

May 20, 2019

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; Mike Page, Vice Chair; Danny McCullough, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Rick James led the Pledge of Allegiance. David Lamb 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 reschedule the May 27<sup>th</sup> regular meeting to Tuesday, May 28<sup>th</sup>, due to the Memorial Day Holiday. Rick James seconded the motion. The motion passed 3-0.

The Clerk reminded the Commission of the special meeting that will be held at 2:00 PM on Thursday, May 23<sup>rd</sup> for the Bond Sale and the SEK County Officials' Meeting in Neosho County tomorrow. The Clerk also informed the Commission that the Mound City City Council will hear the recommendation of their Planning & Zoning Board concerning the rezoning of our lots on Spruce Street on June 3<sup>rd</sup> at 7:00 PM.

The Commission discussed the Carbon Building plaque near the front door of the Annex. Mike Page moved to give the plaque to the Carbon family to present to their family member that recently returned from a deployment in the Middle East. Danny McCullough seconded the motion. The motion passed 3-0.

Mike Page moved to approve add/abate/refund order #2018-103. Danny McCullough seconded the motion. The motion passed 3-0.

Mike Page moved to approve the following pays/special pays, totaling \$336,726.39: General, \$258,797.36; Appraiser, \$332.92; Reappraisal, \$7,500.00; Rural Fire, \$3,095.00; Road and Bridge, \$65,112.68; County Health Dept., \$1,287.69; Elderly, \$310.74; Economic Development Grant, \$250.00; and Sewer District #1, \$40.00. Rick James seconded the motion. The motion passed 3-0.

Doug Barlet presented information on this week's weather.

Jeff Boyd, AMR, reported on their calls for the past month and their activities for the past week. The Commission and Boyd also discussed air ambulance services.

Chris Martin asked about getting a truck for the IT Dept. The Commission agreed to allow Martin to get bids for a vehicle.

Jackie Messer introduced the new Park Manager, Shaun West. Messer then discussed three requests from the City of Prescott for reduced dumping fees on properties in Prescott. Mike Page moved to approve the requests for no dumping fee for the requested properties. Rick James seconded the motion. The motion passed 2-0.

Messer reported on various other projects in the Public Works Dept. Messer then asked for permission for Shaun West and Rick Castle to take County vehicles home so they can respond to after hours incidents. The Commission agreed to allow West & Castle to take County vehicles home. Messer also asked for a pay increase for Matt Ernest as a result of his Noxious Weed Certification.

At 9:40 AM the Chair asked for public comment. Marjorie Smith stated that she feels that there is a need for the nursing home in Prescott.

At 9:50 AM Rick James moved to recess from the Board of Commission meeting into executive session for 20 minutes to discuss trade secrets, pursuant to the trade secrets exception, K.S.A. 75-4319(b)(4), concerning a potential new business in the County. The open meeting will resume in the Commission Room at 10:10 AM. Danny McCullough seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jessica Hightower attended the executive session.

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

At 10:25 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss trade secrets, pursuant to the trade secrets exception, K.S.A. 75-4319(b)(4), concerning a potential new business in the County. The open meeting will resume in the Commission Room at 10:40 AM. Danny McCullough seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jessica Hightower attended the executive session.

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

At 10:42 AM Rick James moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets, pursuant to the trade secrets exception, K.S.A. 75-4319(b)(4), concerning a potential new business in the County. The open meeting will resume in the Commission Room at 10:52 AM. Danny McCullough seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jessica Hightower attended the executive session.

At 10:52 AM the executive session ended. No action was taken as a result of the executive session.

The Clerk presented two Resolutions to establish new Funds that are needed due to the building project and Sales Tax. (The Clerk will also prepare a Resolution for a new Sheriff's Seizures Fund next week.) Mike Page moved to adopt Resolution #2019-11 and Resolution #2019-12 establishing the Debt Service Fund and the Capital Improvement (Construction) Fund. Rick James seconded the motion. The motion passed 3-0. Following are copies of Resolution #2019-11 and Resolution #2019-12:

<p>RESOLUTION No. 2019-11</p> <p>A RESOLUTION ESTABLISHING THE LINN COUNTY DEBT SERVICE FUND</p> <p>WHEREAS, K.S.A. 10-113 authorizes the Board of County Commissioners to maintain a separate Debt Service Fund; and</p> <p>WHEREAS, the Board of County Commissioners of Linn County, Kansas, desires to maintain such a fund in its budget; now therefore,</p> <p>BE IT RESOLVED by the Board of County Commissioners of Linn County, Kansas, that the Linn County Debt Service Fund shall be and hereby is established within the Funds and Accounts of Linn County Government, to be administered as hereafter provided.</p> <p>(a) <i>Fund Establishment.</i> There shall be and hereby is created a special fund account to be designated the Linn County Debt Service Fund. The Fund shall be administered as authorized under this resolution for the purposes permitted under K.S.A. 10-113, as now existent or hereafter amended.</p> <p>(b) <i>Use of Funds.</i> All Sales Tax monies received from the Countywide Sales Tax approved by the voters of Linn County on November 6, 2018, shall be credited to and deposited in the Linn County Debt Service Fund, until the Bond issue approved at said election is fully paid. After payment of the Bond issue, Sales Tax monies will be credited to and deposited in the Linn County General Fund. Any and all interest earned or accrued on monies in the Fund shall be credited to and deposited in the Linn County General Fund. All monies in the Fund shall be used only for the purposes of paying principal and interest of the Linn County General Obligation Sales Tax Bonds, Series 2019, until such Bonds are paid in full.</p> <p>(c) Any resolution or portion of resolution which conflicts with this resolution is hereby repealed.</p> <p>This Resolution shall become effective upon its approval and adoption by the Governing Body.</p> <p>RESOLVED this 20<sup>th</sup> day of May, 2019.</p> <div> Rick James, Chairman</div> <div> Mike Page, Vice-Chairman</div> <div> David L. Lamb, County Clerk</div> <div> Danny McCullough, Member</div>	<p>RESOLUTION No. 2019-12</p> <p>A RESOLUTION ESTABLISHING THE LINN COUNTY CAPITAL IMPROVEMENT (CONSTRUCTION) FUND</p> <p>WHEREAS, K.S.A. 19-120 authorizes the Board of County Commissioners to maintain a separate Capital Improvement Fund; and</p> <p>WHEREAS, the Board of County Commissioners of Linn County, Kansas, desires to maintain such a fund in its budget; now therefore,</p> <p>BE IT RESOLVED by the Board of County Commissioners of Linn County, Kansas, that the Linn County Capital Improvement (Construction) Fund shall be and hereby is established within the Funds and Accounts of Linn County Government, to be administered as hereafter provided.</p> <p>(a) <i>Fund Establishment.</i> There shall be and hereby is created a special fund account to be designated the Linn County Capital Improvement (Construction) Fund. The Fund shall be administered as authorized under this resolution for the purposes permitted under K.S.A. 19-120, as now existent or hereafter amended.</p> <p>(b) <i>Use of Funds.</i> All moneys received from the Linn County General Obligation Sales Tax Bonds, Series 2019, shall be credited to and deposited in the Linn County Capital Improvement (Construction) Fund. Any and all interest earned or accrued on moneys in the Fund shall be credited to and deposited in the Linn County Capital Improvement (Construction) Fund. All moneys in the Fund shall be used for the purposes of paying construction/remodeling/renovation costs of the Linn County Justice Center/Administrative Building Project and for associated engineering costs, architectural costs, and other costs of plans and/or studies associated with the Linn County Justice Center/Administrative Building Project.</p> <p>(c) Any resolution or portion of resolution which conflicts with this resolution is hereby repealed.</p> <p>This Resolution shall become effective upon its approval and adoption by the Governing Body.</p> <p>RESOLVED this 20<sup>th</sup> day of May, 2019.</p> <div> Rick James, Chairman</div> <div> Mike Page, Vice-Chairman</div> <div> David L. Lamb, County Clerk</div> <div> Danny McCullough, Member</div>
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John Platt presented the 2020 Tri-Ko Budget Request in the amount of \$80,096.00. Mike Page moved to tentatively approve the 2020 Tri-Ko Budget in the amount of \$80,096.00 (no change from 2019). Rick James seconded the motion. The motion passed 3-0.

Jackie Messer asked about converting the hallway next to the Commission room into office space. The Commission agreed to the request. Messer also asked to increase Matt Ernest pay to \$14.7238 per hour (Range 7, Step Q) effective May 20, 2019. Rick James moved to approve the increase as requested. Danny McCullough seconded the motion. The motion passed 3-0.

At 11:19 AM Rick James moved to recess from the Board of Commission meeting into executive session for 15 minutes to discuss individual employees’ performance pursuant to the non-elected personnel matter exception, K.S.A. 75-4319(b)(1), to protect the privacy of the employee. The open meeting will resume in the Commission Room at 11:34 AM. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jackie Messer attended the executive session.

At 11:34 AM the executive session ended. As a result of the executive session, Danny McCullough moved to hire Kasey Jensen as an Equipment Operator at a wage of \$13.5961 per hour (Range 7, Step G), and Samuel Parks as an Equipment Operator at a wage of \$14.9196 per hour (Range 8, Step I). Mike Page seconded the motion. The motion passed 3-0.

At 11:41 AM Mike Page moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss trade secrets, pursuant to the trade secrets exception, K.S.A. 75-4319(b)(4), concerning a potential new business in the County. The open meeting will resume in the Commission Room at 10:51 AM. Danny McCullough seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor, and Jessica Hightower attended the executive session.

At 11:51 AM the executive session ended. No action was taken as a result of the executive session.

Rick James moved to reschedule Thursday’s Special Meeting to 1:30 PM in the Commission Room in the Courthouse Annex, and to add an executive session for Trade Secrets to the Special Meeting Agenda. Danny McCullough seconded the motion. The motion passed 3-0.

Jessica Hightower informed the Commission of this year’s Youth Employment Grant recipients.

Jackie Messer presented a request from Wardcraft Homes for a moving permit. Danny McCullough moved to approve the moving permit as requested. Mike Page seconded the motion. The motion passed 3-0.

With nothing further on the agenda Rick James moved to adjourn until 1:30 PM Thursday, May 23, 2019. Danny McCullough seconded the motion. The motion passed 3-0.

Attest:

Commission Chair

County Clerk