attended the executive session.

At 12:21 PM John Maloney left the executive session.

At 12:26 PM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed issues with the new Pleasanton Community Center. The Commission also discussed installing security cameras at the landfill.

With nothing further on the agenda, Mike Page moved to adjourn until 9:00 AM Monday, May 2, 2016. Rick James seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

May 2, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Jason Jenkins 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 add/abate/refund orders #2015-137. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk reminded the Commission of next week's fence view.

Sheriff Filla reported the current prisoner count.

Paul Clark, AMR, informed the Commission that there will be a "Hands Only CPR Training" on May 18<sup>th</sup>, at the La Cygne Library from 9:00 to Noon and at the Pleasanton Library from 1:00 PM to 4:00 PM.

Doug Barlet and Russell Beth discussed the fire truck from Johnson County that we are considering purchasing for \$100,000.00. Vicki Leonard moved to purchase the truck from Johnson County Rural Fire District #1 for \$100,000.00. Mike Page seconded the motion. The motion passed 3-0. Barlet also requested up to \$10,000.00 for tires and maintenance on the truck. Mike Page moved to allow up to \$10,000.00 for tires and repairs. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:19 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and then for 30 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Sheriff Filla, and Doug Barlet attended the executive session.

At 9:23 AM Sheriff Filla left the executive session and Russell Beth entered.

At 9:26 AM Russell Beth and Doug Barlet left the executive session.

At 9:40 AM John Black entered the executive session.

At 9:54 AM the executive session ended.

At 9:55 AM Rick James moved to extend the executive session for 20 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 John Black attended this portion of the executive session.

At 10:04 AM John Black left the executive session.

At 10:15 AM the executive session ended.

At 10:17 AM Vicki Leonard moved to take a 5 minute break and then extend the executive session for 15 minutes to continue discussing personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:37 AM the executive session ended.

At 10:39 AM Mike Page moved to extend the executive session for 15 minutes to continue discussing personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:54 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to hire Joshua Haynes, Station 920; Nicholas Stradivari, Station 950; and Klayton Parscale, Station 950; as Probationary Firefighters. Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling presented a subdivision for Lyman Ranch. Mike Page moved to accept the Lyman Ranch Subdivision as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Bolling then presented CUP #3.16.370 requested by Wade Quarry for a rock quarry in the Agricultural Zone. After reviewing the following findings: 1) The use does fit with the character of the neighborhood as most nearby properties are Agriculture and Agriculture with residences and nearby property has been used as a quarry, 2) The zoning of nearby properties is Agriculture and Ag with residences, 3) The property is suitable for proposed use as it neighbors property that has been used as a rock quarry for many years, 4) The proposed use does not appear to have detrimentally affected nearby properties thus far therefore it seems unlikely it would in the future, 5) Property will remain as currently zoned, 6) With proper conditions the use will not detrimentally affect the public health, safety, and welfare, 7) Staff recommends approval of the permit with conditions, and 8) The requested change conforms to the Linn County Comp Plan; and the following conditions: 1) Must comply with all state and federal regulations, and 2) Permit be issued for six years; Mike Page moved to adopt the findings of the Planning Commission, approve CUP #3.16.370, and adopt Resolution #2016-10. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-10:

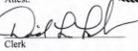
Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-10  
A RESOLUTION APPROVING CONDITIONAL USE  
PERMIT #3.16.370 (Waste Quarries) TO PERMIT THE OPERATION  
OF A ROCK QUARRY IN  
THE "A" AGRICULTURAL ZONE

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 12-753; and  
WHEREAS, Linn County did adopt countywide zoning regulations on June 22, 1981; and,  
WHEREAS, the Linn County Planning Commission did, on March 23, 2016, publish a notice of a public hearing to consider Conditional Use Permit #3.16.370, pursuant to K.S.A. 12-757(b); and  
WHEREAS, the Linn County Planning Commission did hold a public hearing on April 12, 2016 to consider said Conditional Use Permit for the operation of a rock quarry in the Agricultural Zone on property; and  
WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by unanimous vote, approve said Conditional Use Permit based on certain findings and subject to the following conditions:  
1. must comply with all state and federal regulations  
2. permit be issued for six years

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

SECTION 1: Conditional Use Permit #3.16.370 is hereby issued on the following described property: East half of Section 19, Township 19, Range 25 all in Linn County, Kansas.

PASSED AND ADOPTED by the Linn County Board of County Commissioners, this 2<sup>nd</sup> day of May, 2016.

  
Attest:  
  
Clerk

  
Chairman  
  
Vice-Chairman  
  
Member

At 11:00 AM the Chair asked for public comment. None was given.

Elizabeth Maxwell, East Central Kansas Area Agency on Aging, presented the results of the ECKAAA survey and introduced Martha Hagedorn-Krass, the new Executive Director of the Mid-America Nutrition Program. Martha Hagedorn-Krass discussed plans for meal cards for Mid-America Nutrition.

Joe Maloney discussed the Stormwater Pollution Plan. KDHE has stated that the rules are changing, but we don't have the new rules yet.

Dennis Arnold presented a bill for the airport survey work and a proposal for an additional \$2,800.00 for engineering for the airport project. Mike Page moved to approve \$2,800.00 for engineering work at the airport. Rick James seconded the motion. The motion passed 3-0.

At 11:40 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:55 AM the executive session ended. As a result of the executive session and personnel issues that have arisen, Rick James moved to terminate John Black's employment. The motion died for lack of a second. Vicki Leonard moved to reassign John Black to an Equipment Operator III (Range 10, Step G, \$15.9825 per hour) at the Landfill effective tomorrow and place him on probation for six months. Mike Page seconded the motion. The motion passed 2-1. Rick James voted no.

Mike Page moved to sign the Summary of Plan Provisions for the Linn County Deferred Compensation Matching Plan and Trust with Nationwide Financial Services. Rick James seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$417,729.96: General, \$212,553.33; Employee Benefit, \$91,778.98; Appraiser, \$8,649.36; Rural Fire, \$20,281.86; Road and Bridge, \$62,784.13; Law Enforcement Trust, \$8,810.00; County Health Dept., \$8,756.03; Crime Victim Assistance, \$872.71; and Elderly, \$3,243.56. Rick James seconded the motion. The motion passed 3-0.

Mel Bolling and Dan Morris presented bid specs. for 3 new graders. Mike Page moved to go out for bids for 3 new graders. Vicki Leonard seconded the motion. The motion passed 3-0.

At 12:38 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel (review application for Health Dept. positions). Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:48 PM the executive session ended. As a result of the executive session, the Commission agreed to schedule interviews next Monday at 10:30 AM.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, May 9, 2016. Mike Page seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

May 9, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve add/abate/refund orders #2015-138 through #2015-140 and #2015-142. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for April 2016 in the amount of \$9,205.00. Rick James seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for April 2016.

Sheriff Filla reported the current prisoner count.

Doug Barlet reported on the weather for the week.

Dan Morris presented a burial permit requested by Miami County RWD #3 located west of CR 1077 on 2300 Road. Mike Page moved to approve Burial Permit #BP16005D1 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Morris then asked to hire Jeff Byerly as a Seasonal Employee (Mower) for Road Dist. #1. Mike Page moved to hire Jeff Byerly as requested at a wage of \$10.02 per hour (Range 3, Step P). Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:19 AM Rick James 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 Sheriff Filla attended the executive session.

At 9:24 AM Sheriff Filla left the executive session.

At 9:29 AM the executive session ended. No action was taken as a result of the executive session.

Carmen Self presented her quarterly reports. 2016 1<sup>st</sup> Quarter Interest: \$4,851.38; March 31, 2016 Delinquent Real Estate Taxes: \$868,194.45; and March 31, 2016 Delinquent Personal Property Taxes: \$98,172.11.

Pam Cannon informed the Commission that she will be in Manhattan tomorrow for the Kansas Association of Mappers meeting and will be finishing her term as an officer for KAM.

Joe Maloney discussed issues with Cell 5 at the landfill and when to start cleaning it out. Maloney stated that we might be able to wait until September to start working on Cell 5. Maloney also discussed issues with the debris from the power plant. There is wood mixed in the debris that needs to be removed in order to dump the loads in the clean debris pile.

At 9:50 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Cathy Sherman attended the executive session.

At 9:53 AM Cathy Sherman left the executive session and Joe Maloney entered.

At 9:58 AM Joe Maloney left the executive session.

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

At 10:03 AM the Chair asked for public comment. None was given.

Vicki Leonard moved to approve the following pays/special pays, totaling \$224,271.17: General, \$78,058.91; Employee Benefit, \$5.98; Appraiser, \$104.31; Rural Fire, \$4,837.60; Road and Bridge, \$29,955.68; Equipment Reserve, \$750.00; Law Enforcement Trust, \$574.90; 911 Telephone Tax, \$1,531.23; Special Fire Equipment Replacement, \$100,000.00; County Health Dept., \$5,895.24; and Elderly, \$2,557.32. Mike Page seconded the motion. The motion passed 3-0.

The Commission discussed issues with the new Pleasanton Community Center.

At 10:20 AM Rick James 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 Michelle West attended the executive session.

At 10:35 AM the executive session ended. No action was taken as a result of the executive session.

At 10:36 AM Rick James moved to recess from the Board of Commission meeting into executive session for 90 minutes to discuss personnel issues (Health Dept. Administrator interviews) related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Michelle West, and Alysia Dennis attended the executive session.

At 10:51 AM Alysia Dennis left the executive session and Cynthia Frisbie entered.

At 11:05 AM Cynthia Frisbie left the executive session and Ginny Scott entered.

At 11:16 AM Ginny Scott left the executive session and Stacey Burk entered.

At 11:25 AM Stacey Burk left the executive session and Vickie Laderer entered.

At 11:36 AM Vickie Laderer left the executive session and Tisha Coleman entered.

At 11:55 AM Tisha Coleman left the executive session.

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

The Commission decided to extend the deadline for County employees to apply for the Road & Bridge Dist. #2 Foreman position until Monday, May 16<sup>th</sup> at 9:00 AM.

At 12:18 PM Rick James moved to recess from the Board of Commission meeting and to reconvene at 1:00 PM at 9524 Nickel Road for a Fence View. Mike Page seconded the motion. The motion passed 3-0.

At 1:00 PM the Commission reconvened as Fence Viewers for the Markley/Annis Fence View. Those present were Rick James, Chair; Vicki Leonard, Vice-Chair; Mike Page, Member; David Lamb, County Clerk; Gary Thompson, County Counselor; Robert Markley, Landowner; and Rosa Lee Annis, Landowner; Berl Annis; Frank Grosshart; and Mary Grosshart. County Counselor Gary Thompson explained what the Fence Viewers can and can't determine. Thompson explained that the Fence Viewers can look at an existing fence and determine if it is a legal fence. The Fence Viewers can also determine what portion of the existing fence is the responsibility of each landowner to maintain. The Fence Viewers can also look at a property line without a fence and determine what portion of a new fence each landowner would be responsible for building and maintaining. Thompson also explained that the Fence Viewers cannot determine boundaries. The Fence Viewers looked at the existing fence. After viewing the fence, Thompson informed the parties that the Fence Viewers will determine their findings at a future Commission meeting and both parties will be informed of the determination.

As a result of an earlier executive session, Rick James moved to hire Tisha Coleman as the Health Dept. RN/Administrator at a wage of \$24.5667 per hour (Range 16, Step C) effective June 1, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission then viewed a bridge on Nickel Road in front of the Rosa Lee Annis property. The bridge railing was previously damaged in an accident.

After viewing the Nickel Road bridge, the Commission then viewed a bridge on 850 Road between Nickel Road and the city limits of Mound City. This bridge was damaged by a log jam fire around the base of the bridge.

At 2:03 PM, with nothing further on the agenda Vicki Leonard moved to adjourn until 9:00 AM Monday, May 16, 2016. Mike Page seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

May 16, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk opened the meeting with prayer.

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

Mike Page moved to approve add/abate/refund orders #2015-143 and #2015-144. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Doug Barlet reported on the weather for the week. Barlet also asked the Commission to approve a Surplus Property Resolution. Mike Page moved to adopt Resolution #2016-11 as requested. Rick James seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-11:



Barlet then discussed disposing of 200 gallons of contaminated fuel. We will need to declare the fuel as surplus before we can dispose of it. Barlet also discussed sending Firefighters to the Labette County Fire School. So far, two Firefighters have expressed interest in going to the school. Vicki Leonard moved to allow up to ten Firefighters to attend the school. Mike Page seconded the motion. The motion passed 3-0.

Harry Wisdom presented a burial permit requested by RWD #2 for a water line located on 600 Road. Mike Page moved to approve Burial Permit #BP16006D3 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Roy Bright asked to hire a Temporary Mower for Dist. #2. The Commission will take action next week after Bright has had a chance to interview the applicants.

At 9:30 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Kevin Amer attended the executive session.

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

Dennis Arnold presented a lease with US Minerals for storage of their materials. Rick James moved to approve and sign the lease as presented. Vicki Leonard seconded the motion. The motion passed 2-0. (Mike Page abstained.)

Arnold then discussed a KDA Specialty Crop Block Grant Application from Art Brown, Mine Creek Farm, in the amount of \$49,652.00. The grant would need to pass through the County. Mike Page moved to approve the grant application as presented. Rick James seconded the motion. The motion passed 2-1. (Vicki Leonard voted no.)

At 10:03 AM the Chair asked for public comment. None was given.

Dan Morris presented bids for maintainers. Bids received were: Foley Caterpillar, \$221,000.00; and Murphy John Deere, \$236,299.00. Both companies also provided trade-in and buy-back options. Mike Page stated that he would like our Foremen to review the bids and come back with a recommendation.

At 10:28 AM Rick James moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session for 5 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. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 10:38 AM Doug Barlet left the executive session.

At 10:48 AM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to approve the Sewer District #1 Bond payment in the amount of \$6,037.42. Mike Page seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that we received our Blue Cross/Blue Shield renewal quote and it went down almost 4%. The Clerk had budgeted for a 10% increase. Vicki Leonard moved to allow the Clerk to sign the renewal contracts with Blue Cross/Blue Shield. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$415,246.12: General, \$143,483.91; Employee Benefit, \$112,765.98; Appraiser, \$8,579.62; Rural Fire, \$3,631.75; Road and Bridge, \$133,041.66; County Health Dept., \$8,374.43; Crime Victim Assistance, \$740.50; and Elderly, \$4,628.27. Rick James seconded the motion. The motion passed 3-0.

Amanda Snyder presented information on an Employee Wellness Program. (Cindy Holt and Carol Klopfenstein, Wellness Committee Members were also in attendance.) Snyder explained how the program would work and what it will cost the County. The Commission agreed with implementing the program.

The Counselor presented a proposed finding for the Markley/Annis Fence View. Vicki Leonard moved to approve the Findings of Fence Viewers as presented. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of the Findings of Fence Viewers:

FINDINGS OF FENCE VIEWERS

At the request of Robert Markley, the County Commissioners of Linn County, Kansas, conducted a fence viewing on May 9, 2016, at 1:00 PM. The commissioners viewed the fence on the North boundary of a tract owned by Mr. Markley, to wit, the North ½ of the SW ¼ of Section 6, Township 22, Range 24, Linn County, Kansas.

The owner of record of the adjoining parcel in question, lying to the North, is Rosa Lee Annis. Her land is described as the SE ¼ of the NW ¼ of Section 6, Township 22, Range 24, Linn County, Kansas. The two properties share a partition line approximately ¼ mile in length. Mr. Markley seeks a determination of responsibility for maintenance of the fence and a determination of whether the fence in place meets the minimum standards of the Kansas statutes. Proper notices were given and both Mr. Markley and Ms. Annis attended the viewing.

The findings of the fence viewers are as follows:

1. The fence between the two described parties is a partition fence and is approximately ¼ mile in length.
2. The East ½ of the existing fence is a relatively new 6-wire barbed wire fence that the Fence Viewers determine more than complies with the requirements of the statute, KSA 29-105.
3. The West ½ of the existing fence is a four-wire barbed wire fence, reinforced by "hog wire" throughout its entire length. Fence viewers noticed one or two locations where the barbed wire was broken or separated. Fence viewers also noticed one or two locations where the hog wire and barbed wire had come loose from posts (or posts had broken) and allowed the fence to "sag". With the exception of the damaged sections described, Fence Viewers determined that the West ½ of the fence meets the minimum requirements of the cited statute.
4. Pursuant to KSA 29-301, the Fence Viewers find that the parties should maintain the partition fence in equal shares.
5. The Fence Viewers find that Mr. Markley shall be responsible for maintaining the East ½ of the fence between the properties. This portion of the fence is found to be a legally sufficient fence.
6. The Fence Viewers find that Ms. Annis is responsible for maintaining the West ½ of the fence between the properties. This portion of the fence is found to be a legally sufficient fence EXCEPT for the damaged portions described above. Ms. Annis is hereby ordered to repair the fence and to continue to maintain and keep in good repair this West ½ of the partition fence. Said fence shall be repaired within 10 days of the receipt of this Order. Should Ms. Annis fail to make the required repairs and to maintain the fence as ordered, Mr. Markley may avail himself of the procedures provided by Chapter 29 of the Kansas Statutes to make said repairs and seek compensation for those repairs from Ms. Annis.
7. Ms. Annis raised questions concerning a number of old fence posts that have been placed in a "wash" area at the extreme East end of the partition fence. Her concern was that the fence posts are on her property. The Fence Viewers make no finding as to the location of the property line in regard to the fence or to the old fence posts. If the fence is on or near the actual property line, it would appear that the posts do not intrude upon the Annis property. However, any dispute about this matter would not be within the purview of the Fence Viewers/County Commissioners, but would be one that should be litigated in District Court as a civil action between the property owners.

8. This Finding and Order shall be filed with the Register of Deeds of Linn County pursuant to K.S.A. §29-304.

IT IS SO FOUND AND ORDERED THIS 16<sup>th</sup> DAY OF MAY, 2016.

COMMISSIONER  
COMMISSIONER  
COMMISSIONER

ATTEST:  
COUNTY CLERK

SEAL  
LINN COUNTY, KANSAS

The Commission discussed the bridges that were viewed last week after the fence view.

Cathy Cooper, 6<sup>th</sup> District Community Corrections, asked the Commission to sign her FY2017 KDOC Comprehensive Grant Application. Vicki Leonard moved to approve and allow the Chair to sign the grant application. Mike Page seconded the motion. The motion passed 3-0.

At 11:17 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 (review the internal applications for the Road Dist. #2 Foreman position). Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:32 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page discussed a Lake Region RC&D meeting he will attend tomorrow. The Clerk informed the Commission that Sydney Dent won a scholarship from KCCEOA.

With nothing further on the agenda, Vicki Leonard moved to adjourn until 9:00 AM Monday, May 23, 2016. Mike Page seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

May 23, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 reschedule the May 30<sup>th</sup> regular meeting to Tuesday, May 31<sup>st</sup>, due to the Memorial Day holiday. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$6,037.42: General, \$6,037.42. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also informed the Commission that a teacher from Prairie View was arrested last week due to inappropriate relations with a student.

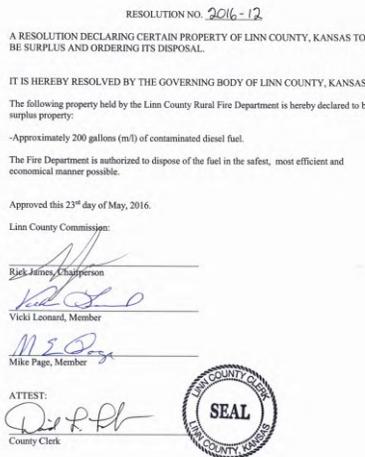
Jason Jenkins discussed billing issues with inmates. Jenkins suggested an addendum to our contract, allowing lower rates for inmates that are the responsibility of the Sheriff.

Doug Barlet reported on the weather for the week. Barlet asked if he could send Linda Meisel to the LEPC Conference at a cost of approximately \$500.00. Mike Page moved to allow Meisel to attend the LEPC Conference. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then asked about purchasing gear for approximately \$30,000.00, to replace gear that will soon be out of date. Barlet also stated that we need to start our pump tests for approximately \$10,000.00. Mike Page moved to allow up to \$30,000.00 to purchase new gear and up to \$10,000.00 for pump testing. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then informed the Commission that Skylar Dickey has resigned; his last day will be Friday.

Mike Page moved to adopt Resolution #2016-12 declaring approximately 200 gallons of contaminated fuel surplus property. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-12:



Roy Bright asked to hire Ronald Honn as a Temporary Mower for Road District #2. Vicki Leonard moved to hire Ronald Honn as a Temporary Employee, Mower for Road Dist. #2 at a wage of \$9.5513 per hour (Range 3, Step J). Mike Page seconded the motion. The motion passed 3-0.

Dan Morris recommended purchasing the 3 John Deere maintainers from Murphy Tractor in the amount of \$190,799.00 each (including trade-in of \$45,500.00). No decision was made at this time.

A property owner asked about a culvert that was removed from the entrance to his property. Mel Bolling will get his information and discuss it with the Road Foreman.

At 9:36 AM Rick James 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 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 9:47 AM John Byington entered the executive session.

At 9:54 AM John Byington left the executive session.

At 9:56 AM the executive session ended. As a result of the executive session, Rick James announced that we will not make a decision on the maintainers today, it will be discussed again in two weeks.

The Commission, Roy Bright, and Pam Cannon discussed a property line near the airport. The owner is wanting to install a fence on the property line.

Kevin Amer discussed the damaged bridge on Nickel Road and made recommendations for repairing the guard rail.

At 10:10 AM the Chair asked for public comment. Renee Slinkard discussed the Marais des Cygnes Chapter of the Daughters of the American Revolution. The local chapter placed first in this year's scrapbook competition. Slinkard

discussed this year's achievements of the local DAR. Frank Grosshart discussed a dredging operation at John Redmond Reservoir.

Neil Ostlie discussed the possibility of Prescott Country View providing meals for the Nutrition program. Ostlie is not sure that they could handle the additional duties. The Commission asked Ostlie to contact Jess Sloan for more information.

At 10:36 AM Vicki Leonard moved to take a 5 minute break and then 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 and for 9 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 Doug Barlet attended the executive session.

At 10:51 AM Doug Barlet left the executive session.

At 10:56 AM Joe Maloney entered the executive session.

At 11:01 AM Joe Maloney left the executive session.

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

Mike Page moved to authorize Dennis Arnold to sign the paperwork for a fuel system grant at the airport. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:16 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and for 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 Kevin Amer attended the executive session.

At 11:27 AM Kevin Amer left the executive session.

At 11:31 AM the executive session ended. No action was taken as a result of the executive session.

At 11:33 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 11:43 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 Tuesday, May 31, 2016. Mike Page seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

May 31, 2016

The Board of Linn County Commission met in regular session at 9:04 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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. Rick James seconded the motion. The motion passed 3-0.

The Clerk reminded the Commission and Counselor of the open enrollment taking place this week.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported on a new program that notifies victims when the perpetrator is getting out of jail.

Doug Barlet gave the Commission a copy of the only bid he received for disposing of used oil from the Fire Stations. Mike Page moved to allow Derick Bowman to dispose of the oil at no charge. Vicki Leonard seconded the motion. The motion passed 3-0.

Roy Bright asked to buy culvert tubes for Road Dist. #2 in the amount of \$4,758.00. Vicki Leonard moved to approve the request. Mike Page seconded the motion. The motion passed 3-0. Mike Page moved to purchase culvert tubes for Road Dist. #3 in the amount of \$11,895.00. Rick James seconded the motion. The motion passed 3-0.

Bright then presented a permit to bury water lines requested by RWD #2 located at 7338 Wattles Road. Mike Page moved to approve burial permit #BP16007D2. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:15 AM Rick James 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. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Filla attended the executive session.

At 9:27 AM Sheriff Filla left the executive session and Doug Barlet entered.

At 9:35 AM the executive session ended. As a result of the executive session, Rick James moved to hire Devin Dye as a Probationary Firefighter for Station 910. Mike Page seconded the motion. The motion passed 3-0.

Kelly Gibson informed the Commission that she has submitted her letter of resignation, her last day will be June 14<sup>th</sup>.

Vicki Leonard thanked Terry Ayers for his help at the Prescott Senior Center last week.

Terry Ayers discussed upgrades for our fire alarm system in the Courthouse. Ayers stated that Chris Martin and the Maintenance Dept. can do the work, the cost of parts would be \$1,476.00. Mike Page stated that we may need a company to certify the system once it is installed. Mike Page moved to approve up to \$2,000.00 for parts for the project. Rick James seconded the motion. The motion passed 3-0.

Dan Morris presented a permit to bury telephone cable requested by Peoples Telecommunications located at 18306 CR 1095. Vicki Leonard moved to approve Burial Permit #BP16008D1. Mike Page seconded the motion. The motion passed 3-0.

At 10:02 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 12 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 Kirk Baugh attended the executive session.

At 10:08 AM Kirk Baugh left the executive session and Jeremy Willard entered.

At 10:14 AM the executive session ended. No action was taken as a result of the executive session.

Jason Hoskinson, BG Consultants, addressed the Commission concerning services his company offers. The Commission asked Hoskinson to check in with Mel Bolling while he is here. The Commission also discussed having him take a look at the damaged bridge on Nickel Road.

Vicki Leonard moved to approve the following pays/special pays, totaling \$636,890.72: General, \$244,273.38; Employee Benefit, \$95,814.63; Appraiser, \$10,160.17; Rural Fire, \$9,977.46; Road and Bridge, \$265,159.06; 911 Telephone Tax, \$6.15; County Health Dept., \$7,294.73; Crime Victim Assistance, \$740.50; and Elderly, \$3,464.64. Mike Page seconded the motion. The motion passed 3-0.

At 10:39 AM Rick James 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 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 Counselor attended the executive session.

At 11:09 AM the executive session ended.

At 11:10 AM Rick James moved to extend the executive session for 10 minutes to continue discussing personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The same people attended this portion of the executive session.

At 11:20 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, June 6, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

June 6, 2016

The Board of Linn County Commission met in regular session at 9:04 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for May 2016 in the amount of \$3,857.50. Vicki Leonard seconded the motion. The motion passed 3-0.

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

Sheriff Filla reported the current prisoner count. Sheriff Filla discussed the Victim Notification (VINE) System and thanked Chris Martin for his work in getting the system installed. Chris Martin showed a short video on the "VINE" system.

Martin discussed security issues for the Park and Solid Waste. Martin then discussed the phone system and charges for the Senior Sites.

Roy Bright discussed the bridge project on 1200 Road. Bright also discussed a new lower load limit for a bridge at 1400 & Polly Road.

At 9:33 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Dan Morris, and Mel Bolling attended the executive session.

At 9:45 AM Dan Morris left the executive session.

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

At 9:55 AM Rick James moved to extend the executive session for 10 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Mel Bolling attended the executive session.

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

Dan Morris recommended purchasing the John Deere maintainers even though they are slightly more expensive, due to the John Deere having more horsepower, better visibility, and the operators believe they are easier to operate. Vicki Leonard moved to purchase the 3 John Deere maintainers at a net cost after trade-in of \$569,771.00. Mike Page seconded the motion. Gary Thompson reviewed the costs of the maintainers. Thompson stated that we adjusted the base bids for add-ons that were already in one of the bids. The motion passed 3-0.

At 10:16 AM the Chair asked for public comment. None was given.

The Commission and Counselor discussed the possibility of paving Paine Road, north of K52 Highway. The Commission also discussed a schedule for replacing culverts and bridges. Rick James stated that he would like to see a three-year schedule for paving roads.

Mike Page moved to reimburse the people that paid for magnesium chloride last year and were unable to benefit from its use, in the area around the bridge replacement project on K52 Highway. Vicki Leonard seconded the motion. The motion passed 3-0.

Amanda Snyder reviewed the open enrollment packets with the Commissioners that were unable to attend last week's open enrollment.

The Commission discussed the Senior Meals program and options to look at before budget time. Mike Page discussed the bridge projects on Nickel Road and on 850 Road. The Commission discussed old structures on our property that need to be demolished and issues with our Health Dept. building. The Commission also discussed the possible job openings for a Road Foreman, Public Works Field Administrator, and Purchasing Agent.

At 11:03 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel and 5 minutes to discuss land acquisition. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:13 AM the executive session ended. No action was taken as a result of the executive session.

The Commission discussed the idea of combining Road Districts. Rick James stated that he would be interested in combining into two Road Districts instead of three. Mike Page stated that he would like to hire an Administrator before changing the districts.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, June 13, 2016. Mike Page seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

June 13, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk 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 Year to Date Park Report for May 2016.

Vicki Leonard moved to allow the Chair to sign the Client Representation Letter and Audit Contract with Diehl, Banwart, Bolton, CPAs PA. Mike Page seconded the motion. The motion passed 3-0.

Rick James moved to allow the Chair to sign the Chief Elected Official Agreement with Southeast Kansas Works. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also stated that he has been approached by one of the Cities, asking for help with a police vehicle. Sheriff Filla has a vehicle that he is ready to surplus and he would like to give it to the City. (The Commission will consider the request next week.)

Doug Barlet reported on the weather for the week. Barlet also informed the Commission that the truck we purchased from Johnson County is in service, the Centerville Tender should be ready on June 24<sup>th</sup>.

Roy Bright asked for approval of a fuel purchase 7600 gallons. Mike Page moved to approve the purchase from Lybarger for up to \$25,000.00. Rick James seconded the motion. The motion passed 3-0. Bright also stated that he needs a turbo rebuilt on Truck #208. Mike Page moved to approve the repairs for up to \$1,250.00. Vicki Leonard seconded the motion. The motion passed 3-0. Bright and the Commission then discussed the traffic plan for the bridge repair on 1200 Road.

Harry Wisdom asked to hire Charles Crane as a Mower for Road District #3. Mike Page moved to hire Charles Crane as a Temporary Employee, Mower for Road Dist. #3 at a wage of \$10.0190 per hour (Range 3, Step P). Rick James seconded the motion. The motion passed 3-0. Vicki Leonard moved to increase Ronald Honn's wage to \$10.0190 per hour. Mike Page seconded the motion. The motion passed 3-0.

At 9:33 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss security issues in the District Court building and then for 5 minutes to discuss personnel issue related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Kelly Gibson, Judge Harth, and Judge Johnson attended the executive session.

At 9:47 AM Kelly Gibson, Judge Harth, and Judge Johnson left the executive session and Doug Barlet entered.

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

At 9:55 AM the Chair asked for public comment. None was given.

Vicki Leonard moved to approve the following pays/special pays, totaling \$248,402.51: General, \$149,349.30; Employee Benefit, \$8,026.92; Appraiser, \$268.51; Rural Fire, \$4,205.16; Road and Bridge, \$78,577.89; Law Enforcement Trust, \$1,350.17; 911 Telephone Tax, \$1,530.25; County Health Dept., \$1,327.96; and Elderly, \$3,766.35. Rick James seconded the motion. The motion passed 3-0.

At 9:57 AM Rick James moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Karen Tuggle presented the 2017 Conservation District Budget Request in the amount of \$30,000.00 (no change from 2016). Vicki Leonard moved to tentatively approve the 2017 Conservation District Budget in the amount of \$30,000.00. Mike Page seconded the motion. The motion passed 3-0. Tuggle also introduced Staff and Board Members that were present and discussed accomplishments of the past year and programs that the Conservation District offers.

Nathan Fawson presented the 2017 SEK Mental Health Budget Request in the amount of \$105,000.00 (no change from 2016). Vicki Leonard moved to tentatively approve the 2017 SEK Mental Health Budget in the amount of \$105,000.00. Mike Page seconded the motion. The motion passed 3-0. Fawson also introduced Don Proffitt, Board Member; and Job Springer, Financial Officer.

John Maloney reported on noxious weeds that his department is currently working on.

John Platt presented the 2017 Tri-KO Budget Request in the amount of \$78,525.00 (\$1,540.00 increase). Mike Page moved to tentatively approve the 2017 Tri-KO (Mental Retardation) Budget in the amount of \$78,525.00. Rick James seconded the motion. The motion passed 2-0. (Vicki Leonard abstained.) Platt also described the services Tri-KO provides.

Jason Hoskinson, BG Consultants, presented options for repairing/replacing the damaged bridge (culvert) on Nickel Road. The Commission discussed bidding this culvert and two or three additional culverts with Dan Morris and Mel Bolling. All of the proposed culverts would require permitting with the State and would have some engineering costs. Mike Page moved to go out for bids for engineering for four culverts. Rick James seconded the motion. The motion passed 3-0.

Mel Bolling presented Lot Split #2016-003 requested by James Kettler located at 2100 & Iliff Road. Mike Page moved to approve Lot Split #2016-003 and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission discussed possible cell phone policies.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, June 20, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

June 20, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla asked about giving the old patrol car to Pleasanton that was discussed last week. Vicki Leonard moved to allow the Sheriff to donate an old patrol car to the City of Pleasanton. Mike Page seconded the motion. The motion passed 3-0.

Roy Bright asked to hire a mower and interview for another mowing position. Vicki Leonard moved to hire Bobby Cole as a Full-Time Seasonal Employee (Mower) at a wage of \$10.0190 per hour (Range 3, Step P). Rick James seconded the motion. The motion passed 3-0. Vicki Leonard suggested allowing Bright to hire the additional Mower contingent on his drug test and completion of all required paperwork. After discussion, Vicki Leonard moved to hire Tom Dennis as a Full-Time Seasonal Employee (Mower) at a wage of \$10.0190 per hour (Range 3, Step P), contingent on Dennis passing his drug test and completing all necessary paperwork. Mike Page seconded the motion. The motion passed 3-0.

Joe Maloney updated the Commission on recent work in the Solid Waste Dept.

John Maloney asked about purchasing an ice machine for the Noxious Weed Dept. and Solid Waste Dept. The Commission asked Maloney to get bids from two or three companies. Maloney also informed the Commission that KDHE recently did an inspection on the Centerville lagoons. We do not have the report yet, but we do need to do some mowing around the lagoons.

The Clerk reminded the Commission and Counselor of the Supervisor training Thursday.

Vicki Leonard moved to approve the following pays/special pays, totaling \$616,091.83: General, \$135,324.77; Employee Benefit, \$138,358.03; Appraiser, \$9,501.56; Rural Fire, \$8,177.67; Road and Bridge, \$121,967.96; Special Fire Equipment Replacement, \$189,300.00; County Health Dept., \$9,023.30; Crime Victim Assistance, \$740.50; and Elderly, \$3,698.04. Rick James seconded the motion. The motion passed 3-0.

At 9:33 AM Rick James moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 9:48 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to increase Roy Bright's wage to \$17.7718 (Range 12, Step A), retroactive to May 2, 2016, to compensate him for being the Acting Foreman in Road Dist. #2. Mike Page seconded the motion. The motion passed 3-0. (Bright will remain at the increased salary as long as he is the Acting Foreman.)

Mike Page moved to advertise for a Public Works Administrator/Supervisor and Purchasing Agent for the Road & Bridge, Solid Waste, Noxious Weed, Traffic/Signs, Planning & Zoning, Floodplain, Transportation, Sanitation/Sewer, Codes Enforcement, and County Park departments. Rick James seconded the motion. The motion passed 3-0.

Rick James moved to add Stephanie Gerken to the District Court Credit Card with Labette Bank and to remove Kelly Gibson from the Credit Card account, due to Kelly Gibson's resignation as District Court Clerk. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission discussed the job description for the Noxious Weed Director/Sanitarian/Nuisance Officer. The Commission also discussed the Senior Meals program and various other tabled items. The Clerk discussed the upcoming budget process and State Assessed Utility Values.

Mike Page moved to have Jim Schmitz locate the current right-of-way on Paine Road north of Kansas Highway 52, and determine where any additional right-of-way would be located. 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, June 27, 2016. Rick James seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

June 27, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 reschedule the July 4<sup>th</sup> regular meeting to Tuesday, July 5<sup>th</sup> due to the Independence Day Holiday. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Mike Page moved to transfer supervision and budgeting for the Bailiffs from District Court to the Sheriff's Dept. effective July 1, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to adopt Resolution #2016-13, declaring a Sheriff's vehicle surplus property. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-13:



Jason Jenkins informed the Commission that AMR has completed AED training for all the Deputies.

Roy Bright asked the Commission for permission to replace two radios. Mike Page moved to purchase two radios for Road Dist. #2 for \$1,240.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Gary Armentrout gave the Commission copies of the reports on the Centerville Sewer District.

Mel Bolling presented Lot Split #2016-004 requested by Heather & Lucas Schull located at 2300 Farlin Road. Mike Page moved to approve Lot Split #2016-004 and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:23 AM the Chair asked for public comment. Jim Self addressed the Commission concerning Nuisance Abatement letters he received.

Dennis Arnold introduced Matt Magliacano, Magliacano Metal Works. He will be opening a business in the La Cygne Industrial Park. Dennis Arnold stated that he would like to use up to \$10,000.00 from his budget to help with the cost of the electrical service. No decision was made about the \$10,000.00 at this time.

At 9:39 AM Mike Page moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel and for 5 minutes to discuss trade secrets. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 9:59 AM the executive session ended. As a result of the executive session, Mike Page moved to approve a revised Job Description for the Public Works Field Administrator/Purchasing Agent. Vicki Leonard seconded the motion. The motion passed 3-0.

John Sutherland presented the 2017 County Attorney budget request in the amount of \$214,000.00 (\$4,700.00 increase). Mike Page moved to tentatively approve the 2017 County Attorney budget as requested in the amount of \$214,000.00. Rick James seconded the motion. The motion passed 3-0.

The Clerk discussed the Supervisor training that was held last week. The Commission agreed to schedule additional training for Supervisors concerning employee evaluations.

Mary Grosshart discussed funding for the Historical Society with the Commission.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Tuesday, July 5, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

July 5, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 Sheriff's Monthly Fee Report for June 2016 in the amount of \$7,350.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk gave the Commission copies of the Valuation Totals. We are down \$2,067,675 from last year.

Sheriff Filla reported the current prisoner count.

Roy Bright stated that he wants to check into prices for a used boom mower. The Commission agreed to allow Bright to check prices.

Doug Barlet asked to hire Ivan Squire for Station 910. Mike Page moved to hire Ivan Squire as a Probationary Firefighter for Station 910. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet also reported on the weather for the week.

Bruce Holt presented pictures of the new Splash Park at the County Park. Holt thanked Dan Morris and Kevin Amer for their help with the project.

Chris Martin showed the Commission live images from the security system at the County Park. Martin also discussed software for recording sign records for our Sign Dept. It would cost us \$1,300.00 to reactivate the public works software we have and then \$955.00 per year for maintenance. Vicki Leonard moved to approve the \$1,300.00 expenditure with CIC. Mike Page seconded the motion. The motion passed 3-0.

Don George, KDWPT, presented the Commission with a check for \$22,440.00 for the Critzer Lake Dock Project. George thanked Mike Page and Harry Wisdom for their help on the project.

Gary Thompson presented an amendment to the agreement with AMR. Mike Page moved to approve and allow the Chair to sign the amendment as presented. Rick James seconded the motion. The motion passed 3-0.

At 9:32 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Doug Barlet attended the executive session.

At 9:43 AM Doug Barlet left the executive session.

At 9:47 AM the executive session ended. No action was taken as a result of the executive session.

Danny Nation presented the following quotes for installing a new flagpole in front of the Courthouse: Mid-State Restoration, LLC, \$8,200.00; DreamScape Innovations, Inc., \$3,797.78; and in-house with some assistance from Dreamscape, \$2,545.72. Mike Page stated that he would be willing to donate some time to help with the electrical work. Rick James moved to accept the bid from DreamScape Innovations, Inc. in the amount of \$3,797.78. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling presented CUP #04.16.371 requested by Thatcher & Jalane Alexander to operate an internet based auto dealership. After reviewing the following 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.
2. The zoning of nearby properties includes Agriculture.
3. The property is suitable for an internet based vehicle dealership.
4. The change is not believed to detrimentally affect nearby properties.
5. The property is not vacant as zoned.
6. There is no possible hardship on the surrounding landowners.
7. Staff recommends approval of the application with conditions including parking and a limit on the number of vehicles allowed at one time.
8. I believe the requested change conforms to the comp plan for Linn County in that it fits the CLUMP and FUTURE LAND USE maps set forth in the plan.;

and the following conditions:

1. Permit be valid for five years.
2. Vehicles be parked and stored on an all-weather surface.
3. Maximum of twelve vehicles be allowed at one time per the conceptual plan submitted with the permit application.;

Mike Page moved to adopt the findings of the Planning Commission, approve CUP #04.16.371, and adopt Resolution #2016-14. Vicki Leonard seconded the motion. The motion passed 2-0. (Rick James abstained.) Following is a copy of Resolution #2016-14:

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-14  
A RESOLUTION APPROVING CONDITIONAL USE  
PERMIT #04.16.371 (ALEXANDER) TO PERMIT OPERATION  
OF AN INTERNET BASED VEHICLE DEALERSHIP  
IN THE "A" AGRICULTURAL ZONE

WHEREAS, Linn County, Kansas is a county municipal government with the authority to adopt zoning regulations and create zoning district boundaries as provided in K.S.A. 12-753; and

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

WHEREAS, the Linn County Planning Commission did, on March 18, 2016, publish a notice of a public hearing to consider Conditional Use Permit #03.15.365, pursuant to K.S.A. 12-757(b); and

WHEREAS, the Linn County Planning Commission did hold a public hearing on June 14, 2016 to consider said Conditional Use Permit for an internet based vehicle dealership in the Agricultural Zone on property; and

WHEREAS, the Planning Commission after review and consideration of all plans, reports and testimonies did, by unanimous vote, approve said Conditional Use Permit based on certain findings and subject to the following conditions:

1. Permit be valid for five years
2. Vehicles be parked and stored on an all weather surface
3. Maximum of twelve vehicles be allowed at one time per the conceptual plan submitted with the permit application

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

SECTION 1: Conditional Use Permit #04.16.371 is hereby issued on the following described property: N1/2 NE1/4 of Section 15, Township 20, Range 23.

PASSED AND ADOPTED by the Linn County Board of County Commissioners this 5th day of July, 2016.



Rick James  
Vicki Leonard  
Mike Page

Attest:  
David Lamb - Clerk

Joe Maloney informed the Commission of the results of a State inspection of the landfill.

At 10:13 AM the Chair asked for public comment. None was given.

At 10:14 AM Rick James 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, Counselor, and Joe Maloney attended the executive session.

At 10:18 AM Joe Maloney left the executive session and Ronnie Porter entered.

At 10:22 AM Ronnie Porter left the executive session and Jeremy Willard entered.

At 10:26 AM Jeremy Willard left the executive session.

At 10:29 AM the executive session ended. No action was taken as a result of the executive session.

Charlene Weiss, Lake Region Solid Waste Authority, presented changes to the Lake Region Solid Waste Management Plan. Weiss also informed the Commission that we still need to appoint a general public member to their board. Mike Page moved to adopt Resolution #2016-15, adopting the Lake Region Solid Waste Management Plan. Rick James seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-15:

RESOLUTION NO: 2016-15

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 2015 to conduct an annual review, make necessary revisions 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 May 15, 2016 and to the Board of County Commissioners on

JULY 5, 2016

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 5TH day of JULY, 2016.

BOARD OF COUNTY COMMISSIONERS

LINN COUNTY

ATTEST:  
County Clerk



Chairman  
Commissioner  
Commissioner  
Commissioner

Rick James moved to approve the following pays/special pays, totaling \$342,967.44: General, \$143,639.81; Employee Benefit, \$84,127.70; Appraiser, \$10,526.25; Rural Fire, \$10,412.24; Road and Bridge, \$78,632.06; 911 Telephone Tax, \$2,501.15; County Health Dept., \$8,874.01; Crime Victim Assistance, \$740.50; and Elderly, \$3,513.72. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:48 AM Rick James moved to take a 10 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

Amanda Snyder & Cindy Holt presented information on Executime Software for employee time and attendance. The Clerk's office would like to have approval to start using the software by January 1, 2017. The startup cost could be up to \$47,982.00. The yearly maintenance would be \$5,004.00. The estimated return on investment is \$75,558.07 per year.

Vicki Leonard moved to approve and sign an agreement with Clayton Nash for EMT training. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to hire Linda Simons as the Emergency Management Planner at a wage of \$14.1078 per hour (Range 9, Step A). Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:48 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Doug Barlet attended the executive session.

At 12:03 PM the executive session ended.

At 12:04 PM Vicki Leonard moved to extend the executive session for 15 minutes. Rick James seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 12:19 PM the executive session ended.

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

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

With nothing further on the agenda, Vicki Leonard moved to adjourn until 9:00 AM Monday, July 11, 2016. Rick James seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

July 11, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Doug Barlet led the Pledge of Allegiance. Jeff Fulk opened the meeting with prayer.

Rick James 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 Year to Date Park Report for June 2016.

Doug Barlet reported on the weather for the week. Barlet then presented a grant application for the 2016 Emergency Management Performance Grant. Vicki Leonard moved to approve and allow the Chair to sign the application. Mike Page seconded the motion. The motion passed 3-0.

John Maloney presented quotes for an ice machine for Solid Waste/Noxious Weed. Vicki Leonard moved to approve purchasing a Manitowoc ice machine for \$1,714.00. Mike Page seconded the motion. The motion passed 3-0.

Carmen Self presented the 2017 Treasurer budget request in the amount of \$189,735.13 (\$7,798.60 increase). Vicki Leonard moved to tentatively approve the 2017 Treasurer budget as requested in the amount of \$189,735.13. Rick James seconded the motion. The motion passed 3-0.

At 9:30 AM Rick James 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, Counselor, Roger Madl, and Doug Barlet attended the executive session.

At 9:37 AM Roger Madl and Doug Barlet left the executive session.

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

Stephanie Gerken presented the 2017 District Court budget request in the amount of \$187,750.00 (\$77,500.00 decrease) and introduced Lori Simmons, the new District Court Clerk. Mike Page moved to tentatively approve the 2017 District Court budget as requested in the amount of \$187,750.00. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:49 AM the Chair asked for public comment. Jim Self asked about a Codes Court date.

Dennis Arnold asked about the \$10,000.00 incentive for Magliacano Metal Works. Vicki Leonard moved to approve up to \$10,000.00 for the incentive. Rick James seconded the motion. The motion passed 2-0. (Mike Page abstained.)

Arnold then discussed a request from Neil Ostlie for a study on the need for an independent/assisted living facility in the County. The Commission and Mel Bolling discussed funding part of the study out of the Elderly budget. Bolling and Arnold will work with Ostlie and the Commission to determine what should be evaluated in the study.

Dennis Arnold and the Commission discussed the status of the airstrip and the surrounding property.

Mel Bolling and the Commission discussed the status of the engineering proposals for new box culverts.

Kevin Amer and the Commission discussed the bridge project near Pleasanton East Lake.

The Clerk asked about the Executime proposal from last week. The Commission instructed the Clerk to budget for the program for next year.

Mike Page moved to approve the following pays/special pays, totaling \$124,540.03: General, \$88,717.07; Appraiser, \$1,294.90; Rural Fire, \$4,085.87; Road and Bridge, \$22,681.00; 911 Telephone Tax, \$1,524.95; County Health Dept., \$1,156.88; and Elderly, \$5,079.36. Rick James seconded the motion. The motion passed 3-0.

At 10:48 AM Rick James 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, Counselor, and John Maloney attended the executive session.

At 11:03 AM the executive session ended. No action was taken as a result of the executive session.

At 11:03 AM Rick James 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 11:07 AM John Maloney left the executive session.

At 11:18 AM the executive session ended. No action was taken as a result of the executive session.

Gary Thompson read a statement concerning complaints about Fire Chief Doug Barlet. Earlier this year, the Commission received complaints from certain Firefighters about the leadership of the Fire Chief. Thompson conducted an investigation and found no evidence of any violations of law, policy, or of the intent of the Commission and no evidence of any misuse of public resources or of negligence carrying out his duties. The statement also says that the Commission reaffirms its confidence in and support of the Fire Chief and the work he is doing in leading the Linn County Fire Department.

David Lamb presented the following 2017 budget requests: EMS budget request in the amount of \$12,000.00 (no change); Juvenile Intake budget request in the amount of \$66,086.00 (\$7,086.00 increase); Counselor budget request in the amount of \$107,400.00 (no change); Ambulance budget request in the amount of \$950,000.00 (\$25,000.00 decrease); 4-H Building budget request in the amount of \$30,000.00 (no change); Fair Building budget request in the amount of \$3,000.00 (no change); Fair Premium budget request in the amount of \$20,000.00 (\$9,400.00 increase); Special Building

budget request in the amount of \$65,000.00 (no change); DARE budget request in the amount of \$18,000.00 (\$2,300.00 increase); Special Alcohol budget request in the amount of \$3,000.00 (\$1,000.00 decrease); Special Park & Recreation budget request in the amount of \$1,500.00 (\$1,500.00 decrease); and Sewer Dist. #1 budget request in the amount of \$30,000.00 (\$6,315.55 increase). Mike Page moved to tentatively approve the 2017 budgets as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission discussed box culvert design and engineering issues.

With nothing further on the agenda, Vicki Leonard moved to adjourn until 9:00 AM Monday, July 18, 2016. Mike Page seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

July 18, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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. Rick James seconded the motion. The motion passed 3-0.

The Clerk presented copies of the 2015 Audited Financial Statements to the Commission.

Mike Page moved to allow the Chair to sign an agreement with Marbery Concrete for erecting and securing road barricades at the construction site on 1200 Road. Vicki Leonard seconded the motion. The motion passed 3-0.

Rick James moved to add Lori Simmons to the District Court credit card with Labette Bank with a credit limit of \$2,500.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$763,225.46: General, \$570,206.60; Employee Benefit, \$98,518.32; Appraiser, \$9,793.58; Rural Fire, \$8,693.88; Road and Bridge, \$50,673.59; County Health Dept., \$7,845.94; Crime Victim Assistance, \$740.49; and Elderly, \$16,753.06. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla then presented the 2017 Sheriff budget request in the amount of \$1,860,503.00 (\$121,503.00 increase, includes \$79,000.00 for Bailiffs' salaries and training and \$42,503.00 for a grant). Vicki Leonard moved to tentatively approve the 2017 Sheriff budget as requested in the amount of \$1,860,503.00. Mike Page seconded the motion. The motion passed 3-0.

Bobby Flowers presented the 2017 County Park budget request in the amount of \$279,000.00 (no change). Mike Page moved to tentatively approve the 2017 County Park budget as requested in the amount of \$279,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Steve Thompson presented the 2017 Appraiser budget request in the amount of \$285,000.00 (\$2,100.00 increase). Vicki Leonard moved to tentatively approve the 2017 Appraiser budget as requested in the amount of \$285,000.00. Mike Page seconded the motion. The motion passed 3-0.

Pam Cannon presented the 2017 GIS/Mapping budget request in the amount of \$112,000.00 (\$1,020.00 decrease). Mike Page moved to tentatively approve the 2017 GIS/Mapping budget as requested in the amount of \$112,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Roy Bright asked for approval to repair a Road Dept. trailer. Mike Page moved to allow JR Kerr to repair a Road Dept. trailer for \$3,500.00. Vicki Leonard seconded the motion. The motion passed 3-0. Mike Page moved to allow Roy Bright to spend up to \$3,000.00 for a salt spreader on Purple Wave. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet reported on the weather for the week. Barlet also reported that the new Centerville Tender came in Friday. The Parker Tender should be here in 2 to 4 weeks. Mike Page moved to allow Barlet to spend \$2,500.00 for equipment for the new tender. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet then asked to use Contingency funds to pay \$141,800.00 toward the Parker Tender, to be paid back by the Rural Fire budget. Mike Page moved to allow the Rural Fire Dept. to borrow money from the Contingency Fund to purchase the Parker Tender. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:41 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Roy Bright attended the executive session.

At 9:48 AM Roy Bright left the executive session.

At 10:01 AM the executive session ended.

At 10:02 AM Mike Page moved to extend the executive session for 10 minutes. Rick James seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended this portion of the executive session.

At 10:08 AM Roger Madl and Doug Barlet entered the executive session.

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

Terry Ayers presented the 2017 Custodian budget request in the amount of \$77,700.00 (\$23,086.86 decrease). Vicki Leonard moved to tentatively approve the 2017 Custodian budget as requested in the amount of \$77,700.00. Mike Page seconded the motion. The motion passed 3-0.

At 10:20 AM the Chair asked for public comment. None was given.

John Maloney presented the 2017 Noxious Weed budget request in the amount of \$101,630.00 (no change). Mike Page moved to tentatively approve the 2017 Noxious Weed budget as requested in the amount of \$101,630.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling asked about applying for an 80/20 grant to repair a fracture critical bridge in 2018. Our 20% match would be around \$230,000.00. Rick James moved to contract with the engineer to start the grant process. Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling presented the following 2017 budget requests: Elderly budget request in the amount of \$243,000.00 (no change); Planning & Zoning budget request in the amount of \$52,500.00 (no change); Solid Waste budget request in the amount of \$614,000.00 (\$1,100.00 decrease); and Road & Bridge budget request in the amount of \$3,829,000.00 (\$34,412.00 increase). Mike Page moved to tentatively approve the 2017 Elderly budget in the amount of \$243,000.00. Vicki Leonard seconded the motion. The motion passed 3-0. Vicki Leonard moved to tentatively approve the 2017 Planning & Zoning budget in the amount of \$52,500.00. Rick James seconded the motion. The motion passed 3-0. Mike Page moved to tentatively approve the 2017 Road & Bridge budget in the amount of \$3,829,000.00. Rick James seconded the motion. The motion passed 3-0.

Joe Maloney discussed repairs to or possible replacement of the Transfer Station. Mike Page moved to tentatively approve the 2017 Solid Waste budget in the amount of \$614,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Tisha Coleman presented the 2017 Health Dept. budget request in the amount of \$228,515.00 (\$15,414.00 increase). Vicki Leonard moved to tentatively approve the 2017 Health Dept. budget as requested in the amount of \$228,515.00. Rick James seconded the motion. The motion passed 3-0.

Coleman also presented grant contracts for the Commission to sign. Gary Thompson will review the contracts before the Commission approves and signs the contracts.

At 10:54 AM Rick James moved to take a 5 minute break. Mike Page seconded the motion. The motion passed 3-0.

Doug Barlet presented the following 2017 budget requests: LEPC budget request in the amount of \$4,000.00 (\$4,000.00 increase, new budget); Emergency Management budget request in the amount of \$145,993.00 (\$278.00 increase); and Rural Fire budget request in the amount of \$646,774.00 (\$1,200.00 decrease).

Vicki Leonard moved to tentatively approve the 2017 Rural Fire 2017 budget in the amount of \$646,774.00. Mike Page seconded the motion. The motion passed 3-0. Vicki Leonard moved to tentatively approve the 2017 Emergency Management budget in the amount of \$145,993.00. Rick James seconded the motion. The motion passed 3-0. Vicki Leonard moved to tentatively approve 2017 LEPC expenditures of \$4,000.00 and to leave the LEPC expenditures within the EMS budget. Mike Page seconded the motion. The motion passed 3-0.

Chris Martin presented the 2017 IT budget request in the amount of \$105,300.00 (\$105,300.00 increase, new budget). Vicki Leonard moved to tentatively approve the 2017 IT budget as requested in the amount of \$105,300.00. Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling presented Lot Split #2016-005 located at 800 Road and Zachery Road. Mike Page moved to approve Lot Split #2016-005 and the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0.

David Lamb presented the following 2017 budget requests: Economic Development budget request in the amount of \$100,430.00 (no change, Dennis Arnold was unable to attend the meeting); Register of Deeds budget request in the amount of \$95,400.00 (\$650.00 increase, Kristy Schmitz was unable to attend the meeting); Commissioner budget request in the amount of \$74,000.00 (no change); Courthouse budget request in the amount of \$295,000.00 (\$30,600.00 decrease); Fair Association budget request in the amount of \$117,900.00 (\$200.00 increase); Linn County 911 budget request in the amount of \$55,000.00 (no change); 911 Telephone Tax budget request in the amount of \$114,926.00 (\$5,926.00 increase); Crime Victim Assistance budget request in the amount of \$41,368.00 (\$6,984.00 decrease); Equipment Reserve budget request in the amount of \$452,135.64 (information only, no approval needed); Windfall budget request in the amount of \$1,351,500.00 (no change); and Contingency budget request in the amount of \$1,000,000.00 (\$490,000.00 decrease). Mike Page moved to tentatively approve the 2017 budgets as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

David Lamb then presented the following 2017 budget requests: Historical Society budget request in the amount of \$40,000.00 (no change); Clerk budget request in the amount of \$115,600.00 (\$2,000.00 decrease); Election budget request in the amount of \$143,500.00 (\$72,800.00 increase); and two options for the Employee Benefit budget: \$2,424,000.00 (\$13,000.00 decrease, includes 3% COLA) and \$2,393,700.00 (\$43,300.00 decrease, does not include COLA).

Mike Page moved to tentatively approve the 2017 Historical Society budget request in the amount of \$40,000.00. Rick James seconded the motion. The motion passed 3-0. Mike Page moved to tentatively approve the 2017 Clerk budget request in the amount of \$115,600.00. Vicki Leonard seconded the motion. The motion passed 3-0. Mike Page moved to tentatively approve the 2017 Election budget request in the amount of \$143,500.00. Vicki Leonard seconded the motion. The motion passed 3-0. Mike Page moved to tentatively approve the 2017 Employee Benefits budget request in the amount of \$2,424,000.00., including the 3% COLA. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:55 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:06 PM John Maloney entered the executive session.

At 12:10 PM the executive session ended. As a result of the executive session, Mike Page moved to hire Bruce Howell as a Temporary Employee for the Noxious Weed Dept. working until October 1st, at a wage of \$10.0190 per hour (Range 3, Step Q). Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, July 25, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

\_\_\_\_\_  
Commission Chair

\_\_\_\_\_  
County Clerk

July 25, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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.

Vicki Leonard moved to approve add/abate/refund orders #2015-145 through #2015-184. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve Cereal Malt Beverage License #2016-4, for D's Mini Mart IV, Harshivnit Kaur, Resident Agent, located at 21356 KS Highway 239, Prescott, KS 66767. Vicki Leonard seconded the motion. The motion passed 3-0.

Rick James moved to have a hearing on August 22, 2016, to close two alleys in Centerville. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported on calls his department worked this weekend.

Roy Bright presented a permit to bury water line requested by RWD #2 located at Read Road & 1000 Road. Mike Page moved to approve Burial Permit #BP16009D2 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Bright then presented bids for a boom mower. After discussion, Rick James moved to spend up to \$1,700.00 to repair the current tractor and mower. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve and allow the Chair to sign the KDHE Aid to Local Program Universal Contract and Maternal and Child Health grant applications for the Health Dept. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling presented a resolution to declare a 2010 Elderly Dept. van surplus property. Vicki Leonard moved to adopt Resolution #2016-16. Mike Page seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-16:



Dennis Arnold informed the Commission that he will be attending an Economic Development Conference in Denver next week at no cost to the County.

At 9:38 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 9:48 AM the executive session ended. No action was taken as a result of the executive session.

At 9:53 AM the Chair asked for public comment. None was given.

The Clerk and Commission discussed the budgets. The Rural Fire budget as submitted would require a resolution to increase taxes. We would need to cut approximately \$10,000.00 from this year's and/or next year's budget to avoid a resolution. The Commission instructed the Clerk to ask Doug Barlet and the Fire Board to look for \$10,000.00 to cut from their 2016 and/or 2017 budget. The Commission discussed ideas for projects to fund with next year's budget.

Mike Page moved to allow the County compaction equipment to be used at the Fair and to provide gravel and/or repairs to the road in the Fairgrounds. Vicki Leonard seconded the motion. The motion passed 3-0.

Rick James discussed road issues on roads near Linn Valley.

Joe Maloney gave the Commission pictures of the Bourbon County Transfer Station for their review. The Commission and Maloney discussed options for rebuilding our Transfer Station.

At 10:48 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 20 minutes to discuss personnel issues related to non-elected personnel (review applications for Public Works). Vicki Leonard seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 11:13 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, August 1, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

August 1, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$756,222.95: General, \$424,234.24; Employee Benefit, \$180,977.96; Appraiser, \$9,823.40; Rural Fire, \$59,657.96; Road and Bridge, \$68,053.07; Law Enforcement Trust, \$95.00; County Health Dept., \$7,426.54; Crime Victim Assistance, \$740.49; Elderly, \$4,014.29; and Spec. Park & Rec., \$1,200.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported that he is applying for an SRO grant today.

Chris Martin informed the Commission that the tower antennas have been installed. Martin also asked if we could go ahead and order the antivirus for 85 computers for a total of \$1,614.15. Mike Page moved to approve purchasing the antivirus software for \$1,614.15. Vicki Leonard seconded the motion. The motion passed 3-0.

Doug Barlet discussed the new truck coming in today and the sale of old trucks. Barlet also asked about disposing of old computers. Barlet then asked to reserve rooms for the Kansas Emergency Management Association Annual Conference for himself and Linda Simons. Vicki Leonard moved to allow Barlet to reserve rooms for the conference. Mike Page seconded the motion. The motion passed 3-0. Barlet then discussed paperwork for a CDBG grant. Rick James moved to allow Barlet to sign the necessary paperwork for the grant. Vicki Leonard seconded the motion. The motion passed 3-0.

Barlet also submitted a list of 10 Firefighters that the Fire Board recommends terminating due to lack of participation. Vicki Leonard moved to terminate the following Firefighters effective 8/1/16: Christopher Bownes, Station 970; Clint Eastwood, Station 930; Jayla Ellis, Station 970; Larry Maloney, Station 910; Tod Moeller, Station 970; Nicolas Philpott, Station 950; Daniel Purinton, Station 910; Dawn Ralle, Station 920; Brandon Smith, Station 920; and Chris Troxel, Station 940. Mike Page seconded the motion. The motion passed 3-0.

Jason Jenkins discussed CAAS Accreditation that AMR has been working on.

Kevin Amer discussed procedures for installing signs and decisions related to installing signs. Amer also discussed the need for stop signs versus yield signs and who has the authority to make the decision on which kind of sign is needed. Mike Page moved to give Amer the authority to choose the type of sign to be installed according to MUTCD standards. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission agreed that the Road Foremen should work with Amer when mowing is needed, and that Amer should give the Road Foremen notice when he needs to have an area mowed.

Jeanne Dwyer, Linn Valley Mayor, thanked the Commission for the Windfall money for infrastructure and discussed repairs on Ullery and 2400 Roads, connecting links through Linn Valley. The Commission agreed to provide labor and equipment for Ullery and 2400 Roads, if Linn Valley will pay for the material, since both roads are connecting links through the City. The Commission will discuss whether or not to cover the cost of materials on 2400 Road. Dwyer and the Commission also discussed issues with the deep ditches on 2400 Road.

Mel Bolling stated that George Teagarden and Charlene Sims terms have expired on the Planning Commission. Mike Page moved to retain Teagarden and Sims on the Planning Commission. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling presented Rezoning Case #Z04.16.211 requested by Paul Hamilton, rezoning 3 to 5 acres from I2 to AR. After reviewing the following findings:

- 1) That the proposed use for a residence 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) It 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 vacant as currently zoned.
- 6) There would be no hardship to surrounding owners.
- 7) Staff recommends approval of the application.
- 8) I believe the requested change conforms to the master or comp plan for Linn County.

, Mike Page moved to approve Rezoning Case #Z04.16.211 as presented, adopt the findings of the Planning Commission, and adopt Resolution #2016-17. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling also presented Rezoning Case #Z05.16.212 requested by Alliance Management, rezoning 3 acres from A to AR. After reviewing the following findings

- 1) That the proposed use for a residence 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) It 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 vacant as currently zoned.
- 6) There would be no hardship to surrounding owners.
- 7) Staff recommends approval of the application.
- 8) I believe the requested change conforms to the master or comp plan for Linn County.

, Mike Page moved to approve Rezoning Case #Z05.16.212 as presented, adopt the findings of the Planning Commission, and adopt Resolution #2016-18. Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolutions 2016-17 and 2016-18:

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-17  
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 countywide zoning regulations on June 22, 1981; and,

WHEREAS, the Linn County Planning Commission did, on May 25, 2016, publish a notice of a public hearing to consider rezoning an approximate 3 to 5 acre tract of land in Section 2, Township 21, Range 25 in Linn County, Kansas; and

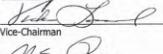
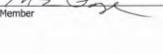
WHEREAS, the Linn County Planning Commission did hold a public hearing on June 14<sup>th</sup>, 2016 to consider said rezoning from I2 - Heavy Industrial to AR - Agricultural Residential; and

WHEREAS, the Planning Commission after review and consideration of the findings, reports and testimonies did, by 7-0 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 28<sup>th</sup> day of July.

Attest:   
David Lamb - Clerk

  
Chairman   
Vice-Chairman   
Member 

Before the Board of County Commissioners  
Linn County, Kansas  
Resolution # 2016-18  
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 countywide zoning regulations on June 22, 1981; and,

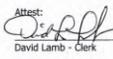
WHEREAS, the Linn County Planning Commission did, on May 25, 2016, publish a notice of a public hearing to consider rezoning an approximate 3 acre tract of land in Section 34, Township 22, Range 22 in Linn County, Kansas; and

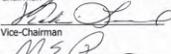
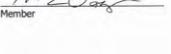
WHEREAS, the Linn County Planning Commission did hold a public hearing on July 12<sup>th</sup>, 2016 to consider said rezoning from A - Agriculture to AR - Agricultural Residential; and

WHEREAS, the Planning Commission after review and consideration of the findings, reports and testimonies did, by 5-0 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 1<sup>st</sup> day of August.

Attest:   
David Lamb - Clerk

  
Chairman   
Vice-Chairman   
Member 

Bolling also presented information on a bridge project and stated that we need to go out for bids for the project. Mike Page moved to approve going out for bids on the bridge project. Rick James seconded the motion. The motion passed 3-0.

David Lamb presented the 2017 Linn County and Linn County Special Districts budgets for publication. Lamb informed the Commission that he had added 3% COLA to the salaries, reduced the Rural Fire District #1 2016 expenses to prevent the need for a resolution to increase taxes, and added expenses to the Contingency and Windfall budgets to keep the mill levy level. Rick James moved to publish the 2017 Linn County and Linn County Special Districts budgets as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:11 AM Rick James moved to recess from the Board of Commission meeting into executive session until 10:20 AM to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:20 AM the executive session ended. As a result of the executive session, Vicki Leonard moved to hire Tom Dennis as an Operator II at a wage of \$13.0628 (Range 8, Step A), with the understanding that if Dennis provides verification that he qualifies to be an Operator III, he will be increased to that level. Mike Page seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, August 8, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

Attest:

\_\_\_\_\_  
Commission Chair

\_\_\_\_\_  
County Clerk

August 8, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Jason Jenkins 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 add/abate/refund orders #2015-185 and #2015-186. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for July 2016 in the amount of \$2,590.00. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for July 2016.

Sheriff Filla reported the current prisoner count. Sheriff Filla also discussed possible ways to give better dispatch services on medical calls.

Doug Barlet reported on a report of potential explosives found in a structure in Linn County and how it was handled with the assistance of the Olathe Bomb Squad this weekend. Barlet then informed the Commission that he would like to reinstate Larry Maloney and Dan Purinton as Firefighters for Station 910. They had both contacted the Station Captain before they were terminated. Vicki Leonard moved to reinstate Larry Maloney and Dan Purinton. Rick James seconded the motion. The motion passed 3-0. Barlet also asked to hire Nicholas Divilbiss as a Probationary Firefighter at Station 940. Mike Page moved to hire Nicholas Divilbiss as a Probationary Firefighter at Station 940. Rick James seconded the motion. The motion passed 3-0. Barlet presented quotes for hose and nozzles for the two new Tenders for a total of \$2,500.00 plus shipping. Mike Page moved to approve up to \$3,000.00 for hose and nozzles. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet then informed the Commission that the Station 910 Engine needs air conditioner repairs in the amount of \$1,800.00. Mike Page moved to approve up to \$2,000.00 for air conditioner repairs on Engine 911. Rick James seconded the motion. The motion passed 3-0.

Roy Bright presented a permit to bury gas line requested by NPL Construction Co. for the new Pleasanton Casey's store. Mike Page moved to approve Burial Permit #BP16010D2 as presented. Rick James seconded the motion. The motion passed 3-0.

Bright also presented bids for maintainer tires. Mike Page moved to approve up to \$3,500.00 for 4 maintainer tires from A-1 Auto. Vicki Leonard seconded the motion. The motion passed 3-0. (The other bids were \$3,851.44 and \$3,858.12.)

Bright then informed the Commission that he is going to retire in two weeks.

Pam Cannon presented two resolutions for renaming roads in the County Park and in Lake Chaparral. Gary Thompson suggested some minor changes to the wording in the County Park resolution. Mike Page moved to approve Resolution #2016-20. Vicki Leonard seconded the motion. The motion passed 3-0. Mike Page moved to approve Resolution #2016-19 with the suggested changes in wording. Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolutions #2016-19 and #2016-20:

RESOLUTION 2016-19  
 BEFORE THE BOARD OF COUNTY COMMISSIONERS  
 OF LINN COUNTY, KANSAS  
 RESOLUTION ORDERING CHANGES TO ROAD NAMES FOR 911 ADDRESSING IN THE  
 LINN COUNTY PARK COMMUNITY

Now, on this 8<sup>th</sup> day of August 2016, at a regular meeting of the Board of County Commissioners of Linn County, Kansas, the proposal to rename certain roads to wit:

Street formerly referred to as Park Ln is officially renamed **BRUCE HOLT LN**, and a portion of Park Rd (aka Cabin Rd) is officially renamed as **BRUCE HOLT RD** for the purpose of 911 addressing.

(See attached map for location)

Order comes up for final consideration and action; and the Board, having considered safety, emergency response, and postal delivery finds that said road/street described above should be renamed.

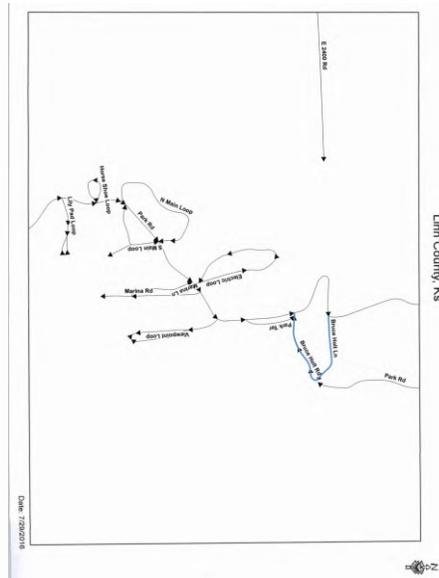
BOARD OF COUNTY COMMISSIONERS  
 Linn County, Kansas

*[Signature]* 8/8/2016  
 Rick James, Chair Date

*[Signature]* 8/8/16  
 Vicki Leonard, Vice Chair Date

*[Signature]* 8/8/16  
 Mike Page Date

ATTEST:  
*[Signature]* 08/08/2016  
 David L. Lamb, County Clerk Date

RESOLUTION 2016-20  
 BEFORE THE BOARD OF COUNTY COMMISSIONERS  
 OF LINN COUNTY, KANSAS  
 RESOLUTION ORDERING CHANGES TO ROAD NAMES FOR USPS ADDRESSING IN THE  
 LAKE CHAPARRAL DEVELOPMENT (BLOCK 11)

Now, on this 8<sup>th</sup> day of August 2016, at a regular meeting of the Board of County Commissioners of Linn County, Kansas, the proposal to rename certain roads to wit:

Street named MEADOW LN, in the Original Plat of "LAKE CHAPARRAL" is officially renamed as **N MEADOW LN**, for the purpose of USPS addressing.

Order comes up for final consideration and action; and the Board, having considered safety, emergency response, and postal delivery finds that said road/street described above should be renamed.

BOARD OF COUNTY COMMISSIONERS  
 Linn County, Kansas

*[Signature]* 8/8/2016  
 Rick James, Chair Date

*[Signature]* 8/8/16  
 Vicki Leonard, Vice Chair Date

*[Signature]* 8/8/16  
 Mike Page Date

ATTEST:  
*[Signature]* 08/08/2016  
 David L. Lamb, County Clerk Date



Tisha Coleman presented a new Pharmacy Consultant Contract with Auburn Pharmacy. (The other two Pharmacies in the County declined bidding on the service.) Gary Thompson would like to update the contract before approval.

Bobby Flowers and Bruce Holt addressed the Commission concerning building additional cabins at the County Park. Holt stated that it would cost approximately \$15,000.00 for the first cabin, additional cabins would be cheaper due to the utility lines being run for the first cabin. Mike Page moved to build a new cabin for up to \$15,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Holt then discussed building an office and server room in the basement of the Courthouse. Mike Page moved to approve up to \$3,000.00 for the building materials for the server room project. Rick James seconded the motion. The motion passed 3-0.

Holt also discussed an old 1 ton truck they have been using at the Park that had a recent engine fire. Holt would like to get a ¾ ton truck to replace it.

At 10:07 AM the Chair asked for public comment. Neil Ostlie thanked the Road & Bridge Dept. for filling potholes near the nursing home.

Neil Ostlie discussed the proposed marketing study for an assisted living facility. Ostlie would like to have financial assistance from the County for the study.

Joe Maloney presented cost estimates and benefits of a new transfer station. Besides a new building, they would also need several new pieces of equipment. Maloney's estimate for the entire project is \$576,000.00.

Tim Schreckler addressed the Commission concerning cleanup of the Linn County Speedway. Schreckler would like to get 2 or 3 containers for C&D debris from the County. The Commission instructed Schreckler to speak with Mel Bolling and Joe Maloney about containers for C&D debris.

Vicki Leonard moved to approve the following pays/special pays, totaling \$81,153.00: General, \$41,288.14; Employee Benefit, \$66.00; Appraiser, \$27.50; Rural Fire, \$15,327.35; Road and Bridge, \$20,332.43; 911 Telephone Tax, \$1,531.72; County Health Dept., \$633.20; and Elderly, \$1,946.66. Mike Page seconded the motion. The motion passed 3-0.

At 10:56 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 11:11 AM the executive session ended.

At 11:14 AM Rick James moved to extend the executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 11:24 AM the executive session ended. As a result of the executive session, the Commission stated that we will advertise internally and externally for an Equipment Operator for Road Dist. #2.

The Commission discussed issues on Scott Road with a resident that lives near the end of the paved section of the road. Mike Page stated that he will contact the Sign Dept. to check into the issue.

Vicki Leonard moved to appoint Jessica Sloan and Carol Wood as Canvassers to replace Mike Page and Vicki Leonard. Rick James seconded the motion. The motion passed 3-0.

At 11:40 AM Rick James moved to adjourn the Board of Commission meeting and reconvene as the Board of Canvassers. Vicki Leonard seconded the motion. The motion passed 3-0.

Election Officer David Lamb read the County machine print out results and the write-in results as the Board of Canvassers compared the results to the Abstract.

The Board of Canvassers then reviewed the 77 Provisional Ballots. Rick James moved to accept the recommendation of the Election Officer to not count 19 provisional ballots, and to count the remaining 58 provisional ballots (including partially counting 4 of the provisional ballots). Jessica Sloan seconded the motion. The motion passed 3-0.

At 12:43 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.

Jessica Sloan moved to approve the abstract with adjustments discussed during the canvass, including 58 provisional ballots that were counted; and then to adjourn the Board of Canvassers meeting. Carol Wood seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

August 15, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk 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.

Sheriff Filla reported the current prisoner count.

The Clerk reported on an inspection of the Splash Park by our insurance broker. The Commission discussed brush growing in our road right of ways and grass growing in the roads. The Commission discussed hiring more part-time employees for mowing since some of our part-time people have left to go back for their regular jobs.

Gary Thompson discussed the possible paving of Paine Road and additional right of way that could be needed.

At 9:20 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Roy Bright attended the executive session.

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

Doug Barlet asked to hire Cody Stillians as a Probationary Firefighter for Station 940. Mike Page moved to hire Stillians as requested. Rick James seconded the motion. The motion passed 3-0.

At 9:36 AM the Chair asked for public comment. Roberta Childers told the Commission that the Linn County Senior's Group is disbanding due to lack of interest. Childers also thanked the Commission for the use of County buildings. Jane Wade reported that the Area Agency on Aging meeting is tomorrow morning in Ottawa.

Joe Maloney discussed a proposed study for a new transfer station. The Commission and Maloney also discussed additional expenses for equipment that would be needed if we proceed with the project. Vicki Leonard stated that we need to study the use of the trash room floor and whether or not we want to keep it open.

Mike Page moved to approve the following pays/special pays, totaling \$937,610.35: General, \$141,927.73; Employee Benefit, \$111,352.68; Appraiser, \$9,990.74; Rural Fire, \$5,068.42; Road and Bridge, \$356,609.40; Special Machinery, \$284,405.00; County Health Dept., \$8,683.87; Crime Victim Assistance, \$740.49; and Elderly, \$18,832.02. Rick James seconded the motion. The motion passed 3-0.

The Commission, Maloney, and Jess Sloan discussed the Solid Waste income and expenses and other issues at the transfer station.

At 10:44 AM Mike Page moved to take a 15 minute break. Vicki Leonard seconded the motion. The motion passed 3-0.

At 11:00 AM the Chair opened the public hearing for the 2017 Linn County and Special District Budgets. No public comment was given. At 11:01 AM the Chair closed the public hearing. Rick James moved to adopt the 2017 Linn County and Linn County Special District Budgets as published and presented at this meeting. Mike Page seconded the motion. The motion passed 3-0.

At 11:20 AM the Commission opened bids for 4 surplus Sheriff's vehicles. Bids received were: 2001 Nissan Pickup, Tim Baile, \$377.00; 2002 Chevy Blazer, Garrett Baile, \$155.00; 1995 Ford F150, Garrett Baile, \$200.00; and 2004 Yamaha R6, Garrett Baile, \$40.00. The Commission did not accept any of the bids at this time.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, August 22, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

August 22, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported on the events of the weekend and thanked everyone that helped with the search for a missing child yesterday.

Doug Barlet asked to spend up to \$1,500.00 to put a radio headset system in the engine at Station 930. Mike Page moved to approve the request. Vicki Leonard seconded the motion. The motion passed 3-0. Barlet also discussed the search yesterday.

Jason Jenkins discussed the rollover of EMS calls to the AMR dispatcher effective September 1<sup>st</sup>.

Treasurer Carmen Self presented her Quarterly Interest Report and Delinquent Tax Report. 2016 2<sup>nd</sup> Quarter Interest was \$6,382.96, YTD Interest was \$11,234.34. Delinquent Real Estate Tax as of June 30, 2016 is \$694,595.12. Delinquent Personal Property Tax as of June 30, 2016 is \$90,220.37.

At 9:26 AM Rick James 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 Sheriff Filla attended the executive session.

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

The Clerk read a thank you letter from the City of Parker for a street project.

Dennis Arnold presented the final plat map for the airport property. Mike Page moved to allow the Chair to sign the approved Plat Map for the airport. Vicki Leonard seconded the motion. The motion passed 3-0.

Arnold discussed fees that are going to be charged by the Kansas Dept. of Commerce for their programs. Arnold then discussed the ROZ program that the County has participated in. Mike Page moved to adopt Resolution #2016-22, renewing our participation in the ROZ program. Rick James seconded the motion. The motion passed 2-1. (Vicki Leonard voted no.)

At 10:00 AM the Chair opened the public hearing for vacating roads (alleys) in Centerville. Christine Kossov spoke in favor of closing the alleys. Vicki Leonard moved to adopt Resolution #2016-21, vacating roads (alleys) in Centerville. Mike Page seconded the motion. The motion passed 3-0. Following are copies of Resolutions #2016-21 and #2016-22:

<p>RESOLUTION NO. <u>2016-21</u></p> <p>A RESOLUTION OF THE LINN COUNTY COMMISSION VACATING CERTAIN UNOPENED ALLEYS IN THE TOWN OF CENTERVILLE, KANSAS</p> <p>WHEREAS, on or before July 21, 2016, the County Commission received from interested property owners a Petition to Close certain alleyways in the Town of Centerville, Kansas; and</p> <p>WHEREAS, the Commission scheduled and gave notice, pursuant to KSA 58-2613, of a public hearing on said Petition to be held at 10:00 AM on August 22, 2016; and</p> <p>WHEREAS, during said hearing, the Commission received all public comment offered on the matter; and</p> <p>WHEREAS, the Commission, having reviewed the file and all comments offered by the public, agrees that the closing of the said alleyways will in no way harm the public interest;</p> <p>NOW THEREFORE, IT IS HEREBY RESOLVED BY THE GOVERNING BODY OF LINN COUNTY, KANSAS:</p> <ol style="list-style-type: none"> <li>That portion of the Platted alley in Block 1, Town of Centerville, Kansas, lying between Lots 1-6 and Lots 7-12 of said Block 1, and running from vacated 2<sup>nd</sup> Avenue to 3<sup>rd</sup> Street, is hereby vacated.</li> <li>That portion of the Platted alley in Block 2, Town of Centerville, Kansas, lying between Lots 1-6 and Lots 7-12 of said Block 2, and running from vacated 2<sup>nd</sup> Avenue to 1<sup>st</sup> Street, is hereby vacated.</li> <li>The alley ways vacated herein shall revert to the owners of the real estate immediately abutting thereon pursuant to the terms of KSA 12-506.</li> <li>This Resolution shall become effective upon its publication in the official newspaper of the County.</li> </ol>	<p>5. The County Clerk is hereby directed to record this Resolution in the office of the Register of Deeds.</p> <p>RESOLVED THIS 22<sup>ND</sup> DAY OF AUGUST, 2016.</p> <p><i>Rick James</i> RICK JAMES, CHAIRMAN</p> <p><i>Vicki Leonard</i> VICKI LEONARD, MEMBER</p> <p><i>Mike Page</i> MIKE PAGE, MEMBER</p> <p>ATTEST: <i>David Lamb</i> COUNT CLERK</p> 	<p>Resolution No. <u>2016-22</u></p> <p>RESOLUTION OF THE BOARD OF LINN COUNTY COMMISSIONERS AUTHORIZING PARTICIPATION IN RURAL OPPORTUNITY ZONE STUDENT LOAN REPAYMENT PROGRAM</p> <p>NOW BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS,</p> <p>Section 1. Pursuant to K.S.A. 2015 Supp. 74-50.223, the Board of County Commissioners expressed its intent to participate in the Rural Opportunity Zone (ROZ) student loan repayment program.</p> <p>Section 2. Linn County has been designated a Rural Opportunity Zone pursuant to K.S.A. 2015 Supp. 74-50.222.</p> <p>Section 3. Linn County Commissioners hereby obligate Linn County to participate in the ROZ student loan repayment program as provided by K.S.A. 2015 Supp. 74-50.223 for a period of five years, which shall be irrevocable.</p> <p>Section 4. Linn County agrees to pay in equal shares with the State of Kansas the outstanding student loan balance of any resident individual for five years, if the resident individual meets the terms of qualification provided by the State of Kansas in K.S.A. 2015 Supp. 74-50.223, and the appropriate rules and regulations. The number of qualified resident individuals receiving such payments will be subject to the availability of funds.</p> <p>Section 5. Linn County intends to enter into partnerships with Employers for the direct sponsorship of Rural Opportunity Zone Applicants. Sponsored Applicants must meet all qualifications of the ROZ program. All sponsorships will be subject to ROZ student loan repayment rules and regulations.</p> <p>Section 6. The maximum student loan balance for each qualified resident individual to be repaid jointly by Linn County and the State of Kansas shall be \$15,000 over a term of five years.</p> <p>Section 7. County shall allocate \$0 for the purpose of matching payments from the State of Kansas to qualified resident individuals. County shall review its ROZ budget on an annual basis and shall inform the State of Kansas of any changes to the annual allocation.</p> <p>BE IT FURTHER RESOLVED that this resolution shall be published once in the official county newspaper and shall be in effect from and after its date of publication.</p> <p>Adopted this 22 day of August, 2016 by the Board of County Commissioners, Linn County, Kansas.</p> <p>BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS</p> <p><i>Gary Thompson</i></p>  <p>ATTEST: <i>David Lamb</i></p>
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At 10:04 AM the Chair asked for public comment. Pat Berglund addressed the Commission concerning lighting at the entrances to the Fairgrounds. Gary Thompson suggested asking the Fair Board if they would have the lights installed. Mike Page stated that he will talk to the Fair Board President about the issue. Virginia Pettijohn discussed the Senior Citizens Activity Group. Pettijohn stated that the group has not disbanded and they would still like to use Bunker Hill for their dances. The Commission agreed to continue to allow the group to use the building.

Neil Ostlie asked about the proposal for the study of elderly services in Linn County. Mike Page moved to spend up to \$5,500.00 to help fund the study. Rick James seconded the motion. The motion passed 3-0.

Mel Bolling presented a permit to bury fiber requested by Peoples Telecommunications located at 13824 W 2000 Road. Mike Page moved to approve Burial Permit #BP16011D1. Vicki Leonard seconded the motion. The motion passed 3-0.

Dennis Arnold and the Commission discussed tuck pointing needed on the County Health Dept. Building.

The Clerk and Commission discussed a request from the Sheriff to purchase a vehicle from the Equipment Reserve Fund. The Commission would like additional information from the Sheriff.

Mike Page moved to sign the KCAMP Nomination form for David Lamb. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:47 AM Mike Page moved to take a 3 minute break and then 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, and Counselor attended the executive session.

At 11:10 AM the executive session ended.

At 11:11 AM Mike Page moved to extend the executive session for 20 minutes. Rick James seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 11:31 AM the executive session ended.

At 11:32 AM Mike Page moved to extend the executive session until Noon. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, and Mel Bolling attended the executive session.

At 11:42 AM Mel Bolling left the executive session.

At Noon the executive session ended. As a result of the executive session, Mike Page moved to terminate Ronnie Porter for cause effective immediately. Rick James seconded the motion. The motion passed 3-0. Also as a result of the executive session, Mike Page moved to make Kirk Baugh the temporary lead person for Road District #2 at a wage of \$16.4553 per hour (Range 11, Step A). Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve purchasing 7600 gallons of diesel for Road District #2 at a price of \$1.99 per gallon. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to allow up to \$2,700.00 for 3 maintainer tires for Road District #2. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to increase John Maloney's salary to \$20.5549 per hour (\$1.00 per hour increase) for the additional duties of managing the Centerville Sewer District effective September 1, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

Rick James moved to approve the purchase of a 2017 Dodge Ram 1500 from the Kansas Highway Patrol PARTNERS Program for the Sheriff's Dept. from the Equipment Reserve Fund in the amount of \$26,156.98. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Mike Page moved to adjourn until 9:00 AM Monday, August 29, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

August 29, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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.

Vicki Leonard moved to reschedule the September 5<sup>th</sup> regular meeting to Tuesday, September 6<sup>th</sup> due to the Labor Day Holiday. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to approve add/abate/refund orders #2015-187. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Harry Wisdom informed the Commission that he has received complaints from a county resident about some ditch work in front of the resident's house.

Kirk Baugh reported on projects Road Dist. #2 is working on.

Doug Barlet presented a surplus property resolution for four fire trucks that are no longer in use. Mike Page moved to adopt Resolution #2016-23. Vicki Leonard seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-23:



Barlet also informed the Commission that one of the new tenders had to go back to the manufacturer for repairs.

At 9:25 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Sheriff Filla attended the executive session.

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

At 9:34 AM the Commission opened bids for scrap metal. Bids received were: Wes' Recycling, \$113.00 per ton; and Recycling Services, \$82.00 per ton. Joe Maloney will review the bids and report back to the Commission. After reviewing the bids, Joe Maloney recommends accepting the high bid from Wes' Recycling. Mike Page moved to award the bid to Wes' Recycling at a rate \$113.00 per ton. Vicki Leonard seconded the motion. The motion passed 3-0.

Cindy Holt and Amanda Snyder presented the contract for the Executime timekeeping program. The Commission asked Holt and Snyder to ask for a three-year guarantee on maintenance fees and then bring the contracts back next week.

At 9:59 AM Mel Bolling presented bids for the Ungeheuer Road Bridge Project. Bids received were: Bryan-Ohlmeier Construction Co., \$222,389.80; Bettis Asphalt & Construction Co., \$267,711.50; Mission Construction Co., \$239,544.75. Mike Page moved to accept the low bid from Bryan-Ohlmeier Construction Co. in the amount of \$222,389.80. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:02 AM the Chair asked for public comment. Jackie Taylor informed the Commission that she has taken another job and Tony Furse will be managing the Linn County News. Taylor will still have an ownership interest in the paper.

At 10:04 AM Rick James moved to take a break until 10:15 AM. Mike Page seconded the motion. The motion passed 3-0.

At 10:17 AM Rick James moved to recess from the Board of Commission meeting into executive session until 12:45 PM to discuss personnel issues related to non-elected personnel (interviews). Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Mel Bolling attended the executive session.

At 10:30 AM Mel Bolling left the executive session and Norman Harvey entered (by phone).

At 10:50 AM Norman Harvey left the executive session.

At 11:05 AM Jackie Messer entered the executive session.

At 11:18 AM Jackie Messer left the executive session and Tom Higgins entered (by phone).

At 11:35 AM Tom Higgins left the executive session and Don George entered.

At 12:01 PM Don George left the executive session and Sean Allen entered.

At 12:14 PM Sean Allen left the executive session and Andy Mayhugh entered.

At 12:32 PM Andy Mayhugh left the executive session.

At 12:45 PM the executive session ended. No action was taken as a result of the executive session.

Jesse Secrest addressed the Commission concerning the purchase of a Sheriff's vehicle last week.

At 1:05 PM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Jess Sloan attended the executive session.

At 1:15 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 Tuesday, September 6, 2016. Rick James seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

September 6, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 add/abate/refund orders #2015-188 and 2015-189. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for August 2016 in the amount of \$4,192.50. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Bruce Holt asked about getting used trucks from the Sheriff's Dept. to use at the Park. The Commission agreed to transfer the trucks from the Sheriff's Dept. to the Park.

Doug Barlet discussed Ralph Kastl's funeral today. Mr. Kastl spent 50 years on the Fire Dept. Barlet also asked to hire Michael Coen as a Firefighter at Station 920. Mike Page moved to hire Michael Coen as a Probationary Firefighter at Station 920. Vicki Leonard seconded the motion. The motion passed 3-0.

Jason Jenkins reported on the medical dispatching that is being handled by AMR.

Kirk Baugh reported on Road Dist. #2 projects. Harry Wisdom reported that his Ford truck is broken down again.

Chris Martin presented information on the proposed radio tower.

Gary Armentrout addressed the Commission concerning the termination of his contract on the Centerville Sewer District. Armentrout stated that his contract requires a 60 day notice of termination.

At 9:50 AM Rick James 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, Counselor, Clerk, and Kirk Baugh attended the executive session.

At 10:00 AM Kirk Baugh and Gary Thompson left the executive session and Doug Barlet entered.

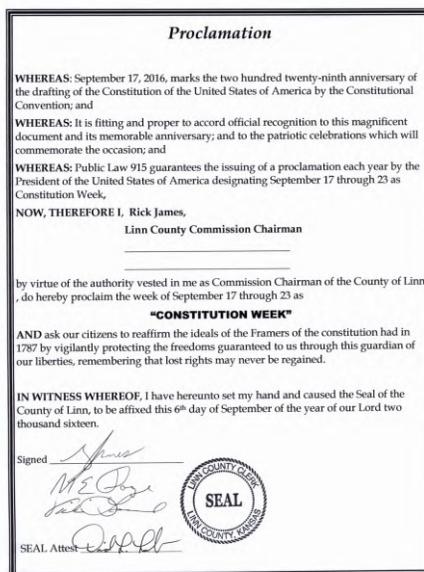
At 10:10 AM the executive session ended.

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

At 10:18 AM Doug Barlet left the executive session.

At 10:21 AM the executive session ended. No action was taken as a result of the executive session.

Renee Slinkard asked the Commission to sign a Proclamation proclaiming September 17<sup>th</sup> through September 23<sup>rd</sup> Constitution Week in Linn County. Vicki Leonard moved to sign the Constitution Week Proclamation. Rick James seconded the motion. The motion passed 3-0. Following is a copy of the Constitution Week Proclamation:



Pam Cannon discussed road names and numbering in the County Park. We need to make some adjustments to comply with 911 numbering.

Dennis Arnold discussed pricing for the lots at the airport. Arnold suggested \$17,500.00 to \$25,000.00 per lot. Mike Page moved to accept recommendation for the sale price of 8 lots at \$17,500.00 and 1 large lot at \$25,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to reimburse Dennis Arnold \$15.00 per month for use of his personal cell phone for business purposes, due to Arnold using his cell phone in his status as a contract employee. Vicki Leonard seconded the motion. The motion passed 3-0.

Cindy Holt presented the revised contract for the Executime timekeeping program. Executime agreed to lock in the maintenance fees for five years. Vicki Leonard moved to approve the contract with Executime as presented. Mike Page seconded the motion. The motion passed 3-0.

At 10:44 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss trade secrets of a corporation. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Dennis Arnold, and Jesse Secrest attended the executive session.

At 10:59 AM the executive session ended. No action was taken as a result of the executive session.

At 11:01 AM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 1 hour to discuss personnel issues related to non-elected personnel (interviews). Mike Page seconded the motion. The motion passed 3-0. The Commission attended the executive session.

At 11:05 AM The Clerk and Jackie Messer entered the executive session.

At 11:21 AM Jackie Messer left the executive session and Mel Bolling entered.

At 11:36 AM Mel Bolling left the executive session.

At 11:55 AM Andy Mayhugh entered the executive session.

At 12:01 PM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to approve the following pays/special pays, totaling \$494,845.38: General, \$287,475.62; Employee Benefit, \$75,075.50; Appraiser, \$10,577.20; Rural Fire, \$14,627.51; Road and Bridge, \$64,824.43; Equipment Reserve, \$26,156.98; Special Machinery, \$1,815.00; Law Enforcement Trust, \$420.00; County Health Dept., \$8,594.41; Crime Victim Assistance, \$740.49; and Elderly, \$4,538.24. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to transfer John Harrington from Solid Waste to Road Dist. #2 effective immediately, with no change in salary. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to increase Tom Dennis's salary to \$14.1078 per hour (Range 9, Step A) effective 9/16/16, due to his 44 years of experience operating equipment and the proficiency in operating Linn County equipment that he has demonstrated since being hired. Rick James seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, September 12, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

September 12, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Jeff Fulk opened the meeting with prayer.

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

The Commission reviewed the Year to Date Park Report for August 2016.

The Clerk reminded the Commission of the training for Supervisors this week concerning employee evaluations.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported on stolen vehicles this weekend.

Doug Barlet reported that he and Linda Simons will be leaving today for the KEMA Conference. Barlet also discussed the need to replace some computers for Emergency Management. Chris Martin reported that he can replace the computers for \$668.00 each. Vicki Leonard moved to approve up to \$2,800.00 to replace four laptop computers. Rick James seconded the motion. The motion passed 2-0.

Gary Thompson presented the new Health Dept. "Pharmacist in Charge Agreement". Vicki Leonard moved to approve the agreement naming Kristin Adams as the Pharmacist in Charge. Rick James seconded the motion. The motion passed 2-0.

Vicki Leonard moved to approve the following pays/special pays, totaling \$368,690.92: General, \$63,331.91; Employee Benefit, \$7,758.80; Appraiser, \$984.00; Rural Fire, \$5,279.66; Road and Bridge, \$281,228.39; Law Enforcement Trust, \$61.12; 911 Telephone Tax, \$1,529.37; County Health Dept., \$1,236.69; and Elderly, \$7,280.98. Rick James seconded the motion. The motion passed 2-0.

At 9:20 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss legal issues (attorney/client privilege) with the County Counselor. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 9:30 AM John Byington and Doug Barlet entered the executive session.

At 9:35 AM the executive session ended.

At 9:36 AM Rick James moved to extend the executive session for 10 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The same people attended this portion of the executive session.

At 9:46 AM the executive session ended. No action was taken as a result of the executive session.

At 9:50 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Carolyn Daulton attended the executive session.

At 9:57 AM Carolyn Daulton left the executive session and John Byington entered.

At 10:05 AM the executive session ended.

At 10:06 AM Rick James moved to extend the executive session for 5 minutes. Vicki Leonard seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and John Maloney attended this portion of the executive session.

At 10:11 AM the executive session ended.

At 10:13 AM Rick James moved to extend the executive session for 15 minutes. 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 10:18 AM Mel Bolling left the executive session.

At 10:28 AM the executive session ended. No action was taken as a result of the executive session.

Neil Ostlie discussed the upcoming marketing survey meetings.

Mel Bolling gave the Commission estimates for repair or replacement of the dishwasher at the Pleasanton Senior Center. The repairs would cost \$1,800.00, a replacement would cost \$5,500.00. The current dishwasher is over 13 years old. Vicki Leonard moved to purchase a new dishwasher for \$5,500.00. Rick James seconded the motion. The motion passed 2-0.

At 10:41 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. Rick James seconded the motion. The motion passed 2-0. The Commission, Clerk, and Counselor attended the executive session.

At 10:46 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, September 19, 2016. Vicki Leonard seconded the motion. The motion passed 2-0.

Attest:

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
Commission Chair

September 19, 2016

The Board of Linn County Commission met in regular session at 9:05 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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. Rick James seconded the motion. The motion passed 2-0. (Mike Page abstained.)

The Clerk read a thank you from Dave Epps, American Legion, for all the help with the Veteran's Memorial and for the new flagpole.

Sheriff Filla reported the current prisoner count. Sheriff Filla also discussed a seminar sponsored by the Dept. of Aging at the Fairgrounds on Oct. 3rd.

The Clerk and Counselor presented information on Exempt Classifications of the following Employees: Dennis Arnold, Contract Employee, Administrative Exemption; Tisha Coleman, Health Dept. Administrator, Professional Exemption; Bruce Holt, Park Manager, No Exemption, salary too low; Dee Horttor, Deputy Fire Chief, could be exempt, but salary too low; Roger Holt, Undersheriff, Executive Exemption; and Chris Martin, IT Director, Professional Exemption. The requirements for exemptions are changing December 1st.

Gary Thompson discussed a request from the Pleasanton City Fire Dept. to train in the house on the County property south of Pleasanton. After the training, they would do a live burn to dispose of the house.

Pam Cannon discussed projects she is working on and informed the Commission that she will need to close the office Oct. 5th – 7th for a meeting. Cannon also discussed new map apps that are available soon. We can allow the company access to our shape files so their information could be constantly updated.

Gabe Pfefferkorn presented the contract with Bryan-Ohlmeier Construction Co., Inc. for the bridge on Ungeheuer Road. Mike Page moved to execute the contract as presented. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission discussed other possible bridge projects with Pfefferkorn.

Doug Barlet discussed a letter from D&D Propane for contracts for the year. Barlet also informed the Commission of grants he has received.

Rick James moved to approve the following pays/special pays, totaling \$318,424.27: General, \$135,237.72; Employee Benefit, \$80,294.83; Appraiser, \$9,663.31; Rural Fire, \$3,288.82; Road and Bridge, \$77,344.65; County Health Dept., \$9,092.84; Crime Victim Assistance, \$740.49; and Elderly, \$2,761.61. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:42 AM Rick James 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. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and John Maloney attended the executive session.

At 10:52 AM John Maloney left the executive session and Mel Bolling entered.

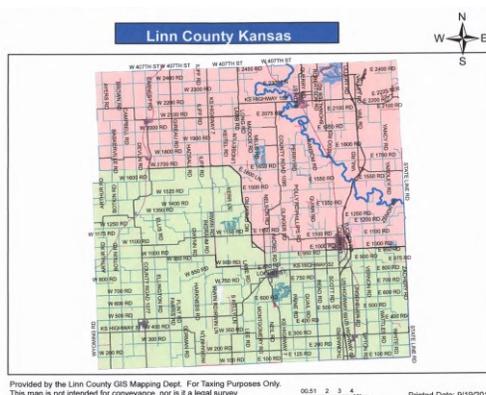
At 11:07 AM Mel Bolling left the executive session.

At 11:17 AM the executive session ended.

At 11:18 AM Rick James moved to extend the executive session for 10 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission and Clerk attended this portion of the executive session.

At 11:28 AM the executive session ended. As a result of the executive session, Rick James moved to extend the temporary employment of Bruce Howell for the Noxious Weed Dept. until February 1, 2017. Mike Page seconded the motion. The motion passed 3-0.

The Commission, Road Foremen, and Mel Bolling discussed Road Dept. redistricting. Pam Cannon provided maps for the Commission to use in their discussion. Mel Bolling discussed eliminating some equipment if the Districts were combined. The Commission asked the Foremen for their opinions on redistricting and any pro's & con's they see from combining districts. Following is a copy of a map showing a proposed change to two Road Districts:



With nothing further on the agenda, Vicki Leonard moved to adjourn until 9:00 AM Monday, September 26, 2016. Rick James seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

September 26, 2016

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

Vicki Leonard moved to approve the minutes of the last regular meeting with 1 correction. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to allow the Chair to sign certificates for supervisors that completed training classes. Mike Page seconded the motion. The motion passed 3-0.

Mike Page moved to appoint David Lamb as the Voting Delegate, Rick James as the 1<sup>st</sup> Alternate, and Vicki Leonard as the 2<sup>nd</sup> Alternate for the annual KAC Business Meeting. Rick James seconded the motion. The motion passed 3-0.

Rick James moved to appoint David Lamb as the Voting Delegate and Rick James as the Alternate for the KCAMP and KWORCC Annual Meetings. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Harry Wisdom reported on a gas leak at the Dist. #3 Road Shop last week.

At 9:21 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss personnel issues related to non-elected personnel, 5 minutes to discuss legal issues (attorney/client privilege) with the County Counselor, and then for an additional 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Kirk Baugh attended the executive session.

At 9:28 AM Kirk Baugh left the executive session.

At 9:36 AM Gary Thompson left the executive session.

At 9:46 AM the executive session ended.

At 9:46 AM Rick James moved to extend the executive session for 10 minutes to continue discussing personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission and Clerk attended this portion of the executive session.

At 9:56 AM the executive session ended. No action was taken as a result of the executive session.

At 9:58 AM the Chair asked for public comment. Travis Laver discussed concerns about consolidating Road Districts and how it will affect his School District. Esther Rees stated that she thinks it is ridiculous to consolidate Road Districts. Neil Ostlie reported on the meeting times for the feasibility study.

Gary Smith, Schwab-Eaton, thanked the Commission for using his company in the past and updated the Commission on his business. Smith discussed past and current projects Schwab-Eaton has worked on for Linn County.

Vicki Leonard moved to hire Adam Church as an Equipment Operator for Road Dist. #2 at a wage of \$14.1078 (Range 9, Step A). Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling discussed the steam table for the Nutrition Dept. Kitchen. Martha Hagedorn-Krass from Mid-America Nutrition stated that they do have a need for a steam table. The Commission decided not to purchase a steam table at this time.

At 10:31 AM Rick James moved to take a 5 minute break and then recess from the Board of Commission meeting into executive session for 15 minutes to discuss trade secrets of a corporation. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Dennis Arnold, and Jesse Secrest attended the executive session.

At 10:47 AM Jesse Secrest left the executive session.

At 10:51 AM the executive session ended. No action was taken as a result of the executive session.

At 10:56 AM Rick James 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 for 10 minutes to discuss trade secrets of a corporation. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Bruce Holt attended the executive session.

At 11:17 AM Bruce Holt left the executive session.

At 11:26 AM the executive session ended. No action was taken as a result of the executive session.

At 11:37 AM Rick James 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 and Clerk attended the executive session.

At 11:57 AM the executive session ended.

At 11:57 AM Rick James moved to extend the executive session for 15 minutes. Mike Page seconded the motion. The motion passed 2-0. The Commission and Clerk attended this portion of the executive session.

At 12:12 PM the executive session ended.

At 12:20 PM Vicki Leonard moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss trade secrets of a corporation. Mike Page seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

At 12:35 PM the executive session ended. As a result of the executive sessions, Rick James moved to hire Jackie Messer as the Public Works Field Administrator/Purchasing Agent at a salary of \$54,462.00 (Range 16, Step K), beginning employment on Oct. 11, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, October 3, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

October 3, 2016

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 Rick James, Chair; Vicki Leonard, 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.

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 reschedule the October 10<sup>th</sup> regular meeting to Tuesday, October 11<sup>th</sup> due to the Columbus Day Holiday. Mike Page seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla discussed reporting of 911 information to the State. Sheriff Filla stated that we need to make it clear who is the 911 Coordinator. Mike Page stated that he believes that we had named Pam Cannon the 911 Coordinator.

Doug Barlet asked to purchase 2000' of 2 1/2" hose for the new Tenders for up to \$6,200.00. Mike Page moved to approve the purchase of fire hose as requested. Rick James seconded the motion. The motion passed 3-0. Barlet also discussed a \$1,000.00 check we received from Enbridge and a letter from ISO stating that our "5" rating is being extended for 5 years.

Dan Morris presented a permit to bury electric line requested by Heartland Rural Electric located on 2300 Road west of County Road 1077. Vicki Leonard moved to approve Burial Permit #BP16012D1 as presented. Mike Page seconded the motion. The motion passed 3-0.

Mel Bolling presented CUP #08.16.373 requested by Verizon Wireless for a Fiber Shelter in the "A" Agricultural Zone. The Planning Commission approved the CUP with the following findings:

- 1) That the proposed use does fit the **character of the neighborhood** as well as the acceptable land uses of the County Land Future Land Use Map in the Comp Plan.
- 2) The **zoning** of nearby properties includes Agriculture and Residential.
- 3) The property is **suitable** for a fiber shelter.
- 4) It is unlikely the change would **detrimentally affect nearby properties**.
- 5) The property is not **vacant**.
- 6) There is **gain to the public health, safety, and welfare**.
- 7) **Staff does recommend** approval of the application with proper conditions.
- 8) I believe the **requested change conforms to the CLUMP** map but as well as the FUTURE LAND USE map set forth in the Linn County Comp Plan.

and the following conditions:

- 1) Driving surface to building be an all weather surface.
- 2) Emergency contact information be posted on building.

After reviewing the findings and conditions of the Planning Commission, Vicki Leonard moved to approve CUP #08.16.373, adopt the findings and conditions of the Planning Commission, and adopt Resolution #2016-24. Rick James seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-24:



Joe Maloney discussed the loss of our paper recycling trailer. Maloney stated that he is working on the employee evaluations and should have them done this week and they are starting to apply cover to Cell 4.

The Commission introduced new Public Works Field Administrator/Purchasing Agent Jackie Messer.

Rick James moved to approve the following pays/special pays, totaling \$491,266.19: General, \$260,660.86; Employee Benefit, \$92,460.43; Appraiser, \$10,005.66; Rural Fire, \$14,968.87; Road and Bridge, \$95,711.74; 911 Telephone Tax, \$12.30; County Health Dept., \$7,461.68; Crime Victim Assistance, \$740.50; and Elderly, \$9,244.15. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:34 AM the Chair asked for public comment. John Ballou asked about any plans to consolidate Road Districts. Ballou is concerned about reductions in equipment and manpower. Rick James stated that there is no intention of eliminating equipment, personnel, or services.

At 9:48 AM Rick James 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 (employee evaluations) 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 9:56 AM Doug Barlet left the executive session.

At 10:08 AM the executive session ended. No action was taken as a result of the executive session.

At 10:14 AM Rick James moved to recess from the Board of Commission meeting into executive session for 30 minutes to discuss personnel issues (employee evaluations) related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Pam Cannon attended the executive session.

At 10:35 AM Pam Cannon left the executive session and Kristy Schmitz entered.

At 10:44 AM the executive session ended.

At 10:45 AM Rick James moved to extend the executive session for 10 minutes. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Terry Ayers, and Jackie Messer attended this portion of the executive session.

At 10:55 AM the executive session ended. No action was taken as a result of the executive session.

Terry Ayers discussed repairs needed on the Courthouse and Health Dept. buildings. The Commission instructed Ayers to get additional bids before any work is approved.

At 11:17 AM Mike Page moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session for 15 minutes to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and Jackie Messer attended the executive session.

At 11:37 AM the executive session ended. No action was taken as a result of the executive session.

At 11:45 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues (employee evaluations) related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, and John Sutherland attended the executive session.

At 11:55 AM the executive session ended.

At 11:58 AM Mike Page moved to extend the executive session for 10 minutes. Rick James seconded the motion. The motion passed 2-0. (Vicki Leonard left the meeting.)

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, Rick James moved to adjourn until 9:00 AM Tuesday, October 11, 2016. Mike Page seconded the motion. The motion passed 2-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

October 11, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; and David Lamb, County Clerk. Sheriff Filla 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 Sheriff's Monthly Fee Report for September 2016 in the amount of \$4,272.50. Vicki Leonard seconded the motion. The motion passed 3-0.

The Commission reviewed the Year to Date Park Report for September 2016.

Mike Page moved to approve the following pays/special pays, totaling \$118,499.91: General, \$62,788.60; Employee Benefit, \$1.88; Appraiser, \$150.44; Rural Fire, \$2,385.33; Road and Bridge, \$46,843.14; 911 Telephone Tax, \$1,529.37; County Health Dept., \$1,022.63; and Elderly, \$3,778.52. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also announced that Jason Jenkins is leaving his position with AMR effective today. Sheriff Filla then discussed the drowning at the Linn County Park, La Cygne Lake last week.

Doug Barlet informed the Commission that the low bid on the fire hose that was approved last week was \$5,068.00. (The approval was for up to \$6,200.00.)

Pam Cannon informed the Commission that she received the KAM Prestigious Cartographer/GIS Professional Award at last week's Kansas Association of Mappers conference.

At 9:22 AM Rick James moved to recess from the Board of Commission meeting into executive session for 5 minutes to discuss the acquisition of real estate and 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, Jackie Messer, and Chris Martin attended the executive session.

At 9:37 AM the executive session ended. No action was taken as a result of the executive session.

The Commission and Jackie Messer discussed establishing a work order system for public works.

Mel Bolling presented Lot Split #2016-005 requested by Alan & Darla Peterson located at 2400 Road and Ayers Road. Mike Page moved to approve Lot Split #2016-005 and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0.

Vicki Leonard moved to appoint Erica Kern and John Ballou to the Planning and Zoning Commission. Mike Page seconded the motion. The motion passed 3-0.

Bolling then asked to hire Christine McKinney for the part-time clerk position in the Annex at a wage \$9.60 per hour (Range 4, Step A). (No action was taken at this time.)

Steve Thompson asked to purchase a copier for the Appraiser's Dept. from Copy Products, Inc. The Commission asked Thompson to discuss the purchase with Chris Martin.

At 10:03 AM Rick James moved to recess from the Board of Commission meeting into executive session for 25 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Steve Thompson attended the executive session.

At 10:15 AM Steve Thompson left the executive session and Mel Bolling and Jackie Messer entered.

At 10:19 AM Mel Bolling left the executive session.

At 10:22 AM Gary Thompson arrived at the Commission meeting and entered the executive session.

At 10:28 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page moved to sign an agreement with the City of Pleasanton for use of a County owned house for fire training. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve the annual agreement with Mid-America Nutrition for the Elderly/Meals program. Vicki Leonard seconded the motion. The motion passed 3-0.

At 10:33 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss legal issues (attorney/client privilege) with the County Counselor and then for 15 minutes to discuss trade secrets of a corporation. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, Jackie Messer, and Chris Martin attended the executive session.

At 10:40 AM Chris Martin and Jackie Messer left the executive session and Jesse Secrest entered.

At 10:58 AM the executive session ended. No action was taken as a result of the executive session.

Mike Page discussed Farmer's Markets registering with the State.

Mike Page moved to allow Steve Thompson to spend \$1,955.00 for a new color copier for the Appraiser's Office. Rick James seconded the motion. The motion passed 3-0.

At 11:07 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Rick James seconded the motion. The motion passed 3-0. The Commission, Clerk, and Jackie Messer attended the executive session.

At 11:17 AM the executive session ended. No action was taken as a result of the executive session.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, October 17, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

October 17, 2016

The Board of Linn County Commission met in regular session at 9:03 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla 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 sign a letter of support for Tri-Ko, Inc. for their Section 5310 grant. Rick James seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla reported on a meth bust last week and a fire at that person's house the next day.

Doug Barlet informed the Commission that he put on a burn ban today because of the wind. Barlet then presented two job applications for Station 920. Vicki Leonard moved to hire Skylar Martin and Brenton Laver as Firefighters for Station 920. Mike Page seconded the motion. The motion passed 3-0.

Jason Jenkins discussed his resignation from AMR and his new position with Med-Trans.

Jackie Messer discussed his activities last week and his plans for the next week. Harry Wisdom discussed some old computer equipment that has been stored at his shop.

John Byington discussed damage to his pug mill plant that happened this summer. KCAMP wants to settle the claim for \$15,000.00. We can buy it back for a 10% salvage buyback of \$1,500.00. Mike Page moved to accept the settlement and \$1,500.00 buyback from KCAMP. Vicki Leonard seconded the motion. The motion passed 3-0.

Byington also discussed the need to upgrade our chip spreader.

Dan Morris presented a permit to bury telephone cable requested by Peoples Telecommunications located at 2000 Road & Umphenour Road. Mike Page moved to approve Burial Permit #BP16013D1 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

Pam Cannon discussed portions of roads that need to be mapped and a portion of Yancy Lane that needs to be vacated.

Joe Maloney reported on recycling services. Maloney also discussed the cover material on Cell 4 and mentioned that Cell 4 is filling up quickly.

Dan Morris asked to post an operator position for District # 1 to replace an employee who is retiring. The Commission agreed to post the position.

John Maloney asked to post for a Noxious Weed/Solid Waste employee to replace Rick Post. The Commission will discuss the position with Jackie Messer before making a decision.

Rodney Warren, Foley Equipment, discussed the Cat Certified Rebuild program. We currently have a maintainer in District #2 that needs to be repaired/rebuilt. The estimate for a powertrain rebuild on our District #2 maintainer is \$138,574.00.

Rick James moved to approve the following pays/special pays, totaling \$463,852.06: General, \$132,330.84; Employee Benefit, \$73,164.93; Appraiser, \$9,866.56; Rural Fire, \$3,618.37; Road and Bridge, \$220,027.75; County Health Dept., \$7,519.25; Crime Victim Assistance, \$740.49; and Elderly, \$16,583.87. Mike Page seconded the motion. The motion passed 3-0.

At 10:27 AM Rick James moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session until 10:45 AM to discuss personnel issues related to non-elected personnel. Vicki Leonard seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jackie Messer attended the executive session.

At 10:45 AM the executive session ended. No action was taken as a result of the executive session.

Vicki Leonard moved to publish notice of Proposal to Vacate Road and set a hearing for October 31<sup>st</sup>. Rick James seconded the motion. The motion passed 3-0. Following is a copy of the Proposal to Vacate Road:

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS

**PROPOSAL TO VACATE ROAD**

WHEREAS, it is the judgment of the board of county commissioners that the following described stretch of road, to-wit:

Beginning at the 1/4 section corner to Section 21 & 22, Township 19, Range 25 then running South along section line for 1250' more or less. (The remainder of the road continuing South to the section corner will remain as an open and public road.)

The above described road was laid out in 1872, and established 50 feet wide. The above road was part of the F Dedo road described in book 1 page 418 of the county road records.

is not a public utility by reason of neglect, non-use, and in-convenience; has become practically impassable, and the necessity for said road as a public utility does not justify the expenditure of the necessary funds to repair said road or put the same in condition for public travel; and

WHEREAS, the board of county commissioners proposes to vacate and abandon said road without benefit of formal petition and in accordance with Section 68-102a of G. S. 1949:

NOW THEREFORE it is proposed that said above described road be vacated, and the county clerk is hereby instructed to give notice of the proposed vacation by publication once in a newspaper of general circulation in the county, setting forth the description of said road proposed to be vacated.

ACTION will be discussed and taken by said board of county commissioners at their regular meeting on October 31 2016.

Attest:

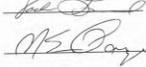


County Clerk

BOARD OF COUNTY COMMISSIONERS  
OF LINN COUNTY, KANSAS by



Chairman





Mel Bolling presented Lot Split #2016-007 requested by Paul Hamilton located in Section 2, Township 21, Range 25. Mike Page moved to approve Lot Split #2016-007 as presented. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to accept a road easement from the Sergent Family Trust located on 1900 Road. Vicki Leonard seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that KCAMP has approved a plan to start paying dividends back to member counties next year.

At 10:55 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues (employee evaluations) related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Tisha Coleman attended the executive session.

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

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, October 24, 2016. Mike Page seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk

October 24, 2016

The Board of Linn County Commission met in regular session at 9:03 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Sheriff Filla led the Pledge of Allegiance. Mary Grosshart opened the meeting with prayer.

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

The Clerk read a thank you letter from the American Legion Hewitt-New Post No. 248 for allowing them to install the Veteran's Memorial in front of the Courthouse and for installing the new flagpole behind the memorial. The Commission stated that Danny Nation deserves the credit for the project.

Mike Page moved to sign the Ebola/Zika Contract Amendment for the Health Dept. Rick James seconded the motion. The motion passed 2-0.

Sheriff Filla reported the current prisoner count. Sheriff Filla also reported that he will be attending a terrorism conference in Topeka this week.

Bernard Dumcum stated that he has a problem with a bridge on Flint Road that is too narrow for his equipment. Dumcum has a tube that he would donate if the County would install it to widen the bridge.

Doug Barlet stated that he needs to send Linda Simons to training in Lawrence next month, an additional class in December, and another class next year. The Commission agreed to allow Simons to attend the classes.

Jackie Messer presented a permit to bury fiber optic line requested by Peoples Telecommunications LLC, located on Taylor Road, south of K152. Mike Page moved to approve Burial Permit #BP16014D1 as presented. Rick James seconded the motion. The motion passed 2-0.

Messer then reported on other projects his departments are working on. Messer also discussed the spending limit of \$1,000.00. Mike Page moved to approve up to \$1,400.00 for a cylinder repair on a dozer. Rick James seconded the motion. The motion passed 2-0. The Commission also agreed to allow Messer to advertise the open position at Road District #1.

Treasurer Carmen Self presented her Interest Report and Delinquent Tax Report. 2016 3<sup>rd</sup> Quarter Interest was \$5,247.57, YTD Interest was \$16,481.91. Delinquent Real Estate Tax as of September 30, 2016 is \$1,016,319.53. Delinquent Personal Property Tax as of September 30, 2016 is \$83,095.93. Self then presented the Reconciliation of 2014 Taxes.

At 9:34 AM Rick James moved to recess from the Board of Commission meeting into executive session until 10:00 AM to discuss personnel issues (employee evaluations) related to non-elected personnel. Mike Page seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor, and Carmen Self attended the executive session.

At 9:40 AM Carmen Self left the executive session.

At 9:42 AM Jackie Messer entered the executive session.

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

At 10:01 AM the Chair asked for public comment. Mary Grosshart mentioned that she will probably have people parked on Vail Road for her auction in November.

Mike Page moved to sign the Kansas WIC Local Agency Contract with the Kansas Department of Health and Environment. Rick James seconded the motion. The motion passed 2-0.

With nothing further on the agenda, Mike Page moved to adjourn until 9:00 AM Monday, October 31, 2016. Rick James seconded the motion. The motion passed 2-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

October 31, 2016

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 Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James led the Pledge of Allegiance. Jeff Fulk 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.

Sheriff Filla reported the current prisoner count and discussed the Halloween Hayrack Ride for the kids this evening.

Danny Hall introduced Matt Lang, Field Operations Supervisor from AMR.

Amanda Snyder discussed new options for employee service awards. The Commission agreed to allow Snyder to modify the service award program.

Steve Thompson asked for permission to hire William McCully, McCully & Associates, to assist with the analysis work on appraisals on a contract basis at a cost of \$75.00 per hour. The overall cost of the assistance would be \$10,000.00 to \$12,000.00. Vicki Leonard moved to approve the agreement with McCully & Associates at a rate of \$75.00 per hour for a total of \$10,000.00 to \$12,000.00. Mike Page seconded the motion. The motion passed 3-0.

Jackie Messer reported on the progress on the IT room in the Courthouse basement. Messer also reported on other Public Works issues he is working on. Messer then discussed the CIC Public Works Software. Messer would like to talk to other Counties that are currently using the program. Messer then asked for permission to advertise for the open position at the Landfill/Noxious Weed. The Commission agreed to allow Messer to advertise for the position. Messer then gave the Commission a report on the Landfill income.

At 9:38 the Chair opened a hearing to vacate a portion of a road in Section 21 & 22, Township 19, Range 25. Mike Page moved to adopt Resolution #2016-25, vacating a portion of the road in Section 21 & 22, Township 19, Range 25. Rick James seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2016-25:

*Resolution # 2016-25*  
 BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LINN COUNTY, KANSAS

**ORDER VACATING ROAD**

NOW on this 31<sup>st</sup> day of October, 2016, at a regular meeting of the board of county commissioners the proposal to vacate a certain stretch of road, to-wit:

Beginning at the ¼ section corner to Section 21 & 22, Township 19, Range 25 then running South along section line for 1250' more or less. (The remainder of the road continuing South to the section corner will remain as an open and public road.)

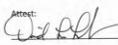
The above described road was laid out in 1872, and established 50 feet wide. The above road was part of the F Dedo road described in book 1 page 418 of the county road records.

Comes up for final consideration and action; and the board, having under date of October 17, 2016, adopted a proposal to vacate said above described road and having instructed the clerk to give notice of said proposed vacation by publication once in a newspaper of general circulation in the county, and said notice having been given and proof thereof filed herein, and after careful inquiry and full consideration, finds that said above described road is not a public utility by reason of neglect, no use and inconvenience; has become practically impassable and the necessity for said road as a public utility does not justify the expenditure of the necessary funds to repair said road or put the same in condition for public travel, and that said road should be vacated.

IT IS THEREFORE BY THE BOARD ORDERED AND RESOLVED that said above described road be and the same is hereby vacated.

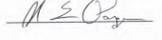
That portion of F Dedo road that remains, Beginning 1250' south of the ¼ Corner and running south along section line to the Section corner of sections 21 & 22, Township 19 South, Range 25 East is known as YANCY LN, for 911 purposes.

BOARD OF COUNTY COMMISSIONERS  
 OF LINN COUNTY, KANSAS by

Attest:   
 County Clerk

   
 Chairman

  
 Vice Chairman

  
 Member

Mel Bolling presented two Conditional Use Permits for KCP&L. CUP #7.16.372 for a Microwave Tower in Section 13, Township 21, Range 21 in the "A" Agricultural Zone. After reviewing the following findings:

- 1) That the proposed use does not fit the **character of the neighborhood** as well as the acceptable land uses of the County Land Future Land Use Map in the Comp Plan.
- 2) The **zoning** of nearby properties includes Agriculture and Residential.
- 3) The property is **suitable** for a microwave tower.
- 4) It is unlikely the change would **detrimentally affect nearby properties**.
- 5) The property is not **vacant**.
- 6) There is **gain to the public health, safety, and welfare**.
- 7) **Staff** does **recommend** approval of the application with proper conditions.
- 8) I believe the **requested change conforms to the CLUMP** map but as well as the **FUTURE LAND USE** map set forth in the Linn County Comp Plan.;

and the following conditions:

- 1) Contingent on receiving notice that a certified letter reached Mr. McGee.
- 2) The county have use of the tower.
- 3) Applicant comply with all state and federal regulations.

Mike Page moved to accept the findings and conditions of the Planning Commission, adopt Resolution #2016-26, and approve CUP #7.16.372. Vicki Leonard seconded the motion. The motion passed 3-0.

CUP #9.16.374 for a Microwave Tower in Section 16, Township 22, Range 25 in the "A" Agricultural Zone. After reviewing the following findings:

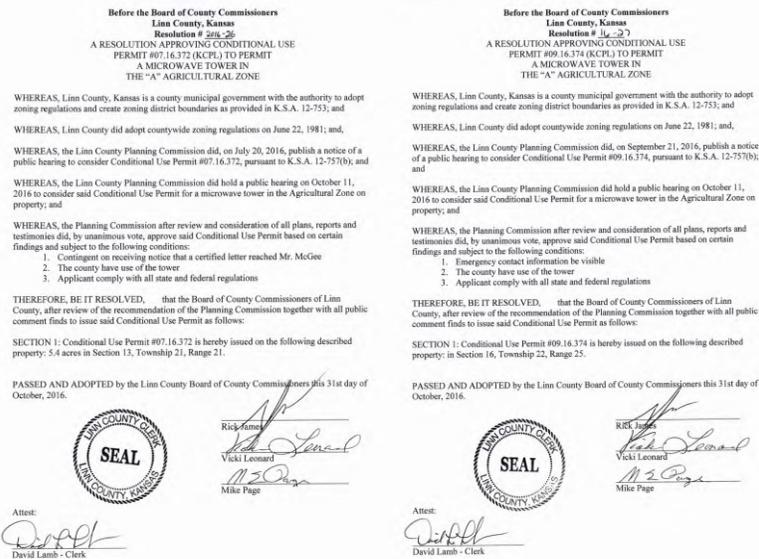
- 1) That the proposed use does not fit the **character of the neighborhood** as well as the acceptable land uses of the County Land Future Land Use Map in the Comp Plan.
- 2) The **zoning** of nearby properties includes Agriculture and Residential.
- 3) The property is **suitable** for a microwave tower.
- 4) It is unlikely the change would **detrimentally affect nearby properties**.
- 5) The property is not **vacant**.
- 6) There is **gain to the public health, safety, and welfare**.
- 7) **Staff** does **recommend** approval of the application with proper conditions.

8) I believe the **requested change conforms to the** CLUMP map but as well as the FUTURE LAND USE map set forth in the Linn County Comp Plan.;

and the following conditions:

- 1) Emergency contact information be visible.
- 2) The county have use of the tower.
- 3) Applicant comply with all state and federal regulations.

Mike Page moved to accept the findings and conditions of the Planning Commission, adopt Resolution #2016-27, and approve CUP #9.16.374. Vicki Leonard seconded the motion. The motion passed 3-0. Following are copies of Resolution #2016-26 And Resolution #2016-27:



At 9:48 AM the Chair asked for public comment. No public comment was given at this time.

Mike Page moved to sign the application for matching funds for the general transportation program. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:58 AM Rick James moved to take a 5 minute break and then to recess from the Board of Commission meeting into executive session until 10:15 AM to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jackie Messer attended the executive session.

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

Rick James moved to approve the following pays/special pays, totaling \$484,580.66: General, \$257,581.71; Employee Benefit, \$138,418.54; Appraiser, \$10,472.10; Rural Fire, \$11,127.70; Road and Bridge, \$53,843.64; 911 Telephone Tax, \$1.15; County Health Dept., \$8,879.02; Crime Victim Assistance, \$740.49; and Elderly, \$3,516.31. Vicki Leonard seconded the motion. The motion passed 3-0.

Neil Ostlie presented the results of the marketing survey/focus groups. Ostlie stated that the study shows we will need another 25 living units for the elderly in Linn County by 2021. 65% of the residents in Linn County go outside the County for their long-term care. Ostlie also discussed other issues covered in the survey including Transportation, Prescriptions, Ambulance calls, In-home Care, Meals-on-Wheels/Congregate Meals, and Activities at Senior Centers. Ostlie stated that he now needs to do a financial feasibility study.

Mike Page moved to allow Jackie Messer to post existing vacant positions internally before coming to the Commission. Rick James seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, November 7, 2016. Vicki Leonard seconded the motion. The motion passed 3-0.

\_\_\_\_\_  
Commission Chair

Attest:

\_\_\_\_\_  
County Clerk

November 7, 2016

The Board of Linn County Commission met in regular session at 9:06 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Rick James, Chair; Vicki Leonard, Vice Chair; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James 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. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to approve the Sheriff's Monthly Fee Report for October 2016 in the amount of \$4,375.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Dee Horttor asked the Commission to appoint Jackie Messer as the Highway Dept. representative on the LEPC. Mike Page moved to appoint Jackie Messer to the LEPC as requested. Rick James seconded the motion. The motion passed 3-0.

Mike Page moved to accept a message board from the Emergency Management Northeast Region and to allow Doug Barlet to sign the necessary paperwork. Vicki Leonard seconded the motion. The motion passed 3-0.

Sheriff Filla reported the current prisoner count.

Mike Page moved to approve a revision to the Mid-America Nutrition Contract. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to adopt the Title VI notice for our Transportation Program. Rick James seconded the motion. The motion passed 3-0.

Jackie Messer presented a renewal quote for the ARC GIS software in the amount of \$2,500.00. Vicki Leonard moved to approve the annual software maintenance agreement as presented. Rick James seconded the motion. The motion passed 3-0.

Messer then asked to change the position we are advertising for in the Annex to a full-time position, since Jess Sloan is resigning. Messer also stated that Marilyn Augur has volunteered to work on a call-in basis as an Annex Clerk when needed. Rick James moved to allow the previously advertised part-time position to be a full-time position in the Annex. Mike Page seconded the motion. The motion passed 3-0.

Messer asked about completing the employee evaluations. Messer would like to wait on the supervisor evaluations until he has supervised the department heads for 60 to 90 days. The Commission agreed to allow Messer to complete the evaluations by the end of the year.

Messer asked the Commission to approve the purchase of a 2 year old mower for \$10,000.00. (A new mower would cost approximately \$25,000.00.) Mike Page moved to approve the purchase in the amount of \$10,000.00. Vicki Leonard seconded the motion. The motion passed 3-0.

Mel Bolling presented two lot splits. Mike Page moved to approve Lot Split #16-008 requested by Alliance Management located on 400 Road between Ellington Road and Farris Road and to accept the accompanying grant of road easement. Vicki Leonard seconded the motion. The motion passed 3-0.

Mike Page moved to approve Lot Split #16-009 requested by Tom Schull located on Farlin Road, south of 2400 Road and to accept the accompanying grant of road easement. Rick James seconded the motion. The motion passed 3-0.

Bolling then presented a permit to bury water line requested by RWD #2 located at 125 Road and Quail Road. Rick James moved to approve Burial Permit #BP16016D3 as presented. Vicki Leonard seconded the motion. The motion passed 3-0.

At 9:38 AM Mike Page moved to take a 5 minute break. Rick James seconded the motion. The motion passed 3-0.

Tisha Coleman asked to hire JoDee Smith as the Breastfeeding Peer Counselor at a wage of \$9.0331 per hour (Range 3, Step C, part-time employee, 10 hours per week). Vicki Leonard moved to approve hiring JoDee Smith as requested. Mike Page seconded the motion. The motion passed 3-0.

Vicki Leonard moved to approve and sign the PHEP Grant amendment contract. Rick James seconded the motion. The motion passed 3-0.

At 9:53 AM the Chair asked for public comment. Four representatives from Tanglewood Lakes addressed the Commission concerning nuisance abatement and asked what they can do to help with the process. Gary Thompson explained how the process is supposed to work.

With nothing further on the agenda, Rick James moved to adjourn until 9:00 AM Monday, November 14, 2016. Mike Page seconded the motion. The motion passed 3-0.

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Commission Chair

Attest:

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County Clerk