

January 2, 2001

The Board of Linn County Commissioners met in a regular session. Those present were: Marty Read, Chairman; Herb Pemberton, Vice Chairman; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 2-0.

The Commission approved the following pays/special pays: General, \$68,534.54; Employee Benefit, \$45,112.47; Appraiser, \$7,378.95; Rural Fire Dist., \$12,548.16; Road & Bridge, \$27,691.45; Hospital Board, \$23,883.99; Crime Victim Assist, \$662.82; Elderly, \$5,309.00.

The Commission Chairman signed the following add/abate/refund order numbers: real estate 2020 - 2021.

Marty Read motioned to pay the Noxious Weed Association dues for Noxious Weed Director John Maloney of \$150.00. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to recess from the Board of County Commissioners for ten minutes into an executive session to discuss a legal issue with the County Counselor. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, County Counselor and Tom Foerschler attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 2-0. No action taken as a result of the executive session.

At 10:00 a.m. bids were opened to purchase two (2001 Ford Crown Victoria) patrol cars for the Sheriff Department. Bids received were from Beckman Motors \$19,834.60 trade difference for each vehicle, Cox Motor \$21,075.00 with 1996 trade-in and \$21,049.00 with/1997 trade-in difference. Sheriff Stites will review the specs and get back to the Commission next week with recommendations.

Marty Read motioned to recess from the Board of Commission into executive session for five minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 2-0. The Commission, Clerk, Sheriff Stites and Tom Foerschler attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 2-0.

As a result of the executive session, Marty Read motioned to move Pam Smith to Step B in Range 12 at \$8.95 per hour and she will receive this salary when she is dispatching or as a receptionist. Herb Pemberton seconded the motion. The motion passed 2-0.

At the request of County Appraiser Steve Thompson, Marty Read motioned to purchase a 2000 Ford Explorer four wheel drive from Cox Motor Company for \$16,900.00 with trade in of a 1991 Explorer. Herb Pemberton seconded the motion. The motion passed 2-0. \$13,000.00 will be paid from the Appraiser Budget and \$3,900.00 to be paid from the Courthouse General Fund.

The Commission reviewed and approved the Sheriff Monthly Fee Report for November 2000.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, January 8th. Herb Pemberton seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

January 8, 2001

The Board of Linn County Commissioner met in a regular session. Those present were Marty Read, Chairman; Herb Pemberton, Vice Chairman; Charlie Trask, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Charlie Trask seconded the motion. The motion passed 3-0. Charlie Trask seconded the motion. The motion passed 3-0.

The Commission Chairman signed the following add/abate/refund order numbers: Abate 2022.

Marty Read motioned to move next weeks meeting to Tuesday, January 16 at 9:00 a.m. due to the fact that January 15 is Martin Luther King Jr. Holiday and county offices will be closed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit for Solid Waste Collection for Randy Sullivan, Pleasanton. Charlie Trask seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session to discuss a personnel issue related to a non-elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, Solid Waste Coordinator Donnie Snow and Commissioner-elect Tom Foerschler attended the session.

Charlie Trask motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

Snow reported Curtis Fleming has resigned and he would like to post the job to county employees. Charlie Trask motioned to post the Solid Waste Equipment Operator as the same wage scale as truck drivers in the Road Department at \$10.50 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to reappoint Dennis Arnold to the SEK Inc. Board of Trustees for 2001. Charlie Trask seconded the motion. The motion passed 3-0.

Jerry Bedgood, Maintenance Department presented the Commission with bids to pour a new sidewalk on the south side of the Courthouse. After reviewing the bids and proof of insurance, Marty Read motioned to award the bid to the low bid with proof of insurance, Nation Contracting, LLC for \$3,630.00 plus \$500.00 for a patio to be added. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Fire Coordinator, Bernard Streeter, Marty Read motioned to allow Streeter to have rear springs and new tires put on the Centerville grass truck. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to pay \$25.00 for John Maloney to attend an in-depth weed school put on by the Extension Office. Herb Pemberton seconded the motion. The motion passed 3-0.

Traffic Control Coordinator, Larry Robinson reported that only two contractors had send back proposals to repair T-Beam Bridges. The Commission instructed Robinson to ask for bids from these two companies.

The Commission and Robinson discussed the issue of parking vehicles on the county right-of-way by Morse Auto Salvage. After a short discussion the County Counselor asked for a short executive session for a legal discussion.

Marty Read motioned to recess from the Board of Commission into executive session for ten minutes to discuss a legal issue with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Robinson and Commissioner-elect Tom Foerschler and Delbert Cannon attended the executive session.

Charlie Trask motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

As a result of the executive session, The County Counselor stated that the goal of the County Commission is to keep the roads in the county as safe as possible and that the Commission's position is that anything in the county right-of-way, hay bales, memorials, vehicles or anything that could present a problem should be moved and that the county will work in that direction.

Robinson gave the Commission an update on the E-911 System possibly having an early February start date.

The Clerk asked for guidance on what department should be responsible for giving out lists of names and addresses requested by individuals or companies. After discussion, it was decided that all requests for E-911 names and addresses will be handled by the Sheriff's Department and that telephone numbers connected with the list will not be given out.

Striping the road over the KCP&L Dam was discussed. Commissioner Pemberton stated he would like to see this part stripped. Robinson will do further research on the issue.

At 10:00 a.m. insurance bids were opened as published. Bids received were Harris Financial for the total package \$128,355.00 and KWORK & KCAMP total package bid was \$137,721.00.

Charlie Trask motioned to accept the bid from Harris Financial of \$128,355.00. Herb Pemberton seconded the motion. The motion passed 3-0. This insurance with Harris will be for a 3-year period.

Sheriff Marvin Stites reported he has reviewed the patrol car bids from Beckman and Cox Motors and the only difference in specs was noise depression on each car costing \$70.00 per car. After a lengthy discussion, Marty Read motioned to purchase the vehicles from Cox Motors since they are a county business and pay Linn County taxes, although Beckman's bid was lower.

The price will be \$21,049.00 and \$21,075.00 difference with trade-in of 1996 and 1997 patrol cars. Herb Pemberton seconded the motion. The motion passed 3-0.

Jesse Secrest with Cox Motor Company thanked the Commission for their decision and also wanted to thank the County Rural Fire Department for the quick response and great job they did in containing a fire at Cox Motor last week.

At the request of Sheriff Marvin Stites, Marty Read motioned to hire Darick Chapman as deputy at \$11.73 per hour. Herb Pemberton seconded the motion. The motion passed 3-0. Chapman must take a pre-employment physical and be on the normal 6-month probation.

Andy Mayhugh, Zoning Administrator presented the Commission with C.U.P. #11058 for a water tower for Bourbon County Rural Water District #4. After discussion, Marty Read motioned to approve C.U.P. #110058 for a water tower for Bourbon County Rural Water District #4. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh presented a zoning change from heavy industrial to agriculture after review and discussion Marty Read motioned to change zoning from heavy industrial to agriculture as described in zoning case #Z1100159. Herb Pemberton seconded the motion. The motion passed 3-0.

County Treasurer Ellie Davey presented the Commission with the year-end interest report. Total earnings for the year was \$319,155.11.

Nutrition Director, Marilyn Augur presented bids for a new deep freeze for the Pleasanton Nutrition site. Marty Read motioned to purchase a Crosley Deep Freeze for \$579.00 from Randall Hardware, Mound City. Herb Pemberton seconded the motion. The motion passed 3-0. This was the lowest bid received.

Herb Pemberton motioned to approve 2001 C.M.B. License for the Longhorn Restaurant. Charlie Trask seconded the motion. The motion passed 2-1.

The Commission reviewed an update from the 6th Judicial District Community Services. No action taken.

Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Commissioner=s-elect Tom Foerschler and Delbert Cannon attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charlie Trask seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Marty Read motioned to adjourn from the Board of Commission meeting until 9:00 a.m., Tuesday, January 16, 2001. Charlie Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 16, 2001

The Board of Linn County Commissioner met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk, and Gary Thompson, County Counselor.

Tom Foerschler motioned to elect Herb Pemberton as Commission Chairman for the year 2001. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to elect Tom Foerschler as Vice Chairman for the year 2001. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$105,158.06; Employee Benefit, \$23,723.40; Appraiser, \$7,840.60; Rural Fire, \$4,760.91; Road & Bridge, \$29,310.41; Hospital Board, \$22,409.51; Crime Victim Assist, \$662.82; Elderly, \$9,068.19; Economic Development Grant, \$4,000.00.

The Commission Chairman signed the following add/abate/refund order numbers: personal property #2023-2025.

Solid Waste Coordinator Donnie Snow reported that Ed Fleming, Road Department had bid the Solid Waste Equipment Operator job. Herb Pemberton motioned to transfer Ed Fleming to the Solid Waste Department, effective February 01, 2001. Tom Foerschler seconded the motion. The motion passed 3-0. Fleming will stay at the same rate of pay.

The commission agreed to post Fleming=s position to county employees for five days and then to advertise in the paper for two road positions, one in District #1 and one in District #2. The position in District #2 has already been posted to county employees.

John Black, District #1 Foreman stated that Kirk Baugh, Road District #2 is an equipment operator and is getting truck driver wages and needs to be moved to equipment operator pay scale. The clerk reported he will check into the problem.

The Commission discussed the coal trucks on East 1000 Road and several reports of speeding. John Black reported two tickets were given last week. The County Counselor reported a contract is prepared with the coal company for them to pay the county for wear and tear on 1000 Road, but has not been signed yet.

The Commission discussed the price of road rock. They expect prices to go up. Also, John Black received permission to store some rock in the Pleasanton Industrial Park.

Assistant Road Foreman, John Byington reported a ring gear out of a cat loader. It will be repaired in the shop and should not cost much to repair.

Also, Byington presented the Commission with a quote on an asphalt roller. Quotes were received from Martin Tractor and the G.W. Van Keppel Company. Byington will also get a quote from Victor Phillips and get back to the Commission.

The commission reviewed a report by Road Foreman Harry Wisdom and prices on a new motor grader for District #3. After discussion the purchase of a motor grader was tabled.

Bill Braden, Holiday Lakes asked the Commission to entertain the idea of tailgating 200 tons of road rock on Holiday Lakes Road. The Commission reported they will give the request some consideration. After discussion, the Commission decided not to haul rock for private lake developments.

Dennis Arnold, Economic Development Director gave an update on the housing grant program. Arnold presented a new contract with Rolland Grigsby to administer the grant monies. Herb Pemberton motioned to sign the contract with Rolland Grigsby to administer the grant funds and to provide necessary inspections to the Linn County Home Rehabilitation program. Delbert Cannon seconded the motion. The motion passed 3-0.

Rick Freeman and Dave Brown with HMN Architects along with Sheriff Marvin Stites met with the Commission to discuss a proposed jail addition and building.

Herb Pemberton motioned to change architectural firms from Schenkel/Shultz to HMN Architects. Tom Foerschler seconded the motion. The motion passed 3-0. The contract will be reduced by \$2,000.00 that was paid tho Schenkel/Shultz. After lengthy discussion about a new jail proposal, the Commission decided to table the issue for two weeks.

Dave Beach, Schuab Eaton met with the Commission to discuss the problem with two T-beam bridges in the county, Bridge=s OS-6 and OS-51. Beach presented two proposals for repairing the bridges, one by Beachner Construction and one by Wildcat Concrete Services, Inc. The bid from Wildcat on OS-06, \$27,980.00 and OS-51 bridge at \$31,1600.00 for a total of \$59,580.00. The bid from Beachner Construction is \$70,000.00 for both bridges. Herb Pemberton motioned to accept the low bid from Wildcat Construction Services at \$59,580.00 to repair the two bridges per spec=s. Delbert Cannon seconded the motion. The motion passed 3-0. The County Counselor will prepare a contract.

Hospital Board Members, Bruce Smith, John Teagarden and Keith Couch wanted to clarify holidays for clinic personnel. The Commission stated the clinic employees will receive all county holidays even though the clinic may not stay open on some of the holidays.

The Board recommended the hiring of Barbie Feldman as a consultant to the medical clinic for billing purposes. Tom Foerschler motioned to hire Barbie Feldman as a consultant approximately 8-10 hours per month at \$45.00 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Steve Thompson, County Appraiser, asked the Commission for approval to hire a new employee. The Commission instructed Thompson to post the position to county employees and then to advertise for the position if necessary. The position will be personal/real estate/clerk -

data collector and will start at \$8.95 per hour.

The commission gave Traffic Control Director Larry Robinson permission to post a position in his department and then advertise in the paper if necessary. The job will pay \$9.39 per hour.

The Commission reviewed and approved the December 2000 Park Receipts and Expenditure report.

Herb Pemberton motioned to set January 29th at 1:00 p.m. as the time the Commission will attend a fence view requested by Bill Wolfinger at a fence between Wolfinger and Dorothy Nation on 1095 Highway. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission picked the suggestion of the month for December and will announce the winner at the next weeks meeting.

The Commissioner read a letter from the SEK Area Agency on Aging, the SEK Regional Juvenile Detention Center and an invitation from KDOT to attend the 2001 Kansas Highway/Railroad Conference. No action taken on these items.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, January 22. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 22, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk; Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission Chairman signed the following add/abate/refund order numbers: personal property 2026 - 2029.

Herb Pemberton motioned to approve a permit to bury water line requested by Anderson County Rural Water District #6 located at Baskerville Road and 1775 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Road District Foreman Danny Morris reported a problem with the wing wall=s on a bridge on Taylor Road. The Commission decided to call Schuab Eaton and have an engineer come down and look at the bridge and give a recommendation for repair or replacement.

Delbert Cannon motioned to allow Morris to purchase eighteen new tires at \$4,490.86 and eight new rims for \$631.76. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to set the starting pay for truck drivers and Equipment Operators at \$10.28 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to increase Franklin Leonard to \$10.50 per hour effective January 15th. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to move Shop Foreman Tony Goudie to step 14-D at \$10.73 per hour, coming off probation. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission gave permission for Fire Coordinator Bernard Streeter to check airfare prices to fly to Indianapolis, Indiana to pick up the new fire truck and drive it back to Linn County.

The County Counselor asked the Commission if they would consider purchasing a defibrillator for the City of Linn Valley. After discussion the issue was dropped without a motion.

In response from District #2 Foreman, John Black, the Commission stated that an applicant must have passed the written C.D.L. before the County will hire them for Equipment Operator positions.

The Commission reviewed prices for rock from Wade Ag, Ash Grove and Hunt Midwest. Delbert Cannon motioned to purchase rock from Wade Ag Products, as long as the rock meets specs. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission heard a proposal for leasing a new Cat 12-H Motor Grader for District #3. Delbert Cannon motioned to lease purchase a 12-H Motor Grader for six months from Martin Tractor Company at \$4,000.00 per month. Tom Foerschler seconded the motion. The motion passed 3-0.

The Clerk presented the Commission with a bill for \$5,000.00 from Schenkel and Schultz for a jail proposal. Herb Pemberton motioned to recess from the Board of Commission into executive session for ten minutes to discuss a legal issue with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Herb Pemberton motioned to recess the Commission meeting into executive session for ten minutes to discuss a personnel issue relating to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Herb Pemberton motioned to approve paying SEK Planning Commission dues of \$3,638.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve the Prescott Senior Citizens Quarterly Report through December 31, 2000. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve 2000 Cemetery Reports for Cemetery District #1, #3, #4 and Mound City Cemetery District. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve 2000 Township Reports for Centerville, Liberty, Mound City, Paris, Potosi, Scott, Sheridan, Stanton and Valley Townships. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The Commission reviewed a Notice of Intent to annex property into the city limits by the City of Parker. The County Counselor reported he has been in contact with the City of Parker on the annexation and that some further work needs to be done.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until Monday, January 29th at 9:00. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 29, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Gary Thompson, County Counselor; and David Lamb.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$134,399.97; Employee Benefit, \$34,156.22; Appraiser, \$21,693.79; Rural Fire, \$15,896.03; Road & Bridge, \$41,603.02; Hospital Board, \$32,414.73; Crime Victim Assist, \$662.82; Elderly, \$9,402.31; Economic Development Grant, \$1,125.00.

Don Snow reported that several of the compactors are worn out. New compactors will cost around \$9,000.00 each.

John Black reported that Dist. #2 has an >87 Ford truck with 132,000 miles that needs to be repaired. Tom Foerschler motioned to send the truck to Martin Tractor in Chanute for repairs. Delbert Cannon seconded the motion. The motion passed 3-0.

John Byington brought in specs. on 9-wheel rollers. Mike Lewis from Victor L. Phillips Co. was present with his proposal. The Commission wants to review the budget before making a decision.

Tom Foerschler motioned to approve the Annual Township Reports for Lincoln and Blue Mound Townships. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve the Monthly Sheriff=s Report in the amount of \$1,201.33 for the month of December, 2000. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pay the remaining \$5,000.00 on the contract with Schenkel & Schultz. Delbert Cannon seconded the motion. The motion passed 3-0.

Steve Davis, HMN Architects, Inc., presented their proposal for a new jail. The proposal is for building on a new site. The Commission would also like to investigate building on the courthouse block. Herb Pemberton motioned to approve and sign the contract with HMN Architects, Inc. for \$3,000.00 for the remaining pre-bond work. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to direct the County Clerk to have a site plan of the courthouse block prepared if we do not already have one. Delbert Cannon seconded the motion. The motion passed 3-0.

Elizabeth Maxwell presented the FY2000 Annual Report of the East Central Kansas Area Agency on Aging. The Commission acknowledged Betty Bullock=s work over the last 8 years on the Prescription Drug/Health Insurance Counseling program. Bullock asked the Commission to contribute an additional \$400.00 per month toward expenses for this program. The Commission will need to check the budget for available funding. Herb Pemberton will continue to be on the Policy Board of the East Central Kansas Area Agency on Aging.

Tom Foerschler motioned to reschedule the Wolfinger/Nation fence view at the request of Bill Wolfinger due to the weather. Delbert Cannon seconded the motion. The motion passed 3-0.

Jerry Bedgood presented bids for a PA system for the Commission room. The bids are for a 3 mic., 2 speaker system from Ruddick=s in Fort Scott. The bid for a system that uses microphones with cords was \$1,280.00. The bid for a wireless microphone system was \$1,860.00. Tom Foerschler motioned to purchase the wireless system from Ruddick=s for \$1,860.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton presented Jerry Bedgood with \$50.00 for the suggestion of the month for December, 2000. Bedgood=s suggestion was to install the PA system in the Commission room.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until Monday, February 5th at 9:00 a.m. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 5, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk; and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the minutes of the November 28, 2000 meeting and agenda for January 30, 2001 meeting of the SEK Multi County Health Board and the minutes of the November 20, 2000 meeting of the S.E.K. Mental Health Center Governing Board. No action taken.

At the request of Solid Waste Coordinator Donnie Snow, Herb Pemberton motioned to purchase 10 -11 R/22.5 tires at \$2,465.00 from Stainbrook Wholesale. Delbert Cannon seconded the motion. The motion passed 3-0.

John Byington, Asphalt Foreman and the Commission discussed the purchase of a new asphalt roller. After discussing specifications and prices, Herb Pemberton motioned to purchase a new PS150B Cat roller from Martin Tractor Company for \$45,615.00 with trade in of old roller. Delbert Cannon seconded the motion. The motion passed 3-0. This invoice is to be paid from All District Capital Outlay.

Bernard Streeter, Fire Coordinator received permission to price a modem and seven fax machines for fire stations to be used by the 911 System to fax emergency information to the fire stations.

Streeter also discussed the need to purchase a repeater for the Fire Department radio system. The Commission approved for Western Communications to do a study on putting a repeater in the county.

Tom Foerschler motioned to approve a permit to bury a gas line requested by Don Breuel located 90' East of the bridge on West 900 Road in Section 10, Twp 22, Range 23. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign a contract with Wildcat Concrete Services to prepare 2 T-Beam Bridges in the County for \$59,280.00 total for the two bridges. Delbert Cannon seconded the motion. The motion passed 3-0.

In answer to a request from Betty Bullock the Commission reported that the County does not have the funds this year to pay her for assisting Senior Citizens with health claims. However, they will consider putting it in the budget for next year.

Herb Pemberton motioned to recess the Board of Commission meeting into executive session for five minutes to discuss a legal issue with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, Register of Deeds Sharon Barnes and the County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Zoning Administrator, Andy Mayhugh presented Zoning Change Case #Z1200160. After review Tom Foerschler motioned to approve the zoning change from heavy industrial to agriculture in Zoning Case # Z1200160. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Mayhugh, Tom Foerschler motioned to pass Resolution #01-01 asking the legislature to allow all counties to establish a county code court system. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-01:

Tom Foerschler motion to appoint Jim Myers to the Planning Commission and the Economic Development Committee to replace Tom Swan. Herb Pemberton seconded the motion. The motion passed 3-0.

After discussion with Bernard Streeter, Herb Pemberton motioned to purchase a new modem at \$465.00 and seven fax machines at \$90.00 each to hook the 911 Dispatch to all rural fire station. Tom Foerschler seconded the motion. The motion passed 3-0. There will also be a \$50.00 setup fee and \$24.00 per month phone line charge.

Herb Pemberton motioned to approve the Linn County Affirmative Action and Equal Employment Operating Policy for 2001 with no changes. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to change the suggested donation for a meal at the Senior Center=s to \$2.00 per meal for a person over sixty. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to move the February 19th meeting to Tuesday, February 20th due to the 19th being a holiday. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to reset the fence viewing requested by Bill Wolfinger at 1:00 p.m., March 5th. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to appoint Tom Foerschler as the Commission representative to the 6th Judicial Community Correction Advisory Board. Delbert Cannon seconded the motion. The motion passed 3-0.

The jail proposal was discussed. The Commission asked the Clerk to contact HMN Architects and request a floor plan for building on the Southwest corner of the Courthouse Square.

Herb Pemberton motioned to recess from the Board of Commission into executive session to discuss a legal issue with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, February 12. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 12, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman, Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$229,164.22; Appraiser, \$4,407.96; Rural Fire, \$23,124.08; Special Fire Equipment Fund, \$149,812.00; Road and Bridge, \$96,545.45; Law Enforcement, \$33.90; DARE, \$27.00; Hospital Board, \$32,735.62; Crime Victim Assist, \$62.08; Elderly, \$34,353.80; Economic Dev., \$13,982.12; Zoning LEPP, \$1,348.58.

The Commission Chairman signed the following add/abate/refund order numbers: 2030 through 2041.

The Commission reviewed a letter from Green Thumb asking for a donation of \$250.00. Herb Pemberton motioned to donate \$250.00 to Green Thumb. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission agreed to pay for hepatitis and tetanus shots for Solid Waste Employees.

The Commission approved and signed the 2000 annual Noxious Weed Eradication Program report.

Herb Pemberton motioned to purchase a compressor motor for Road District #1 for \$637.00 plus labor for installation from Ed Rhynerson. Tom Foerschler seconded the motion. The motion passed 3-0.

County Appraiser, Steve Thompson reported he has received applications for a position in his office and would like to hire. Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session and to discuss a personnel issue related to a non elected employee for five minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Thompson attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United located at 5399 West 1000 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sell 5.74 acres in parcels of 1.72 acres and 4.02 acres near the Boicourt Bridge to Robert D. Patterson and Evelyn M. Patterson for \$4,596.00 and to allow Patterson to lay irrigation pipes on the county right-of-way from time to time as necessary. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to allow Park Director, Bruce Holt to attend a law enforcement school and pay the registration fee of \$199.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Holt attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken.

Tuesdee Stark and Deanna Basore representing the Pleasanton City Council met with the commission to discuss the City of Pleasanton annexing the counties Industrial Park south of Pleasanton. After review and discussion, the Commission tabled the issue for one week.

Mary Howell, Pleasanton, met with the commission to ask for a \$1,000.00 donation for Chris Ellis who is competing in National and International Bicycle Racing events and would like to qualify for the national championship. The Commission reported they do not feel they can use tax dollars to support this endeavor but wish him the best and personally support him.

Zoning Administrator, Andy Mayhugh presented the Commission with a lot split requested by B.J. and Carolyn Isenhower. After the recommendation of Mayhugh, Delbert Cannon motioned to allow lot split #97 as requested and to accept the road right-of-way provided by the lot split. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh presented the Commission with the preliminary study for a sewer district in Centerville and bids for archaeological study that needs done. Herb Pemberton motioned to accept the bids from Donna Roper, KSU, for \$800.00 to do the phase I study. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission also reviewed a bid of \$6,300.00 from George Butler Associates.

The commission reviewed and approved the monthly Sheriff reported for January 2001.

Sheriff Marvin Stites reported the E911 System is getting close and that he needs to purchase a new recorder for the system for recording of E911 and other traffic. The Commission asked Stites to price recorder systems and for the clerk to see if E-911 funds can be used.

The commission reviewed the Park Receipts and Expenditures Report for January 2001.

Delbert Cannon motioned to close the Courthouse from 12 - 2 Wednesday in memory of Ann Stuart, Retired District Court Clerk and to allow employees to attend her funeral.

The Commission signed a maintenance agreement for quarry roads reimbursement with the Kansas Department of Transportation.

The Clerk and the Commission discussed some of the problems that have been brought on by the county withholding and paying for uniform costs for some employees. The Commission reported they will talk to employees involved and see if something can be worked out.

The Commission reviewed suggestions for the month. The only suggestion was to install an automated phone answering machine in the Courthouse. The Commission asked the Clerk to price a system.

Herb Pemberton motioned to recess from the Board of Commission into executive session for five minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Tuesday, February 20. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 20, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk, and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$56,244.46; Employee Benefit, \$56,805.44; Appraiser, \$7,131.13; Rural Fire, \$1968.60; Road & Bridge, \$25,449.75; Hospital Board, \$24,150.94; Crime Victim Assist, \$662.82; Elderly, \$6,894.46.

At the request of Larry Robinson, Herb Pemberton motioned to hire Spence Upham as Traffic Control Assistant at \$9.39 per hour. Upham must take a pre-employment physical and drug screen. Tom Foerschler seconded the motion. The motion passed 3-0. Normal six months probation will apply.

Herb Pemberton motioned to approve a permit for Charles Watson, Waste Management Company for Solid Waste Collection. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People's Mutual Telephone Company located at Valley Road and 69 Highway. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Dan Morris, Tom Foerschler motioned to hire John Fleming as Road District #1 Operator at \$10.28 per hour. Fleming must take a pre-employment physical and drug screen. Herb Pemberton seconded the motion. The motion passed 3-0. Normal six month probation will apply.

At the request of Fire Coordinator, Bernard Streeter, Herb Pemberton motioned to hire three firefighters, Melvin Lohman, Blue Mound Station; David Sweat and Travis Larson at the Pleasanton Station. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved for Streeter to attend a fire school in Topeka, March 7 - 11.

John Black, Road District #2 and the Commission discussed the need to repair the doors on the old station portion of the Food Growers Building in Pleasanton. After discussion the Commission asked Black to get at least two bids for the repair and for the Clerk to get the contract agreement between Linn County and SECAP for review.

Herb Pemberton motioned to approve a bid by Foote Construction to repair a bridge located on 1077 Road south of Centerville for \$885.00. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of County Treasurer, Ellie Davey, Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and Davey attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Herb Pemberton motioned to publish Notice to Vacate Road beginning at the eighth corner of the north side of Section 15, Township 21 south, Range 24, known as the J.M. Robey Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to allow the City of Pleasanton to annex the County Industrial Park south of Pleasanton. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlene Sims and Roselle Gorrell explained Linn County Children's Coalition Grant and after school programs, computer training programs, summer programs and teen center. At their request the Commission will send a letter of support for grant funding.

Judge Richard Smith and Court Clerk Maribeth Kehl met with the Commission to support building a new jail on the Courthouse square and to also give them some more room in the Judicial Building. The Commission reported they are looking at the proposal now.

The Commission gave approval for Community Corrections to use electronic monitoring for juvenile offenders instead of detention when justified. The cost of electronic monitoring is \$4.50 per day compared to \$140.00 per day for detention.

Herb Pemberton motioned to recess from the Board of Commission into executive session for five minutes to discuss contract negotiations with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. The commission, Clerk and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

At the request of Steve Thompson, Herb Pemberton motioned to hire Melenda Acton as Personal Real/Property Date Collector. Tom Foerschler seconded the motion. The motion passed 3-0. Acton must take a pre-employment physical and will be on normal probation for six months. Pay will be \$8.95 per hour.

Zoning Administrator, Andy Mayhugh presented a subdivision plat requested by Charles and Emma White. Herb Pemberton motioned to approve subdivision plat as requested and to accept the accompanying road easement. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a lot split #98 and accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission received an invitation to tour Tri-Ko in Osawatomie sometime in the next few weeks. No action taken.

The Commission reviewed the monthly Receipts and Expenditures Report for the Hospital District for January 2001.

The Commission received an October 2000 KDOT underwater bridge inspection on the Boicourt Bridge #00540050. The report stated that there are no repairs or remedial action recommended.

The Commission reviewed an invitation to the SEK Officials Quarterly meeting in Greenwood County, March 15th.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, January 26. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 26, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk, Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission gave approval for Noxious Weed Director, John Maloney to attend the annual Weed Conference in Topeka, March 5-9.

Herb Pemberton motioned to approve for Maloney to publish the Annual Noxious Weed Notice to Control in the Linn County News for two weeks. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to hire Roy Bright as Equipment Operator in District #2 at \$10.28 per hour. Tom Foerschler seconded the motion. The motion passed 3-0. Bright must take a pre-employment physical and will be on the normal 6-month county probation.

Uniforms for Road Employees were discussed. The Road Foreman will discuss the issue with their employees and get back to the Commission next week.

Herb Pemberton motioned to recess from the Board of Commission Meeting for ten minutes to discuss contract negotiations. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Wayne Ellis and Rod Bollinger attended the meeting.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to sign a contract with Wayne Ellis, d.b.a. Ellis Construction to run the 4-H Building and American Legion sewer into a lagoon at the fairgrounds. Delbert Cannon seconded the motion. The motion passed 3-0.

Bill Wolfinger asked permission to put a gate across the road that the county plans to close next week. Tom Foerschler motioned to approve for Wolfinger to put a gate as allowed by statute on the north side of 1350 Road at Quinn Road. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the agenda for February 27th meeting of the SEK Multi County Health Board.

Steve Davis with HMN Architects, Kansas City, Missouri, presented preliminary drawings of a new jail on the southwest corner of the Courthouse block. Davis presented two different sketches. After discussion, the Commission asked Davis to extend the building to the south and east and to look at a full basement and two stories. Also, Davis is to get with Judge Smith on the needs of the District Court.

Economic Development Director, Dennis Arnold gave the Commission an update on the Linn County Housing Program. Five homes have been completed, and four are in progress. The Commission reviewed bids to repair an additional six homes.

Herb Pemberton motioned to approve bids for three houses to K & K Painting and three houses to NRESKO L.L.C.. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to sign a letter of support to the Linn County Children=s Coalition. Tom Foerschler seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, March 5. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 5, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman, Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$57,252.03; Employee Benefit, \$43,090.26; Appraiser, \$7,137.19; Rural Fire, \$3,971.83; Road & Bridge, \$34,736.49; Hospital Board, \$27,524.65; Crime Victim Assist., \$662.82; Elderly, \$6,269.01.

The Commission Chairman signed the following add/abate/refund order numbers: 2043 - 2046.

Problems were discussed about surveyors digging up survey pins in county asphalt roads and not filling in the holes. It was decided that asphalt foreman John Byington will talk to the surveyors to correct the problem.

Herb Pemberton motioned to accept the bid from Ron Huffman, Pleasanton in the amount of \$2,045.43 material and labor to rewire the counties traffic control building. Tom Foerschler seconded the motion. The motion passed 3-0.

Traffic Control Coordinator and the Commission discussed the need to redesign the repair to a T-Beam Bridge north of Mound City Lake on Jennison Road. Tom Foerschler motioned to approve a modification to the bridge repair plans with Wildcat Concrete Service. Delbert Cannon seconded the motion. The motion passed 3-0. The final cost of the charge orders will be left open for negotiation.

Sheriff Marvin Stites and Terry Tollefson with Sprint announced at 10:0 a.m. this morning Linn Counties E-911 System will be up and running. The Commission reported that was very good news.

The Commission reviewed a letter from HMN Architects requesting an additional \$5,000.00 to design a jail and additional judicial space on the Courthouse Square. The Commission asked the county Counselor to call HMN to discuss the additional \$5,000.00.

At 10:00 a.m. as published the Commission held a hearing to Vacate Road. There was no one present to oppose the road closing. Wallace McKee, landowner was present to speak in favor of the road closing. Herb Pemberton motioned to vacate the road as published. Herb Pemberton motioned to vacate the road as published. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of the order to vacate road:

Fire Coordinator, Bernard Streeter reported that the repair to a fire truck that was damaged is going to cost \$3,000.00 more than the Insurance Company paid. After discussion the Commission asked Streeter to call Harris Financial and make them aware of the increase in cost to repair the Fire Truck.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for ten minutes for the preliminary discussion to purchase real property. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Delbert Cannon motioned to sign a letter to the City of Pleasanton to allow the City to annex the Pleasanton Industrial Park. Herb Pemberton seconded the motion. The motion passed 3-0.

Zoning Administrator, Andy Mayhugh presented the Commission with a proposal to re-zone heavy industrial property to agricultural Zoning Case #Z01001161. After review, Tom Foerschler motioned to change the zoning from heavy industrial to agricultural in Zoning Case #Z0101161. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh invited the Commission to attend a Planning Commission Workshop in El Dorado on March 31st and for permission to ask Planning Commission Members to attend. Tom Foerschler motioned to pay for Planning Commission Members to attend. Herb Pemberton seconded the motion. The motion passed 3-0.

County Appraiser Steve Thompson and Dan Brunner with Copy Products met with the Commission to discuss the purchase of a new Copy Machine or to repair the present copier that needs \$900.00 in repairs. After discussion the Commission tabled the issue for one week.

Thompson also discussed sending Pam Cannon to night school at Prairie View School for Auto Cad Training. The Commission approved by consensus to compensate Pam Cannon for attending this class.

Williette Hufana asked the Commission to give her permission for road access to her property on the east side of the Mound City Lake. After viewing a map it was found that the City of Mound City owns the property in question instead of the County.

Robert Chase, Mental Health Center Director introduced himself to the Commission and asked if they had any questions for him. The commission reported they did not have any questions at this time.

Rick Porter with Lake Region RC&D invited the Commission to a lake region tour. The commission decided on an April 16th after noon for the tour.

Tom Foerschler motioned to reappoint Herb Pemberton as the Commission Member to the Lake Region RC&D Board. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission discussed next Monday being County Government Day and decided all 3 Commissioners will meet with the students from 9:00 a.m. to 9:30 a.m. and then start the regular Commission Meeting at 9:30 a.m..

The Commission announced that the fence view scheduled at 1:00 p.m. is cancelled due to the request of Bill Wolfinger. Wolfinger has an illness in his family.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:30 a.m., Monday, March 12. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 12, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, member; Don Proffitt, County Clerk; and Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$137,971.82; Appraiser, \$3,369.66; Rural Fire District, \$9,740.75; Road & Bridge, \$142,529.33; DARE, \$1,446.16; Hospital Board, \$21,312.07; Elderly, \$8,738.17; Econ. Dev., \$29,495.90; Zoning LEPP, \$584.10.

The Commission heard a report from Donnie Snow, Solid Waste Coordinator on the need for two new compactor units, also heard from John Maloney, Noxious Weed Director stating there is no biological control of noxious weeds in Linn County at the present time.

The Commission gave Maloney and Snow permission to attend a Haz-Wop Training Course in Kansas City.

The Commission reviewed bids for road oil. Tom Foerschler motioned to accept the bid from Koch Materials for 2001 road oil purchases. Bids were also received from Coastal Energy and Vance Brothers.

John Byington, Asphalt Foreman reported he had found a used milling machine he would like to purchase for \$2,500.00, the Commission instructed Byington to use the machine and make sure they are satisfied and report back to the Commission.

John Black, Road Foreman reported he would like to purchase a new mower tractor. The Commission asked Black to get bids and report back to the Commission.

Calvin McNett with Clean the Uniform Company, met with the Commission to discuss the problem we have been having with uniform billing. After discussion it was decided to give McNett a chance to straighten out the problem before doing something different.

Kristy Ramirez met with the Commission to propose a county sponsored day care center in the county. After the proposal by Ramirez the Commission reported they will give some thought to the idea.

The Commission asked the County Government Day Students to introduce themselves.

Bernard Streeter, Fire Coordinator reported that Linn County is being I.S.O. rated. Streeter reported he would like to update equipment in Prescott and Parker to lower the I.S.O. rating. Herb Pemberton motioned to purchase a new International Pumper/Tanker from Schummacher Fire Apparatus Company, St. Joe, Missouri for \$125,500.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Steve Thompson, County Appraiser met with the Commission to see if they were ready to make a decision regarding the purchase of a new copy machine. The Commission decided to have the old copier repaired and budget for a new copier next year.

Gary Wood, Sheridan Township Treasurer reported the Township Board went out for bids for mowing cemeteries Wood stated that the bids had dropped approximately \$200.00 per mowing. The Commission reported that is what they had been hoping for all along.

Wood also asked about the county bulldozing some brush at the Prescott Cemetery. The Commission asked Wood to talk to John Black.

Steve Davis and Rick Freeman, HMN Architects gave the Commission a proposal for a new jail and judicial addition. After a lengthy discussion the Commission asked that they try to fit the building on the Southeast corner of the courthouse square and attach it to the present Judicial Building.

Herb Pemberton motioned to pay HMN an additional \$4,000.00 for architectural services. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign an annual Operations and Maintenance Assurance Agreement with Wildlife and Parks concerning the Linn County Park. Tom Foerschler seconded the motion. The motion passed 3-0.

Bruce Holt, Park Director reported the sewage pump at the park has been installed and is operating.

The County Counselor discussed Pleasanton annexing the County Industrial Park. The Commission decided to give the city a water line easement, but not to dedicate the road easement at this time. Also agreed on bringing the water and sewer under the north road one time only.

The Commission reviewed and approved the monthly park report.

The Commission reviewed the minutes of the January 22nd meeting of the SEK Mental Health Board.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to a non-elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and John Black attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, March 19, 2001. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 19, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk; and Gary Thompson, County Counselor.

Delbert Cannon, motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$57,588.25; Employee Benefit, \$39,023.19; Appraiser, \$7,933.32; Rural Fire, \$1755.83; Road & Bridge, \$27595.79; Hospital Board, \$22239.91; Crime Victim Assist., \$662.82; Elderly, \$6629.96.

At the request of John Teagarden, Hospital Board Chairman, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to non-lected personnel. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, John Teagarden and Diane Van Kirk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session the Commission stated that the county will post two positions in the medical clinic=s. One for a full time receptionist and one for an R.N. for five days to the county employees.

At the request of Nutrition Director, Marilyn Augur, Herb Pemberton motioned to hire Al Smith as part time substitute van driver for fill in at \$6.25 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Augur discussed putting in for a 20% matching grant for 2003 for a new SECAP Van. Tom Foerschler motioned to apply for the matching grant. Delbert Cannon seconded the motion. The motion passed 3-0.

Solid Waste Coordinator Donnie Snow reported the Prescott Compactor Building was broken into last weekend. They broke in through a window and stole a stove and other items in the building.

Andy Mayhugh, Zoning Administrator, and Bill Chambers met with the Commission to discuss a proposed subdivision plat. Tom Foerschler motioned to approve the subdivision plat as it was approved by the Planning Commission and to accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury a water line requested by Anderson County Rural Water District #6 located at 13450 Andrews Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire John Aleshire as a temporary employee in Noxious Weed Department at \$7.00 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Ellie Davey the Commission gave approval for Mine Creek F.C.E. to use the Courthouse lawn for the Easter Egg Hunt Saturday April 14th.

At the request of Asphalt Foreman John Byington, Herb Pemberton motioned to purchase a cold plainer from Pointer Motors at \$2,500.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve two permits to bury water line requested by Anderson County Rural Water District #6 located at 1900 Road and Baskerville Road and 19552 Baskerville Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Traffic Control Coordinator Larry Robinson and the Commission discussed the County Commissioners and Highway Official meeting to be held in Chanute April 10.

Robinson reported that repairs on both T-Beam Bridges repaired by Wildcat Services are completed and ready for final inspection by the Consulting Engineer.

At the request of Fire Coordinator Bernard Streeter, Herb Pemberton motioned to purchase a 1988 Ford F250, 4X4 for \$5,000.00 from Cox Motor Company, Pleasanton and approximately \$3,250.00 for a flat bed, lights, siren, etc.. Tom Foerschler seconded the motion. The motion passed 3-0.

Economic Development Director, Dennis Arnold reported that the last home rehabilitation grant that we received will not let us use some in-kind match that the county had planned on using. We will be approximately \$560.00 short per home. Arnold is still working on the issue.

Andy Mayhugh, Dennis Arnold and the County Counselor discussed the City of Pleasanton annexing the Industrial Park. The Commission reported they would like to get a cost on a survey for the roads in the Industrial Park.

Mac Birkmann, M.A. Birkmann & Associates gave the Commission a proposal for long term care insurance policy for county employees. The Commission gave approval for Birkmann to see how much interest there is by the employees.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes for the preliminary discussions of real property. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session the Commission offered Allen Cowen \$40,000.00 for his property and let him keep the house to be moved to another property at his expense. Cowen reported he would think the offer over and get back next week.

The Commission reviewed the Hospital Board monthly receipts and expenditures report for February.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the County Counselor pertaining to the above mentioned real estate. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The Commission reviewed the Road, Nutrition and Planning and Zoning inventories for year end.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, March 26. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 26, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission Chairman signed the following add/abate/refund order numbers 2047 - 2055.

Afer hearing that Jim Schmitz will survey the Pleasanton Industrial Park for less than \$800.00 the Commission agreed to have Schmitz survey the Pleasanton Industrial Park for a cost not to exceed \$800.00.

The Commission reviewed the minutes for the February 27th meeting and the agenda for the March 27th meeting of the SEK Multi-County Health Board.

Herb Pemberton motioned to appoint Vera Williamson, Bob Curtis and LaShawn Miller to the 6th Judicial District Community Services Advisory Board for the upcoming 2-year term. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission discussed a request from KCP&L to put a right-hand turn lane on 2200 Road at Young Road at the curve east of the Power Plant. After discussion they agreed that Commissioner Pemberton will discuss more specifics with KCP&L.

Tom Foerschler motioned to purchase a new radiator for a 950-Caterpillar Loader for \$1,150.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Steve Patience met with the Commission to discuss conditions of the gravel roads near his home and also picking up nails and other items causing flat tires. The Commission asked Road Foreman John Black to check into the price of a magnet to put on the grader to pick up metal.

At the request of Marilyn Augur, Nutrition Director, Herb Pemberton motioned to hire Sharon Johnson as part time substitute cook at \$7.00 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Diane Van Kirk, Clinic Manager, Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue relating to non elected employees. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk and Van Kirk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to hire Jana Stanage as full time secretary/receptionist at \$7.93 per hour and Virginia Scott as full time R.N. at \$13.00 per hour. Both Stanage and Scott must take pre-employment physicals and be on six month probation. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve the Sheriff=s Monthly Fee Report for January 2001. Tom Foerschler seconded the motion. The motion passed 3-0.

Allen Cowin discussed with the Commission the property that he owns. Cowin reported he would not be interested in keeping the house to move, but he will sell the house and all four lots for \$50,000.00.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for preliminary discussions relating to the acquisition of real property. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Delbert Cannon motioned to purchase the house and four lots from Allen Cowin for \$45,000.00 and give Cowin up to 365 days to vacate the property if Cowin will agree with the contract the County Counselor will prepare. Tom Foerschler seconded the motion. The motion passed 3-0. Cowin stated he will accept this offer.

Sheriff Marvin Stites reported that Steve Davis with HMN Architects had been called for jury duty and won=t be able to make this mornings meeting as planned.

At Stites request, Tom Foerschler motioned to approve for Stites to purchase a new P.C. from Advantage Computers for the 911 System at \$1500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission and Stites discussed the S.R.O. Grants. After the discussion, the Commission asked the Clerk to invite the three county school superintendents and school board members to next weeks meeting to discuss the need for S.R.O. Officers in each school. Also, Charlene Sims if she would be interested in writing an S.R.O. Grant.

Herb Pemberton motioned to meet at 9:00 a.m., Friday, April 6th as the County Board of Canvassers to Canvass the April 3rd City and School General Elections. Delbert Cannon seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until Monday, April 2nd at 9:00 a.m.. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 2, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commissioners approved the following pays/special pays: General, \$58,220.58; Employee Benefit, \$33,031.77; Appraiser, \$7,928.38; Rural Fire, \$9,273.31; Road & Bridge, \$28,425.01; Special Fire Equipment, \$125,500.00; Hospital Board, \$28,734.12; Crime Victim Assist, \$662.82; Elderly, \$6,651.22.

The Commission Chairman signed the following add/abate/refund order numbers 2056 - 2057.

Solid Waste Coordinator, Donnie Snow presented bids for two compactors, two power units and two containers. After reviewing the bids from CRAM-A-LOT, Springdale Arkansas, and Dana Schroll, Manhattan, KS, Herb Pemberton motioned to take the low bid from Dana Schroll in the amount of \$21,401.41 total. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission gave Snow approval to purchase a \$240.00 switch for the Mound City Compactor so it can be ran from outside the building.

Road Foreman, John Black presented the Commission bids for a new tractor. Bids were received from Fort Scott Farm Incorporated and Deems Equipment, Butler Missouri, also prices to repair the 1988 John Deere Tractor were reviewed. After reviewing prices the Commission tabled the decision.

At the request of Bernard Streeter, Rural Fire Coordinator, Herb Pemberton motioned to hire John Fleming, LaCygne Rural Fire, Keith Bloomfield, Prescott Rural Fire Department, Eric Sanders, Parker Rural Fire. Delbert Cannon seconded the motion. The motion passed 3-0.

Larry Robinson, Traffic Control reported some of the problems we are still having with our E-911 System, mainly with addresses that do not fit the M.S.A.G.

Steve Thompson, County Appraiser, updated the Commission on the new property evaluation notices that were mailed out last Friday. Most all properties are going to see an increase in value this year. Ag land county wide will see increases. Thompson asked that anyone that feels their evaluation is wrong should contact his office for an informal appeal.

Andy Mayhugh, Zoning Administrator presented two cases to the Commission. The first case heard was a #CUP020166 requested by Ash Grove Aggregates to operate an asphalt plant. The Planning Commission approved the CUP 7-0. After review Tom Foerschler motioned to approve #CUP020166 as approved by the Planning Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

The next request presented was Z0101162 for a zoning change requested by Roy Purvis and Ken Krum for the purpose of a lot split. The Planning Commission voted 6-0 for denial. After review Tom Foerschler motioned to accept the recommendations of the Planning Commission and to refuse the request. Herb Pemberton seconded the motion. The motion passed 2-1.

Steve Davis, HMN Architects met with the Commission to discuss the proposals for a new jail and judicial building. After lengthy discussion about the different proposals the Commission reported they will schedule a work session to study the issue at length.

Ernie Price, Jim Johnson, Ed Fleming from USD 344, Jim Knox, Pam Cannon, from USD 346, Kenneth Stanage, Steve Stainbrook, from USD 362, Sheriff Marvin Stites and Charlene Sims discussed the need for SRO Offices in Linn County Schools. All three schools feel the need for SRO Officers in Linn County Schools. All three schools feel the time has come that they need S.R.O. Officers in the schools and they will take this information back to their school boards and report back. Charlene Sims will begin the preparation of filling out S.R.O. Grants.

Herb Pemberton motioned to pass Resolution #01-02 declaring county surplus property. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-02.

The need to have the county covered at all times by a coroner was discussed. It was discussed that Dr=s in Bourbon County will no longer perform the duty. The Commission agreed to contact Linn County Ambulance and see if they have people who would agree to be certified if the county will pay the cost. These people after being certified could fill in if Dr. Hunt was not available.

The Commission reviewed a request from the Longhorn Restaurant whether they can transfer the CMB License to the new location of the restaurant? On the County Counselor=s advice the Commission stated that they will have to apply for a new CMB License for the new premisses.

Problems with people who own property in Linn County but live out of county and want to use trash compactors were discussed. The County Counselor will study the issue and make recommendations to the Commissioners.

The Commission received an application for a CMB License requested Robert Kircher to be located at the Linn County Speedway. After reviewing recommendations by the county Attorney, Sheriff and Township Board, the Commission tabled a decision until next week.

The County Counselor reported he will have a contract prepared by next weeks meeting for the Cowin property.

The Commission discussed the Friday, 9:00 a.m. canvass of the April 3rd City/School Elections.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m. Friday to meet as the Linn County Board of Canvassers. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 6, 2001

At 9:00 a.m. the Linn County Board of Commission met as the Board of Canvassers to canvass the April 3, 2001 City/School General Election. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman, Delbert Cannon, member, Don Proffitt County Clerk and Dee George, Deputy Election Officer.

The Board reviewed the E.S.S. Machine tabulation and the write-in vote totals and compared them to the abstract book. The Board reviewed 17 provisional ballots. The decision was to count 9 and not to count 8 of the of the provisionals. The Board opened the 9 provisionals and they were counted by the E.S.S. machine and the board counted the write-in votes. The votes were added to the previous totals. The Board certified the results and signed the abstract book. Tom Foerschler motioned to adjourn. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 9, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman, Delbert Cannon, Member, Don Proffitt, County Clerk, Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the following pays/special pays: General, \$166,309.76; Appraiser, \$1,676.77; Rural Fire, \$8,592.27; Road & Bridge, \$88,203.01; Law Enforcement, \$33.90; Hospital Board, \$15,641.11; Special Alcohol, \$1,224.00; Elderly, \$8,667.62; Economic Dev. Grant, \$6,609.50; Zoning LEPP, \$797.80.

Tom Foerschler motioned to recore the radiator on the District #3, D-6 Caterpillar Dozer by Martin Tractor for \$1,357.67. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave Donnie Snow, Solid Waste Coordinator permission to advertise for a temporary position at the landfill.

The Commission gave District #1 Foreman Danny Morris permission to advertise for bids for a new ten wheel dump truck and to advertise for bids to sell a surplus ten wheel dump truck and also to sell a 1972 single axle dump truck.

Delbert Cannon motioned to purchase a new 6405 J.D. Tractor from Fort Scott Farm Inc. for \$29,978.00 and to advertise to sell a surplus John Deere 2555 Tractor to the public. Tom Foerschler seconded the motion. The motion passed 3-0.

Pat West and Nylene McGraw presented bids for repairing concrete floors and putting down new tile and carpet at Bunker Hill Community Center. Herb Pemberton motioned to accept the bid from Randall Hardware for \$3,354.78 to repair floor, lay tile and new carpet. Delbert Cannon seconded the motion. The motion passed 3-0.

Charles Haverfield and C.W. Ringey, Parker Senior Citizens Board reported they are out of money and cannot pay for propane and lawn mowing. The Commission agreed to pay for propane, mowing and paper products for the rest of the year from the Elderly Fund as long as there is money in the fund.

Herb Pemberton motioned to recess from the Board of Commission meeting into an executive session to discuss a legal matter with the County Counselor for fifteen minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and Zoning Administrator Andy Mayhugh attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue (possible litigation) with the County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Mayhugh attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

After discussion with Allen Cowin, Herb Pemberton motioned to allow Vice Chairman, Tom Foerschler to sign a Real Estate Contract later this week with Cowin if Cowin agrees to the contract. Since Commissioner Pemberton will be out of town this week. Delbert Cannon seconded the motion. The motion passed 3-0.

The County Counselor discussed a letter from the City of LaCygne asking the counties position on a mortgage they took to finance a CDBG Loan to American I. The Commission tabled the issue.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the County Counselor concerning liability to pay two invoices. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Herb Pemberton motioned to pay the Clean Uniform bill for uniforms that were not returned for Darrell Lane and Joe Godfrey for a total of \$533.53. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pay \$57,080.00 to Wildcat Concrete Services Inc. for repairs on bridge 0S-06 and 0S-51. Herb Pemberton seconded the motion. The motion passed 3-0.

County Treasurer, Ellie Davey presented the Commission with the 1st quarter interest earned. Interest through March 31, 2001 is \$97,269.48.

The Commission reviewed and approved the Park Report thru March 2001.

Herb Pemberton motioned to deny application for C.M.B. License requested by Robert Kircher for the Linn County Speedway due to the application being incomplete. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission Chairman signed a lease agreement with Martin Tractor for a 12H Motor Grader S/N 4XM02904 and service and repurchase agreement on the 12H Motor Grader and a PS-150 Front End Loader S/N 3XR00540.

Don George, Kansas Wildlife and Parks discussed the Community Lake Assistance Agreement for the proposed PWWS 13 Lake. Tom Foerschler motioned to sign the Community Lake Assistance Agreement with Kansas Department of Wildlife and Parks. Herb Pemberton seconded the motion. The motion passed 3-0. Total Cost \$53,333.00 with Linn County's portion being \$13,333.00. Other wildlife issues were discussed with no action taken.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, April 16. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 16, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the minutes of the April 6th Board of Canvassers Meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$69,515.88; Employee Benefit, \$31,188.58; Appraiser, \$7,905.28; Rural Fire, \$2,015.61; Road & Bridge, \$85,291.70; Hospital Board, \$21,003.27; Crime Victim Assist, \$662.82; Elderly, \$7,751.29.

Delbert Cannon motioned to approve for Road District #2 Foreman John Black to purchase culvert tubes after getting the best price. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed quotes for tires for a backhoe. Tom Foerschler motioned to purchase 2-12 ply 195L24 tires from Cross Midwest, Kansas City, MO at \$355.00 each. Herb Pemberton seconded the motion. The motion passed 3-0. The price from Harlow Oil Company was \$433.72 each.

Traffic Control Director Larry Robinson presented the Commission a copy of the Engineer/Road Supervisor Annual Report to K.D.O.T. The Commission reviewed and approved the report.

Robinson discussed the process for getting calcium chloride sprayed on county roads. The price has gone up to .65 cents per gallon and the demurrage charge has gone up. The commission asked that Tuesdee Stark figure up the new cost per gallon to county residents and the calcium chloride will be available at those prices.

Commissioner Foerschler brought up the road access to the Hufanna property. Foerschler made it clear that in the Mound City minutes the city denied right-of-way for a road to the Hufanna property. The Commission cannot do anything until she gets right-of-way to her property.

John Maloney, Noxious Weed Director reported their will be a hazardous waste pickup at the LaCygne Fire Station this coming Saturday.

The Commission gave approval for Sheriff Stites to hire a part time employee Paul Filla at \$8.50 per hour.

Stites also reported there was a fatality accident at 1800 and Baskerville Road. Traffic Control was asked to check on signage in the area. Robinson reported that was one of the worst areas for vandalism of county road signs.

Charlie Blevins, landowner south of the proposed CD Lanfill asked some questions and reported he will talk to a lawyer. The Planning Commission denied the C.U.P. at the last meeting and it will come before the County Commission on the 30th. The Commission asked Blevins to get with Zoning Administrator, Andy Mayhugh for further information.

Christine Paws, Lake Region RC&D and Ray Miller RC&D Representative discussed the proposed RC&D Budget for 2002. Herb Pemberton motioned to tentatively approve \$4,574.83 for the Lake Region RC&D Budget. Tom Foerschler seconded the motion. The motion passed 3B0.

After hearing a request by Miller to apply for a \$3,000.00 Recycling Grant from K.D.H.E. with a 25% county match. The Commission tabled the issue until next week.

Miller introduced Jerry Bishop as the new county alternate to the Lake Region RC&D Board.

The County Counselor stated he has not heard back from Allen Cowin=s Attorney on the purchase of his property north of the annex.

After review, Delbert Cannon motioned to approve a CMB License for the Longhorn Restaurant for their new location at 22931 2200 Road. Herb Pemberton seconded the motion. The motion passed 2-1.

Tom Foerschler motioned to have a heart monitor repaired at the LaCygne Ambulance Building. Repairs will cost approximately \$600.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Prescott Senior Center Quarterly Report.

The Commission asked that Bruce Holt have some debris on the LaCygne Ambulance Building Property cleaned up.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue with the County Counselor pertaining to a zoning issue. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The Commission reviewed the only suggestion for the month of March that was to install ceiling fans in the different county offices. This suggestion was not taken at this time.

The Commission reviewed and approved the counties medical clinic year-to-date report.

The Commission reviewed bids received for putting a sewer system in the Pleasanton Industrial Park. Bids received were Halls Backhoe Service \$96,132.00, Ellis Construction \$125,753.00, Tom Adams Construction \$129,705.50 and Freddy Van=s Inc., \$176,707.00. Herb Pemberton motioned to accept the low bid from Hall=s Backhoe Service. Tom Foerschler seconded the motion. The motion passed 3-0.

Jim Schmitz, Surveyor discussed surveying the Pleasanton Industrial Park. The Commission agreed to leaving a 30' water easement and an 80' Road easement.

Dr. John Spencer updated the Commission on the additional ground to be added to the Mine Creek Battlefield. Spencer reported they are getting ready to try to purchase two or three of the properties they plan to purchase. They will notify the county as properties are purchased. The county will then buy the property and will be reimbursed by K.D.O.T. and Mine Creek Battlefield Association.

Ernie Price, USD 344 Superintendent, Ken Stanage, Prairie View Superintendent, Sheriff Stites and Charlene Sims met to discuss the S.R. O. Grant and some different opinions of the Principals involved. Stites would like to have different radios and repeaters than had been bought for the last S.R.O. Officer. Also the schools feel they should be able to approve the persons hired for their schools. Sims will go ahead with the grant proposal and bring into the Commission, April 30th.

Herb Pemberton motioned to sign an agreement with Midwest Coal Company for Midwest to pay Linn County .03 cents per ton of coal hauled in Linn County for road maintenance. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to provide county residents E911 names and addresses for sale by computer disc only at \$25.00 each and a certificate must be signed by the requester as shown below. Tom Foerschler seconded the motion. The motion passed 3-0. The County will not provide telephone numbers with any request.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, April 23rd. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 23, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission Chairman signed the following add/abate/refund order numbers 2058 - 2063.

Donnie Snow, Solid Waste Coordinator and Ray Miller, Lake Region RC&D Rep reported KDHE will be in the county schools May 2nd for a recycling program. Also, notified the Commission that they will hold the Lake Region Annual Meeting May 17th in Burlington.

After discussion, Tom Foerschler motioned to apply for a \$3,000.00 matching fund=s grant to prepare three quarterly Linn County Recycling Brochures. Linn County=s portion of the grant will be 25%.

At 9:15 a.m., John Black, Road District #1 Foreman presented only (1) bid for the John Deere 2555 Tractor. The bid received was from Conley Sales, Pleasanton in the amount of \$10,250.00. Tom Foerschler motioned to accept the bid of \$10,250.00 from Conley Sales. Delbert Cannon seconded the motion. The motion passed 3-0. The bid for trade-in from John Deere in Fort Scott was \$10,000.00.

At 9:20 Tuesday Stark presented a bid for the J.D. 2555 that had come in the morning mail. The bid was from Dale Avery, Pleasanton for \$8,125.00. The Commission rejected the bid as being lower than Conley=s.

Herb Pemberton motioned to have District #1 road grader seal repaired by Martin Tractor Company for an estimated cost of between \$800.00 and \$1,200.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Larry Robinson, Traffic Control reported he needs to order approximately 285 street signs that have been stolen or damaged. Robinson will go out for bids for these signs.

Robinson reported we have been having problems with realtor signs on the county right-of-way. Robinson has removed some of these signs and will send a letter to the realtor to stop this process.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue with the County Counselor pertaining to possible litigation. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Larry Robinson attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Fire Coordinator, Bernard Streeter reported there is a fire school in Labette County, May 17 - 20. The Commission approved paying for firefighter=s expenses including lodging for the school.

Leon Hester, Pleasanton met with the Commission and invited them to come out and look at the proposed construction demolition land fill area.

The Commission reviewed minutes of the February 26th meeting of the S.E.K. Mental Health Center Governing Board.

The Commission reviewed the minutes of the March 27th meeting and the April 24th agenda of the SEK Multi-County Health Board.

The issue of making county buildings smoke free was discussed after a petition was received from Andy and Cindy Kramer, Parker and signed by several county residents (approximately 57). After discussing that the Sheriff=s Building is the only county building that does not have smoking restrictions, the Commission asked Stites to try and come up with a solution to the problem before the Commission gets involved.

Herb Pemberton motioned to pass Resolution #01-03 to oppose reduction in funding for the 1999 Comprehensive Transportation Program. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-03:

Harvey Taylor and Jackie Walker, Linn County Heritage Days Committee reported they plan to have a Heritage Days Festival in Pleasanton the last week in September at Stegge Park. The Commission reported they support the plan.

The Commission set May 7th at 1:00 p.m. as a work session to study the jail/judicial proposal.

Tobin Wright, 6th Judicial Community Services, Director presented and explained the KDOC Comprehensive Plan document FY2002. Tom Foerschler motioned to approve the KDOC Comprehensive Plan for FY2002. Herb Pemberton seconded the motion. The motion passed 3-0.

Bruce Holt reported the Township will clean the Lincoln Ambulance Building grounds and a small storage building, they have not been able to contact the owner of the contents in the storage building, but will keep trying.

Herb Pemberton motioned to hire Calvin Brown part time at the park at \$6.25 per hour. Delbert Cannon seconded the motion. The motion passed 3-0. Brown is to work approximately twenty hours per week.

Charlene Sims and Sheriff Stites and the Commission discussed the S.R.O. Grant. Herb Pemberton motioned to apply for the Edward Burns Memorial Grant for 2 S.R.O. Officers in Linn County one at Prairie View and one to share between Pleasanton and Jayhawk. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commissioners into executive session to discuss a legal issue with County Counselor pertaining to possible litigation. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and County Sheriff attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session the Commission stated that the C.M.B. Application by Robert Kircher is still not complete and asked the Clerk to have the applicant complete the application and bring back to the Commission.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, April 30th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 30, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Donald Proffitt, County Clerk and Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$58,966.32; Employee Benefit, \$51,248.37; Appraiser, \$7,777.95; Rural Fire, \$6,613.54; Road & Bridge, \$47,955.83; Special Machinery, \$10,000.00; Hospital Board, \$28,699.11; Crime Victim Assist, \$662.82; Elderly, \$7,249.06.

The Commission signed the following add/abate/refund order numbers: 2064.

The Commission approved the hiring of Robin Gray as temporary employee at the Linn County Park at \$6.25 per hour.

Tom Foerschler motioned to approve a permit request by Sprint United Telephone Company for fibre optic cable along various roads in Linn County: West 900, 1077, West 1000, Ingrahm, Montgomery, Lyman, Lewis, West 600, Kelly Lane, Irwin, County Road 46, West 2400, Keitel, Hadsall, 2200, West 2300, Farlin, Dingus, West 1475, West 1200 and West 1100 Roads.

At the request of Donnie Snow, Delbert Cannon motioned to hire Andrew Alcorn as a temporary employee at the Linn County Transfer Station at \$6.00 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to deny Cereal Malt Beverage License request from Robert Kircher at the Linn County Speedway because the person listed as manager is not a Kansas resident. Herb Pemberton seconded the motion. The motion passed 3-0. The County Counselor will notify the applicant.

Nutrition Director, Marilyn Augur, reported that Linda Pruitt, Prescott Manager and Nylene McGraw, Mound City Site Manager both have given 2 weeks notice.- The Commission gave Augur permission to replace both employees.

At the request of Clinic Manager, Diane Van Kirk, Tom Foerschler motioned to approve the hiring of Margaret Chambers at \$10.75 per hour and Janice Woodrum at \$16.25 as P.R.N=s. Delbert Cannon seconded the motion. The motion passed 3-0.

At 10:00 a.m., Zoning Administrator Andy Mayhugh presented a request by V&H Enterprises for a C.U.P #020165 for a Construction/Demolition Landfill. The County Clerk reported he had received a timely petition against the landfill signed by 40.2% of the adjoining landowners. The petition being sufficient will require a unanimous vote by the Commission to approve the request. Pat Bishop, attorney for V & H Enterprises spoke in favor of the C.U.P. stating the regulation that covers construction/demolition landfills. Also, he presented the Commission with a topography map. Norman Hazelbaker presented a petition signed by 109 residents against the landfill. Diana Bolyard spoke against due to the runoff and traffic on county roads. Mike Thomas spoke against a landfill due to lack of inspection and items that may be dumped in the landfill. Edna Gorman spoke against the landfill due to dust on her county road (500 Road). Dale Avery spoke against the landfill due to water runoff and the environment. Karen Doss spoke against the landfill due to increased traffic and dust. Sharon Lamaire spoke against the landfill. Charles Blevins spoke against the landfill due to runoff and property values. Alan Williams spoke against the landfill due to lack of inspection and response from K.D.H.E.. Norman Hazelbaker spoke against due to not being compatible with the neighborhood and effect on property values, ground water contamination and dust hazards. Al Winters spoke in favor of the landfill wanting growth in Linn County. Mike Hazelbaker spoke against the landfill due to narrow roads and dust. Pat Bishop reported the road issue could be addressed by the Board of Commissioners. If violations are found they would be dealt with. Joan Avery asked Leon Hester if the quarry held water, Hester reported no there is a natural drain. Mayhugh stated that the Planning Commission had denied the C.U.P. request by a 5-3 vote. Commissioners reviewed reports from Larry Robinson, Traffic Department, on road conditions in the area.

Commissioner Cannon reported he is having a tough time making a decision, due to lack of information. Norman Hazelbaker stated he feels Commissioner Cannon has a conflict since Hester supported Cannon for Commission both financially and physically.

After commenting on the phone calls he had received and reviewing the Planning Commission decision, Tom Foerschler motioned to accept the recommendation of the Planning Commission and not approve the Conditional Use Permit. Herb Pemberton seconded the motion. The motion passed 2-1.

Zoning Change request Z0301163 by Pennington and Streeter from Ag to Residential for the purpose of a lot split. After a lengthy discussion, Herb Pemberton motioned to change the Zoning to residential as requested. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh reported that Al Winters has not met the requirements for the C.U.P. that he received for an auto sales lot on the east side of Pleasanton. The Commission asked Mayhugh to contact Winters.

Mayhugh presented a lot split request by Kenny and Linda Otto for financing purposes. Delbert Cannon motioned to approve the lot split as requested and to accept the accompanying road easement. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh presented a copy of an archaeological study for the Centerville Sewer Lagoon and found the site is acceptable for the lagoon.

Jim Schmitz, Surveyor presented the survey for utilities for the Pleasanton Industrial Park to the Commission as had been previously approved.

After discussion Tom Foerschler motioned to have the County Road Department to cooperate with the County Surveyors requests to locate corner survey stakes and that the responsibility to call dig safe is the requesting surveyor. Delbert Cannon seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, May 7, 2001. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 7, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as corrected. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$42,124.00.

The Commission Chairman signed the following add/abate/refund order numbers: 2065 - 2066.

Solid Waste Coordinator, Donnie Snow reported they plan to put a new compactor in Mound City today.

Danny Morris reported he would like to hire a temporary summer mower=s in Road District #1. Herb Pemberton motioned to hire Keith Smith and Victor Roche as temporary employees at \$7.50 per hour. This is a .50 per hour increase due to experience. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Fire Coordinator, Bernard Streeter the Commission approved transmission repair to the Blue Mound Fire Truck #973 at Mound City Auto for \$1,163.43.

Also the Commission asked Streeter to go get at least two bids to have repair done on pumper #973.

At the request of Streeter and Sheriff Stites, Tom Foerschler motioned to approve the purchase of a weather monitor station to be installed at the Sheriff=s Department in the amount of \$495.00 plus shipping. Herb Pemberton seconded the motion. The motion passed 3-0. The cost will be shared by the Sheriff=s Department and Rural Fire.

The Commission reviewed bids for noxious weed chemicals. After review the Commission took the low bid from Ag Choice, Blue Mound for a total cost of \$5,136.40. Also, received bids from Eastern Kansas Chemical Company and Drexel Elevator.

At the request of Sheriff Stites, Tom Foerschler motioned to hire Jeannie Kerr as full time dispatcher at \$9.11 per hour and Cindy Hamm as part time dispatch/cook at \$8.00 per hour. Kerr must take a pre employment physical and will be on six months probation. Herb Pemberton seconded the motion. The motion passed 3-0.

After reviewing a letter from Joann Peine about a neighbor operating an illegal rifle range, the Commission decided to pass the letter onto the County Attorney for him to follow through on.

Dan Bauer, Sprint United Telephone Company met with the Commission to discuss the laying of fiber optic cable. Danny Morris and Bauer will get together and drive the route that cable will be laid and they will try to solve the problem.

Al Winters, Pleasanton met with the Commission to ask for an extension on his CUP #050057 for a used car lot. Winters does not have a building completed that was required by the C.U.P. Tom Foerschler motioned to change item #3 on C.U.P. from six months to September 18, 2001. Herb Pemberton seconded the motion. The motion passed 3-0. This will put Winters in compliance at the present time.

At the request of Nutrition Director, Marilyn Augur, Delbert Cannon motioned to hire Doris Dally as site manager at Mound City at \$6.50 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Diane Van Kirk, Clinic Manager, Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for fifteen minutes to discuss a personnel issue related to a non-elected employee. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk and Van Kirk attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes do discuss a personnel issue related to a non-elected employee. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Park Director Bruce Holt reported that Robin Gray did not accept the temporary position offered her last week. As a result Herb Pemberton motioned to hire Sherry Thompson as temporary marina clerk Patsy Rhynerson as temporary cabin cleaner both at \$6.25 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Nicole Bruner at \$6.25 per hour as temporary for life guard at the park pool. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve \$46,000.00 for the 2002 S.E.K. Multi-County Health Budget. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to move the May 28th meeting to May 29th due to the 28th being a holiday. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury (3) water lines requested by Bourbon County Rural Water District #2, located at 250 Road and Gorman Road, 300 Road and Gorman Road and 300 Road and Ferris Road. Herb Pemberton seconded the motion. The motion passed 3-0.

At 12:00 Herb Pemberton motioned to recess the County Commissioners meeting until 1:00 p.m.. Tom Foerschler seconded the motion. The motion passed 3-0.

At 1:00 p.m., Commission Chairman Herb Pemberton called the meeting to order for discussing the jail/judicial building proposal. Steve Davis and the Commission went over options for a new building and discussed possible ways to finance the proposal.

The Commission directed Davis to put a cost on a proposal to build a new jail/judicial and other office space on the southeast corner of the courthouse square and to try to tighten up finance costs.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, May 14th. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 14, 2001

The Board of Linn County Commission met in a regular session, those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$215,868.78; Employee Benefit, \$69,359.00; Appraiser, \$10,087.98; Rural Fire, \$28,865.76; Road & Bridge, \$145,307.98; Law Enforcement, \$112.37; Hospital Board, \$42,274.50; Crime Victim Assist, \$665.94; Elderly, \$16,145.34; Economic Development, \$2,104.96; Zoning LEPP, \$229.75.

The Commission Chairman signed the following add/abate/refund order numbers: 2067 - 2070.

Herb Pemberton motioned to approve two permits to bury telephone cable requested by People=s Mutual Telephone Company, one located on 2400 Road between Quarry Road and Robertson Road and one at 2100 Road and Umphrey Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to go out for bids to replace bridges in the county (up to five) this year. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept the low bid from Mound City Auto of \$1,412.00 to repair fire truck #942. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission opened sealed bids to sell a flat bed from a fire truck, 2 bids were received. John Black bid \$200.00 and Tim Johnson bid \$251.00. Delbert Cannon motioned to accept the bid of Tim Johnson for \$251.00. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Ladean Kempinger, Tom Foerschler motioned to hire Anita Friedline as Site Manager at Prescott Senior Center at \$6.50 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission instructed Noxious Weed Director John Maloney to spray the property of Linda Jackson=s for noxious weeds (thistles) if the County Counselor has not heard back from the letter he wrote to her. Jackson will be responsible for payment.

The Commission reviewed and approved the Sheriff Monthly Fee Report for the month of April.

Economic Development Director, Dennis Arnold reported on the Summer Youth Program and the Community Challenge Program. Herb Pemberton motioned to approve nine businesses for the 10-week Summer Youth Program. Gold Bank, Pleasanton, Prescott State Bank, LaCygne Pharmacy, Hopkins-Graves-Myers, Pleasanton, Carpet Man, LaCygne, American Woodworking, LaCygne, Prime Accents Floral, LaCygne, Cox Company, Pleasanton, Neal Manufacturing, Pleasanton, Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a \$750.00 Community Challenge Grant to the Mound City Historical Society for building and grounds maintenance. Delbert Cannon seconded the motion. The motion passed 3-0.

Arnold notified the Commission that June 29th will be the date of the Linn County Business Appreciation Dinner.

Barry Rodgers and Larry Goldberg with Industrial Projects Management Associates, LLC discussed a possible jail project. After a short discussion the Commission reported they are under contract with a design engineer at the present time and do not feel they should start discussions with another firm at this time.

Dennis Norton, Executive Director of Tri-Ko Incorporated gave the Commission a short overview of Tri-Ko and presented the 2002 budget request. Tom Foerschler motioned to tentatively approve the 2002 budget request of \$65,720.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Clinic Manager, Diane Van Kirk, Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk and Van Kirk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken at this time.

Van Kirk asked the Commission about sending a letter to people who have not paid their clinic bills. After discussion the Commission reported they feel that the County Counselor should send these people a letter before taking them to court.

Also, the Commission asked Van Kirk to check with the County Counselor about destroying old clinic records.

Rod Bollinger and Mark Schuler reported the sewer line and work will be done at the fairgrounds tomorrow and there was additional work to a sewer line that was not know at the time the bid was let. There will be an additional cost of approximately \$700.00. The Commission took no action at this time.

Tuesdee Stark, presented 2 lot splits. Herb Pemberton motioned to approve lot split #101 requested by Norma Pease and Dorothy Nelson. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve lot split #99 and #100 requested by Phoenix Properties Company Inc. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the park report through April 2001.

Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for ten minutes to discuss a personnel

issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission and Clerk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result fo the executive session.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, May 21, 2001. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 21, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$3,781.95; Rural Fire District, \$293.30; Econ. Development, \$4,719.10.

The Commission reviewed a fax from the County Counselor stating that due to a family health problem, he will not be at this meeting.

Herb Pemberton motioned to approve a permit to bury water line requested by D.C.C. Construction at 1800 Road and Iliff Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United Telephone Company located in S3-T20S-R22E. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United Telephone Company located in S10-R23E-T23S. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave John Black, Road Foreman District #2 permission to rent an air hammer to break up an old bridge for removal.

The Commission reviewed a request from USD 344 to do some dirt work at the Armory Building in Pleasanton. Commissioner Cannon and Black will look at the building this afternoon.

Traffic Control Director, Larry Robinson presented bids for road signs: Uni-strut Midwest bid \$4,870.40, Welborn Sales bid \$4,817.16, National Sign Company bid \$5,260.20 and D.C. Wholesale bid \$5,403.68. Tom Foerschler motioned to accept the low bid from Welborn Sales for \$4,817.16. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve for Robinson to purchase a digital camera from Global Computer Supplies for \$879.99. Herb Pemberton seconded the motion. The motion passed 3-0.

Elizabeth Maxwell, East Central Kansas Area on Aging, Florence Leisure, Kate Lindeman, Cynthia Smith, Pleasanton Seniors and Virginia Nichols Silver Hair Legislature met with the Commission to discuss a new Care Giver program. Maxwell asked if \$1500.00 can be taken out of this years budget for the Care Giver Program. Also, asked for an increase in 2002 Budget of \$3,000.00. Tom Foerschler motioned to approve \$1500.00 of this years budget to be used for the Care Giver Program. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve the budget request of \$11,000.00 for 2002 Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Blevins asked about getting a hedge row cleared. Commission asked Blevins for more specifics and also will need an inter-local agreement. Blevins reported he will get back with the Commission.

At the request of Clinic Manager Diane Van Kirk, Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Van Kirk attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to accept the recommendation of the Hospital Board and terminate the employment of Kaz Turpen as employee of the LaCygne Clinic for cause. Delbert Cannon seconded the motion. The motion passed 2-0 with Commissioner Pemberton abstaining.

Dan Bauer and Don Roach discussed laying fiber optic in Linn County. Herb Pemberton motioned to add to the permit an order stating that Sprint United will dump and level at least 3 tons of rock in each occupied and presently graveled driveway that they place cable through. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Nutrition Director Marilyn Augur, Herb Pemberton motioned to give authorization for Auger and Ladean Kempinger to sign financial state reports for Linn County. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Augur, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and Augur attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The Commission reviewed an employee suggestion for the month of April that the Commission set an amount that would be allowed for in county bids to exceed out of county bids by a certain percentage and still be accepted by the county. No action taken on the suggestion.

The Clerk notified the Commission of a request for an appeal hearing for a code violation received from Roger Brooks Coons in Tanglewood Lakes. The Commission set the hearing date for this appeal at 10:00 a.m., Monday, June 4th in the Commission Room.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Tuesday, May 29th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 29, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk; Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission discussed putting a right-hand turn lane for east bound traffic on 2200 Road turning North onto Young Road. Herb Pemberton motioned for Larry Robinson to be the inspector on this turn off and List and Clark Construction will do the dirt work and the county will asphalt the 300' turn lane. Tom Foerschler seconded the motion. The motion passed 3-0. Robinson will contact Kirkham Michael as consulting engineer on the project.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People=s Mutual Telephone Company located on Ranson Road and to bore under the intersection of 2100 Road and Umphenour Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Jeremiah Randall as a temporary employee to mow in road district #3 at \$7.00 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Gary Wood, Sheridan Township Treasurer reported that Florine Norbury, Township Trustee passed away. At the recommendation by Wood, Delbert Cannon motioned to appoint Jeff Whitley to replace Norbury as Sheridan Township Trustee effective immediately. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Nutrition Director, Marilyn Augur, Tom Foerschler motioned to accept a grant of \$5,054.00 in additional funds from the East Central Area Agency on Aging to purchase needed equipment for the County. Herb Pemberton seconded the motion. The motion passed 3-0. These additional funds from the East Central Kansas Area Agency on Aging will be used to purchase needed equipment for the County. Herb Pemberton seconded the motion. The motion passed 3-0. These additional funds may require the nutrition budget to be extended.

At the request of Augur, Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Attorney and Augur attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Herb Pemberton motioned to hire Earnest Orr as part time employee as meal van driver at \$6.50 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Zoning Administrator Andy Mayhugh and Phillip Tearney, President, Continental Coal Company met to discuss a variance for mining closer to the county road. Tom Foerschler motioned to grant the variance requested at the intersection of Neil Road and 100 Road extending 2 miles North and 2 miles east from the intersection. Herb Pemberton seconded the motion. The motion passed 3-0. This is a variance to permit #1207.

Mayhugh presented lot split #102 requested by Brent and Lori Paddock. Delbert Cannon motioned to approve the lot split #102 as requested and to accept the grant of road right of way. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh and the Commission discussed the L.E.E.P. Grant. Tom Foerschler motioned to give tentative approval to apply for SFY2002 Grant. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Economic Development Director Dennis Arnold, Herb Pemberton motioned to pass Resolution #01-04 adopting the 1999 overall Economic Development Program of the S.E.K. Economic Development District. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-04:

Steve Thompson, County Appraiser reported he is wrapping up hearings on this year=s valuation notices. Thompson discussed the problem of classifying vacant properties and how they differ from Ag Properties. Thompson advised the Commission they may get some calls on the issue.

Rick Freeman, HMN Architect and Dave Artebery with George K. Baum and Company along with Sheriff Marvin Stites met to discuss a jail proposal, floor plans and financing options were discussed. The Commission asked for additional information from the Architect pertaining to the historical society approval for distance to the Courthouse.

Rod Bolinger and Mark Schuler discussed bids for repairing the roof on the 4-H Building. Bids received were from Ellis Construction Company, Pleasanton and Midwest Roofing Company, Fort Scott. After discussion, Tom Foerschler motioned to reject both bids and to publish bids to install a new roof. Herb Pemberton seconded the motion. The motion passed 3-0.

Don George, Wildlife and Parks Biologist presented the Commission with an article published on fishing in Linn County in the Field and Stream Magazine. No action taken.

The Commission reviewed a request from 6th Judicial District Community Services asking for match monies for a JAIBG Block Grant. Tom Foerschler motioned to tentatively approve matching funds for the JAIBG Grant. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a lease agreement with Garland Ginther to farm county owned land near the Transfer Station. Tuesdee Stark will prepare a contract for signature.

After reviewing the Blue Cross and Blue Shield renewal figures for employee health insurance beginning August 1, 2001, the Commission by consensus approved renewing the Blue Cross and Blue Shield Contract that is to be prepared by next weeks meeting for signatures.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m. Monday, June 4th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 4, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk; Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$60,246.26; Employee Benefit, \$32,114.45; Appraiser, \$7,758.48; Rural Fire District, \$4,835.83; Road & Bridge, \$28,374.76; Hospital Board, \$29,628.71; Crime Victim Assist., \$662.82; Elderly, \$7,153.92; Economic Dev. Grant, \$34,592.80.

The Commission approved the following add/abate/refund order numbers: 2071.

John Byington, Asphalt Foreman and the Commission discussed putting chip and seal on the Linn County Airport Runway. The Commission agreed to go ahead with the project.

The Commission and Byington also discussed chipping and sealing roads for the cities. It was decided that the county will only do streets in the cities as we have time after doing county roads.

Herb Pemberton motioned to approve a permit to bury water line requested by Linn County Rural Water District #1 located at 1700 Road and 69 Hwy. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Noxious Weed Director John Maloney, Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for five minutes to discuss a legal issue (possible litigation) with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Maloney attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Herb Pemberton motioned to recess from the Board of Commission meeting into an executive session to discuss a legal issue with the County Counselor concerning possible litigation for five minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

At 9:30 a.m. bids were opened for county bridge building. They received only one bid from Foote Construction. After discussion, Delbert Cannon motioned to accept the bid from Foote Construction to build bridges for Linn County during 2001 with the number of bridges to be determined. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of the bid:

Traffic Control Coordinator, Larry Robinson, presented a proposal from Kirkham Michael to design the right turn lane on 2200 Road at Young Road. Herb Pemberton motioned to approve the bid of Kirkham Michael in the amount of \$3,460.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pass Resolution #01-05 to appoint Steve Thompson as County Appraiser to a 4-year term effective July 1, 2001. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-05:

At the request of Rural Fire Coordinator, Bernard Streeter, Herb Pemberton motioned to approve \$650.00 for repair work on truck #923 at KC Springs, Kansas City, Missouri. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to pass Resolution #01-06 to declare a minimum maintenance road and to set a public hearing for 9:30 a.m., June 18th. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-06:

At 10:10 the Commission held an appeal hearing on a nuisance and dangerous buildings requested by Roger Brooks Coons. Coons spoke saying he does not feel the county should get involved in the issue. Also, stating that he has built a fence around his property so that nothing can be seen from the County Road.

Andy Mayhugh, Zoning Administrator presented pictures showing the area of concern. The County Counselor explained the action the Commission may take and asked Coon=s if he had anything to add. Coons stated that he hopes the Commission did not start another Ruby Ridge because the only way the Commission would get his aluminum cans is to pry them from his cold dead hands.

John Davis President of the Tanglewood Property Owners Association stated they have been trying to get Coons to clean up his property for years without any results. After some further discussion the Commission tabled the issue until next week.

Tobin Wright, 6th Judicial District Community Services discussed a J.A.I.B.G. Grant that requires a 10% match. After an explanation of how the grant will provide for juvenile services such as survival skills for juveniles, Tom Foerschler motioned to approve giving \$750.00 as Linn County=s portion of the matching funds. Delbert Cannon seconded the motion. The motion passed 3-0.

Janet Kerr, Motor Vehicle Clerk reported she fell on ice at the Mound City Medical Clinic and injured her leg that resulted in an operation. Kerr stated that Blue Cross and Blue Shield would not pay for Physical Therapy but would apply it to her deductible. The Commission reported they will want an answer to her appeal with Blue Cross and Blue Shield before making any decisions.

Mary Ann Callahan, Pleasanton Senior Building Board presented bids for floor carpeting at the Pleasanton Site. The Commission agreed that Derailed Commodity Carpet gave the low bid of \$6,343.17. But did not accept the bid because this was not in the budget and we may not have the funds.

Delbert Cannon motioned to have the dining room and handrail painted at the Pleasanton Senior Center by Randall Hardware for \$752.30. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission will look at the carpet issue later in the year if the money is

available.

Marilyn Augur, Nutrition Director reported that an air-conditioning unit at the Pleasanton Site has quit. The Commission asked Augur to get at least two bids for a new air-conditioning unit.

Herb Pemberton motioned to sign a Dietician Contract for next year with Eleanor Watson. Delbert Cannon seconded the motion. The motion passed 3-0.

Augur brought up the subject of letting civic organizations use Senior Sites free of charge for their meetings. After discussion the Commission reported they feel that nonprofit organizations can use the Senior Buildings free of charge for meetings and fund raisers. Augur will notify the Building Boards.

Larry Robinson reported that the calcium chloride has been put on gravel roads in the county. There was discussion about how much damage may have been done due to large amounts of rain received over the weekend.

Delbert Cannon motioned to appoint Gary Wood, Delma Wood, Sylvia Roy and Linda Deer to the Prescott Senior Citizens Building Board effective immediately. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, June 11, 2001. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 11, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$135,946.32; Appraiser, \$1,608.00; Rural Fire Dist., \$11,320.15; Road & Bridge, \$95,486.82; D.A.R.E., \$13.24; Hospital Board, \$18,214.92; Elderly, \$15,195.63; Economic Development Grant, \$666.65; Zoning L.E.P.P. Grant, \$793.65.

The Commission Chairman signed the following add/abate/refund order numbers 2072 - 2075.

Dennis Arnold, Economic Development Director reported the housing grant has to be applied for by July 1st. Tom Foerschler motioned to apply for the housing grant. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission and Arnold discussed mowing the Industrial Park. The Commission agreed to have the Road Department mow the Industrial Parks if not let out for haying.

Jerry Allison, Pleasanton complained to the Commission about the way the County grades roads. He feels the roads should be crowned and no gravel berm left on the side of the road. The Commission asked that road problems should be taken to the road foremen first before coming to the Commission.

Donnie Snow, Solid Waste Coordinator received permission to go out for bids for a used tire machine to separate rims from the tires at the Transfer Station.

At 9:30 a.m., bids were opened to purchase a new LN 8000 Ford 10 wheel truck. The only bid received was accepted from Merle Kelly Ford for \$54,442.00. Merle Kelly was also high bidder with their trade-in price of \$16,000.00 for the 1991 Ford Truck and \$1,000.00 for the 1974 truck that will be traded to them.

TNT Custom Coating bid \$3,675.00 for the 1991 Ford Truck and \$775.00 for the 1974 truck. The City of Mound City bid \$15,150.00 for the 1991 truck and Brad Aust bid \$4,000.00 for the 1991 Ford Truck. Knaphiede was the only bid received for bed, salt spreader and auger for a total of \$62,944.00.

The Commission asked Danny Morris to check bid specs and get back to the Commission at next weeks meeting.

The Commission discussed how well the calcium chloride put on county roads may have withstood the recent rains and the proposed minimum maintenance road to be decided at next weeks meeting. No action taken.

Marilyn Augur, Nutrition Director reported damage to the medical transportation van. The tires were punctured and windows were broke out. The cost for tires and glass is \$867.68. Damage was turned into the insurance company.

Two bids were opened for a new air conditioner at Pleasanton Senior Center. Bids received from Country Home Heating and Cooling were \$995.00 and from Peterson Heating and cooling \$1,895.00. Tom Foerschler motioned to accept the bid from Country Home Heating and Cooling for \$995.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Bernard Streeter, Rural Fire Coordinator presented a plan to trade the Pleasanton rescue truck for a pumper/rescue truck. Streeter stated that the present rescue truck is a one purpose vehicle and that the pumper rescue truck would be a multi purpose vehicle. Herb Pemberton motioned to tentatively approve for Streeter to trade the 2000 International rescue truck for the 1994 Freightliner pumper/rescue truck and to try and get the best trade possible. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed a report for the 2002 Linn County Conservation District Budget. Herb Pemberton motioned to tentatively approve \$25,000.00 for the 2002 Conservation District Budget. Delbert Cannon seconded the motion. The motion passed 3-0.

Brenda Taylor met with the Commission to discuss the intersection at 1375 Road and Nelson Lane. After discussion the Commission asked the Traffic Control Director to study the intersection and see if the road needs signage.

James Russell met with the Commission to discuss a road problem at 1650 Road and Maddox Lane. After discussion, Commissioner Foerschler reported he will meet with Road Foreman John Black at the road in question and will try to take care of the problem.

Bruce Freskee, National Wildlife and Parks Manager presented the Commission with a check in the amount of \$15,673.00 for in-lieu of taxes. Freskee also gave an update on the National Wildlife Refuge.

Tom Foerschler motioned to sign a farm lease agreement with Garland Ginther for land near the Transfer Station. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from The Board of Commission meeting into executive session for five minutes to discuss a legal issue with the County Counselor (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Andy Mayhugh, Zoning Administrator attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to stay the enforcement of the appeal to the nuisance and abatement act on Roger Coons until local lake property government and restrictions have been enforced. Delbert Cannon seconded the motion. The motion passed 3-0.

Andy Mayhugh presented two lot splits, number 103 and 104. Delbert Cannon motioned to allow lot split #103 and to accept the

accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept lot split #104 as requested by the Goodison family and to accept the accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

After discussing erosion problems in front of the Courthouse, Herb Pemberton motioned to purchase sod for the front embankment at the Courthouse at \$495.00. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission also asked the Clerk to get bids for repairing the broken curb along Main Street.

Delbert Cannon motioned to approve C.M.B. License requested by Mike Hazelbaker for P.D.Q. Inc., located at 21345 KS Hwy. 239. Herb Pemberton seconded the motion. The motion passed 2-0 with 1 abstention.

Tom Foerschler motioned to tentatively approve \$24,000.00 for the 2002 Historical Society Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to appoint Tom Foerschler as voting delegate to vote for the Kansas Representative to the Governing Board of the National Association of Counties. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Park Report for May 2001.

Herb Pemberton motioned to sign a renewal contract with Blue Cross and Blue Shield for employees health insurance from August 1, 2001 to July 31, 2002. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission chose the suggestion for the month of May from Lisa Kellstadt to replace the steps to the Courthouse sidewalk on Main Street that was removed when the new side walk was put in. She will receive the \$50.00 at next weeks meeting. The Commission asked the Clerk to get bids for replacing the steps.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, June 18th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 18, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk; Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$59,359.38; Employee Benefit, \$27,276.93; Appraiser, \$7,903.17; Rural Fire, \$3,289.87; Road & Bridge, \$29,079.88; Hospital Board, \$23,588.19; Crime Victim Assist., \$819.84; Elderly, \$7,116.93.

Bid specs were reviewed for the new dump truck and bed. It was discussed that a bid for the bed had been sent to the Road Shop 3rd District on the 8th of June from Kansas Truck and did not reach the Commission meeting and was not opened last Monday. The Commission decided to review the bid before making a decision.

Herb Pemberton motioned to purchase a new LN 8000 dump truck from Merle Kelley Ford and trade-in a 1974 truck for \$1000.00 and a 1991 truck for \$16,000 for a total trade difference of \$37,442.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase the bed, spreader and augur from Knapheide Truck Equipment for a total of \$27,449.00 installed. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission noted that the bid from Kansas Truck was \$474.00 cheaper but the truck would have to be taken to Wichita instead of K.C. to have the bed installed.

Tom Foerschler motioned to allow Donnie Snow to purchase a tire machine from Tech Inc., Lenexa for \$500.00 if he feels it is a good machine. Herb Pemberton seconded the motion. The motion passed 3-0.

Diane Van Kirk, Clinic Manager reported that Rebecca Patience, receptionist had quit and she is looking for a replacement. The position has been posted to county employees. The Commission agreed that the position will be a forty hour per week position.

The Commission agreed to allow the Hospital Board to hire outside the county to come in and shred old clinic records that need to be destroyed for approximately \$750.00.

The County Counselor is to prepare a delinquent letter for the Clinic=s over due accounts.

Tom Foerschler motioned to approve a permit to bury cable requested by Sprint United located at East 575 Road and Ogden Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Tim Striegel as a temporary employee to mow in Road District #2 at \$7.00 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

At 9:30 a.m. the Commission held a public hearing to declare a minimum maintenance road on 1800 Road West of Trego Road. Fred Shelton who farms in the area spoke against declaring this as minimum maintenance road because he would not be able to get to ground he farms for Wildlife and Parks.

Herb Pemberton motioned to declare 1800 Road for 1/4 mile West of Trego Road a minimum maintenance road. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission agreed to try to keep the road passable for Mr. Shelton to get into his field.

After receiving the study done by Traffic Control Director Larry Robinson at 1375 Road and Nelson Road. The Commission asked Road Foreman John Black to trim the trees at this curve, although the study states that no signage is necessary.

At the request of Andy Mayhugh, Zoning Administrator, Tom Foerschler motioned to approve the 2002 LEPP Budget in the amount of \$8,385.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Road Foreman, John Black reported he had met with Craw-Kan representatives and feels they have straightened out the problem with permits to bury telephone cable.

Tom Foerschler motioned to hire Scott Freidline as full time jailer at \$9.34 per hour. Herb Pemberton seconded the motion. The motion passed 3-0. Freidline will be on six month probation and will take a pre-employment physical.

Pam Cannon and Ann Brown, Mapping Department presented the Commission with a new map of road name changes for Tanglewood Lakes and for Sugar Valley Lakes.

Tom Foerschler motioned to accept the maps for Tanglewood and Sugar Valley Lakes with road name changes and to file the maps with Register of Deeds. Delbert Cannon seconded the motion. The motion passed 3-0. The maps are filed in hanging plat 126 side one for Sugar Valley Lakes and hanging plat 126 side two for Tanglewood Lakes.

Mark Schuler and Rod Bollinger presented bids to replace the roof on the 4-H Building. Bids were received from Cope Construction Company \$22,000; Ellis Construction Company \$17,875.00; Double K Construction \$10,000.00 and DC and Sons Construction \$12,800.00. Herb Pemberton motioned to accept the low bid of \$10,000.00 from Double K Construction subject to proof of insurance. Tom Foerschler seconded the motion. The motion passed 2-0. Commissioner Cannon abstained.

The Commission received a check from Highlands Insurance Company as dividend on the County=s Work Comp Policy #WC070843309 in the amount of \$3,267.67.

The Commission set July 9th at 1:00 p.m. for the fence view between Wolfinger and Nation. This fence view had been cancelled due to wet weather.

The Commission advised that a 3% pay increase be put in the initial budget by county department heads and the Commission will look at the final budget before any decision is made on raises.

Lisa Kellstadt was presented \$50.00 for employee suggestion for the month of May. The suggestion was to put the west steps back in front of the Courthouse.

Herb Pemberton motioned to tentatively approve \$86,300.00 for the Juvenile Detention 2002 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve \$65,730.00 for the Jr. College 2002 Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve \$58,575.00 for the Commissioners 2002 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve \$327,013 for Windfall in the 2002 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve and sign the changes to the county=s E.A.P. Policy and to distribute changes to all county employees.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, June 25th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 25, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk, Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United located at Harkness Road and West 250 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve a permit to bury water line located at East 1100 Road 1 mile east of 69 Highway, requested by Rural Water District #2. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by C & B Associates located in Sections 21 & 16, Township 21S, Range 25 East.

Herb Pemberton motioned to approve a permit to bury telephone cable located in Section 22, Township 19 South, Range 24 East requested by People's Mutual Telephone Company. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve the 2002 Noxious Weed Budget for \$85,019.00. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of John Byington, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Byington attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

As a result of the executive session, Herb Pemberton motioned to give John Byington a 3% longevity pay raise for five years. That was not given when he changed positions last year. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue with the County Counselor (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session Tom Foerschler motioned that due to irregularities in the bidding procedure for the new roof on the 4-H Building that Linn County rejects all bids and that they will rebid the project. Herb Pemberton seconded the motion. The motion passed 3-0.

Nels Modeen and Amy Fletcher with Sugar Valley Lakes met with the Commission to discuss the possibility of some help from the county with gravel for roads, etc. After discussion the Commission reported they would like to work with Sugar Valley but are limited as to what they can do since Sugar Valley Lakes Property is all private property.

Herb Pemberton motioned to sign a contract agreement with Foote Construction to replace bridges in Linn County during the remainder of the year. Tom Foerschler seconded the motion. The motion passed 3-0.

Bids were opened to replace broken curbs and replace steps in front of the courthouse. Bids received from Foote Construction for \$2,897.00 and Nation Construction Company for \$3,286.00. Herb Pemberton motioned to accept the combined bids from Foote Construction for \$2,897.00 providing that Foote Construction will guarantee completion by August 1st. Tom Foerschler seconded the motion. The motion passed 3-0.

Roger and Linda Holt, Linn County Ambulance met with the Commission to discuss the ambulance 2002 Budget. Tom Foerschler motioned to tentatively approve \$241,000.00 for the 2002 Linn County Ambulance Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Register of Deeds, Sharon Barnes presented her 2002 Budget. Herb Pemberton motioned to tentatively approve \$74,370.00 for the Register of Deeds 2002 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Robert Chase, Executive Director SEK Mental Health and Alan Hauser, Rod Harper and Charlene Sims presented the proposed 2002 Budget. After discussion Herb Pemberton motioned to tentatively approve \$76,000.00 for the 2002 SEK Mental Health Budget. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to allow Park Director Bruce Holt to fence the park trash dumpster due to state law. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve \$246,000.00 for the Park 2002 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission Chairman signed the 2002 L.E.P.P. Agreement. Steve Thompson, County Appraiser discussed county valuation with the Commission. This year's county valuation is up but utility values are down. There will only be a small increase in total county valuation.

Thompson and the Commission also discussed the county sales ratio study from Property Valuation Department and found that Linn County is in compliance.

Tom Foerschler motioned to tentatively approve the following 2002 county budgets: E.M.S. \$11,200.00, Clerk \$119,540.00; Counselor \$26,040.00; Courthouse, \$276,240.00; Election \$43,000.00; Special Building \$85,500.00; Contingency, \$532,847.00; Employee Benefit, \$1,387,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

All 3 Commissioners reported they plan to attend the July 19th SEK County Officials Meeting in Labette County.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, July 2nd. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 2, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays: General, \$60,056.24; Employee Benefit, \$48,558.83; Appraiser, \$7,887.08; Rural Fire, \$4,895.83; Road & Bridge, \$30,420.59; Hospital Board, \$25,389.64; Crime Victim Assist., \$662.82; Elderly, \$6,654.32.

The Commission Chairman signed the following add/abate/refund Orders: #2076 - 2079.

At the request of Solid Waste Coordinator Donnie Snow, Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, Snow and Harry Wisdom attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Commissioner Foerschler stated that Donnie Snow has requested that he be transferred back to his old position as equipment operator in Road District 3 and the Commission has agreed to move him back.

Herb Pemberton motioned to post the position of Solid Waste Coordinator to County Employees for five days and to publish an ad in the newspaper if necessary. Tom Foerschler seconded the motion. The motion passed 3-0. The position will be posted at \$11.76 per hour with no experience.

Delbert Cannon motioned to tentatively approve the 2002 Solid Waste Budget in the amount of \$317,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave Harry Wisdom permission to check into putting a diesel tank at the road shop. The tank would be a used one that Road District 2 has.

Commissioner Foerschler reported that Mound City Cemetery District would like to have the county haul some dirt for the Cemetery District. The Commission tentatively agreed to haul the dirt late this summer.

The Commission agreed for John Maloney, Noxious Weed Director to get a cell phone for his Department.

Tom Foerschler motioned to tentatively approve the County Attorney 2002 Budget in the amount of \$168,235.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve the Elderly Fund 2002 Budget in the amount of \$333,137.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the Economic Development Fund 2002 Budget in the amount of \$172,788.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to put a new line item in the general fund to be called C.O.P. Fund and Budget for 2002 in the amount of \$180,300.00. Herb Pemberton seconded the motion. The motion passed 3-0. This was formerly in the Economic Development Budget.

Herb Pemberton motioned to tentatively approve the Custodian 2002 Budget in the amount of \$62,568.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to sign a letter to be sent to all department heads concerning future bidding procedures. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to sign a contract with Foote Construction Company to replace curb and put in new steps in front of the Courthouse. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the Extension Council 2002 Budget in the amount of \$103,120.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the 4-H Building Budget in the amount of \$9,000.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to add extra telephone line for the E-911 so that Sprint can trouble shoot the Rescue Star System from their office at a cost of \$50.00 installation fee and \$24.00 per month. Tom Foerschler seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites reported the county has approved for the S.R.O. Grant in the amount of \$52,793.30 with \$22,625.00 matching local funds from U.S.D. 344, 346 and 362. The Commission asked Stites to get the program started as soon as possible.

Zoning Administrator, Andy Mayhugh presented a request for C.U.P. #05167 for the rock quarry requested by Melvin and David Nation. The Planning Commission has approved this C.U.P. with stipulations. Delbert Cannon motioned to accept the recommendations of the Planning Commission and approve CUP #050167. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh presented a rezoning change from Ag to Residential for splitting off a 3-acre lot requested by David and Rosanne Jackson. Tom Foerschler motioned to approve rezoning change case # Z0501164 as applied for. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve subdivision Platt #14 as approved by the Planning Commission and to accept road and utility

easement for Platt #14 requested by Judy Tinker and family. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission did a fact finding on the annexation of the Industrial Park south of Pleasanton. Herb Pemberton motioned that the annexation by the City of Pleasanton will not hinder the growth of the area on any other city. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase 50 acres of property from Marty Read to hold in escrow for K.D.O.T. to be purchase for the Mine Creek Battlefield property in the amount of \$56,626.09. This amount will be reimbursed to the county from the state. Herb Pemberton seconded the motion. The motion passed 3-0.

John Teagarden, Clint Jaeger, Janet Kleweno and Diane Van Kirk presented the 2002 Hospital Board Fund Budget. After discussion, Tom Foerschler motioned to tentatively approve \$1,095,325.00 for the 2002 Hospital Board Budget with \$92,875.00 from cash carry over to be transferred to the County General Contingency Fund by the end of this year. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned for the Commission Chairman to sign a purchase agreement with Allen and Stormy Cowin in the amount of \$45,000.00 less prorated taxes to purchase property located on lots 1-4, Block 13, Mound City, Kansas. The sale will be closed as soon as parties can find a mutual closing date. Tom Foerschler seconded the motion. The motion passed 3-0. The funds for this purchase is to come from the General Fund Contingency.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, July 9th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 9, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$159,349.11; Appraiser, \$1,312.87; Rural Fire, \$6,968.52; Road & Bridge, \$146,844.41; Hospital Board, \$13,520.79; Special Alcohol, \$1,028.83; Elderly, \$11,843.17; Economic Development Grant, \$685.25; Zoning LEPP Grant, \$84.90; Special Park & Recreation, \$1,800.00.

After discussion the Commission agreed to set John Byington=s pay at \$11.61 per hour that is pay range 13-L. The 3% the Commission agreed to give Byington two weeks ago did not hit a pay range and step.

Tom Foerschler motioned to tentatively approve the Road & Bridge Fund 2000 Budget in the amount of \$2,031,085.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to accept a proposal from Kirkham Michael to establish no passing lanes from 69 Highway east to the Missouri state line on 2200 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Noxious Weed Director John Maloney reported he had encountered problems last week from residents not wanting him to spray Johnson grass in road ditches. The Commission advised Maloney that the next time someone tries to interfere to call the Sheriff and let him handle the situation.

Tom Foerschler motioned to tentatively approve the Rural Fire Fund Budget for 2002 for \$352,700.00 and the 2002 Emergency Preparedness Budget for \$7,700.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the Planning and Zoning 2002 Budget for \$45,400.00. Delbert Cannon seconded the motion. The motion passed 3-0.

The Sheriff and Commission discussed the S.R.O. Grants that have been approved. The Sheriff reported that the School District should be the ones paying the bills and that the State would reimburse the School District. Also, the School District would provide a Project Director and a Physical Officer. Stites is to talk to the School District.

Herb Pemberton motioned to tentatively approve \$1,019,721.00 for the Sheriff 2002 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve the 2002 District Court Budget for \$220,500.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve the 2002 Appraiser Budget for \$256,000.00. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission approved the following Township Budgets for 2002 as requested by the Township Officers. Mound City, Blue Mound, Sheridan, Valley, Lincoln, Potosi and Paris.

Tom Foerschler motioned to tentatively approve the Treasurer 2002 Budget for \$146,913.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve Emergency Vehicle Permit for John Waldmer as Mound City Reserve Police Officer. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the 2002 Fair Premiums for \$10,600.00 and the 2002 Fair Building Budget for \$3,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the June 12, 2001 minutes of the SEK Mental Health Center Governing Board.

The Commission Chairman signed an audit letter to Diehl, Banwart, Bolton, Jarred and Bledsoe concerning the 2000 County Audit.

With nothing further on the agenda, Herb Pemberton motioned to recess from the Commission Meeting until 1:00 p.m. to meet as fence viewers as requested by Bill Wolfinger. Delbert Cannon seconded the motion. The motion passed 3-0.

At 1:00 p.m. the Commission met at 14625 County Road 1095 as fence viewers to view the property fence line between John Wolfinger and Dorothy I. Nation. The three Commissioners, County Clerk, County Counselor, Undersheriff Jeff Staton and Bill Wolfinger were in attendance. Dorothy Nation did not have a representative present.

The Commission walked the approximately 3/4 mile fence line to the west, finding that the majority of the fence is a legal fence and would need only minimum repair. The water gaps present the largest problem and these areas are where the fence is in need of repair.

After making the fence view the Commission stated they will take the findings under advisement for one week and will make their decision at next weeks meeting.

At the conclusion of the fence view Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, July 16th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 16, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk and Gary Thompson County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$59,318.46; Employee Benefit, \$54,597.65; Appraiser, \$7,835.10; Rural Fire, \$2,362.95; Road & Bridge, \$29,915.14; Hospital Board, \$20,410.11; Crime Victim, \$662.82; Elderly, \$6,553.12; Economic Development, \$52,777.23.

Donnie Snow and Ray Miller reported on a Hazardous Waste Grant. Tom Foerschler motioned to apply for the K.D.H.E. Household Hazardous Waste Grant with Linn Counties portion to be \$5,160.00 with \$4,360.00 to be in-kind labor and \$800.00 to be cash match. Delbert Cannon seconded the motion. The motion passed 3-0.

Ray Miller invited the Commission to a Lake Region Meeting Tuesday, July 17th in the Commission Room.

Herb Pemberton motioned to approve a permit to bury water line requested by R.W.D. #3 located east of 1095 Road on 1850 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the Linn County Annual Noxious Weed Management Report for 2002. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to attach a tax lien to the property of Linda Jackson for the spraying of noxious weeds on 195 acres in the amount of \$3,135.22 that the property owner has failed to pay. Herb Pemberton seconded the motion. The motion passed 3-0. The following is the legal description of the property they will attach to the lien:

Delbert Cannon motioned to approve for the Noxious Weed Director John Maloney to attend the 4-State Farm Show July 22nd. Herb Pemberton seconded the motion. The motion passed 3-0.

Jim Harris, new representative with Barry Tractor introduced himself to the Commission and stated he looked forward to doing business with Linn County.

Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for ten minutes to discuss a personnel issue related to a non-elected employee (Solid Waste Coordinator Position). Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, and Donnie Snow attended the executive session.

Delbert Cannon motioned to adjourn the executive session and recess the Board of Commission Meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken.

At the request of Nutrition Director, Marilyn Augur, Herb Pemberton motioned to purchase a grease trap from Randall Hardware for \$558.00 and \$220.00 to Ron Hoffman for installation at the Pleasanton Senior Center. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Fire Coordinator Bernard Streeter, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non-elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, and Streeter attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the County Counselor (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Streeter attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

At the request of Linn County Treasurer, Ellie Davey, Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the County Counselor (possible litigation) Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Ellie Davey attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

Davey presented the Commission with the interest report through June 01. Total interest earned is \$175,480.62.

The Commission opened bids to replace the roof on the 4-H Building. The only bid received was from Double K Construction. The bid was for \$13,500.00 using twenty-six gage pro panel instead of a standing seam roof. Delbert Cannon motioned to accept the bid from Double K Construction for \$13,500.00 using pro panel. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave approval for Sheriff Stites to hire George Jackson as part-time jailer/transportation officer at \$8.00 per hour.

Tom Foerschler motioned to approve for the County Appraiser to purchase an I.B.M. Laptop Computer from Global Computer Supplies for \$1,679.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At the Appraisers request, Herb Pemberton motioned to purchase a dish from Best Buy for \$150.00 and for Internet Direct P.C. Internet Service at \$39.95 per month. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved for Larry Robinson, Traffic Control to purchase a new I.B.M. laptop from Global Computer at \$1,679.00.

Larry Robinson presented prices for T posts bids received were D.C. Wholesale \$7.63 each, Marcon Inc. \$6.57 each and Welborn Sales at \$6.55 each. Herb Pemberton motioned to purchase the posts from Welborn Sales at \$6.55 each. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission meeting for ten minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Diane Van Kirk, Clinic Manager attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. As a result of the executive session.

Delbert Cannon motioned to hire Corina Fountain as clinic receptionist at \$7.93 per hour. Tom Foerschler seconded the motion. The motion passed 3-0. Fountain will take a pre employment physical and will be on the normal 6-month probation. This will be a 40-hour week position.

Charlie Blevins, landowner, reported that someone had dumped thistle seed on his property. Also, Blevins complained of a dog problem. The Commission reported that Noxious Weed Department would help with the thistle problem.

The Commission reviewed the 2002 Budget with Auditor Terry Sercer. After discussion, Delbert Cannon motioned to cut two Deputies and two cars from the Sheriff=s Budget. The motion died for lack of a second. Tom Foerschler discussed possibly adding one additional Deputy and one new car. Delbert Cannon motioned to cut two new patrol cars from the Sheriff=s Budget and one new officer he planed to hire next year. Cutting a total of \$74,000.00 from the Sheriff= Budget that had been approved. Herb Pemberton seconded the motion. The motion passed 3-0.

After further discussion on the 2002 Budget, Herb Pemberton motioned to publish the hearing for the county budget at 10:00 a.m., August 13th. With the total tax dollars needed to fund the budget at \$5,106,514 and estimated levy of 33.686 mills. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to publish Hospital Board Budget Hearing at 10:00 a.m. August 13th with total tax dollars needed at \$333,500.00 with estimated levy at 2.628 mills. Herb Pemberton seconded the motion. The motion passed 3-0.

Reviewing a request for a fence view requested by Robert Markley, Tom Foerschler motioned to set the Markley and Wilbur New fence view at 2:00 p.m., Monday, July 23rd. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase 110 grave markers for veterans at \$2,300.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pay SEK Inc. membership of \$1,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a challenge grant of \$750.00 to LaCygne for A.D.A. work at LaCygne Park. Tom Foerschler seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, July 23rd. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 23, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$6,533.55; Hospital Board, \$1,984.14; Economic Development, \$26,816.00.

The Commission Chairman signed the following add/abate/refund order numbers: 2080-2082.

John Byington, Assistant Road Foreman and the Commission discussed a 950 Cat Loader that has engine problems. The Commission asked Byington to get more estimates after reviewing one estimate of \$7,000.00.

The Commission discussed helping the cities in the county with chip and seal and overlay. The Commission reported they need to set some guidelines for this type work.

Herb Pemberton motioned to hire Donald George Jr. as part time fire fighter at the Prescott Station. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Craw-Kan Telephone Company located in Section 9 & 10, Township 23 South, Range 24 East. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for twenty minutes to discuss a personnel issue (interview candidates for Solid Waste Coordinator Position). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Donnie Snow, Joe Maloney and Ed Fleming attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Snow attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Ed Fleming, Joe Maloney and Snow attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to transfer Ed Fleming to Solid Waste Coordinator position at \$11.76 per hour effective July 30, 2001. Donnie Snow will stay at the Transfer Station until August 6, 2001. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase a transmission jack from Midwest Tool Supply for \$1300.00. Tom Foerschler seconded the motion. The motion passed 3-0. The jack will be shared by District 2 and 3.

Zoning Administrator, Andy Mayhugh presented four lot splits 105-108. After review Tom Foerschler motioned to approve lot splits 105-108 and to accept the accompanying road easements. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to sign an application for federal funding for the Centerville sewer project grant in the amount of \$545,333.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to postpone the fence view between Robert Markley and Wilbur New from 2:00 p.m. this afternoon until 8:00 a.m., Tuesday July 24, 2001. Herb Pemberton seconded the motion. The motion passed 3-0.

Tobin Wright, 6th Judicial District Community Service Director, presented a D.O.C. fiscal year 2002 Budget for approval. Tom Foerschler motioned to approve the fiscal year 2002 D.O.C. Budget in the amount of \$304,748.12. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to pass resolution 01-07, 01-08, and 01-09 stating that Linn County, Linn County Rural Fire District #1 and Linn County Hospital Board 2002 will require a tax increase over 2001 budgets. Tom Foerschler seconded the motion. The motion passed 3-0. Following are copies of these resolutions:

The Commission reviewed and approved the 2002 township budgets for Stanton, Scott, Liberty and Centerville Townships.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue with the County Counselor (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, County Counselor and Clerk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Tom Foerschler motioned that the decision on the fence view between Wolfinger and Nation is that both parties are to fix their half of the fence. Their half being the half to the right half when standing on their property facing the fence. However, both parties are to share 50/50 on the repair on the water gap in the creek area. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission directed the County Counselor to prepare a letter for both parties stating the finding of the Commission.

With nothing further on the agenda, Tom Foerschler motioned to adjourn. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 24, 2002

The Board of Linn County Commission met as fence viewers at the request of Robert Markley to view the partition fences between Markley and property owned by Wilbur New and Janet Keating. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk, Sheriff Marvin Stites, Robert Markley and Wilbur New.

After driving the 1/4 mile east and west fence and the 1/4 mile north and south fence and discussions with Markley and New, the Commission stated that each property owner should be responsible for maintenance in equal shares for their half of the fence viewed. Each property owner standing on their own property and facing the fence will be responsible for the fence to their right.

The Commission reported they will have the County Counselor prepare a written statement concerning this fence view to be sent to each property owner.

Herb Pemberton motioned to adjourn as fence viewers. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 30, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk, Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting and the July 24th minutes of the Markley/New fence view. Delbert Cannon seconded the motion. The motion passed 2-0.

The Commission approved the following pays/special pays: General, \$63,072.68; Employee Benefit, \$55,620.12; Appraiser, \$7,950.91; Rural Fire, \$4,195.83; Road & Bridge, \$30,616.86; Hospital Board, \$22,098.00; Crime Victim Ass=t., \$662.82; Elderly, \$7,699.61.

The Commission Chairman signed the following add/abate refund order numbers: 2083-2095.

The Commission reviewed the minutes of the June 26th meeting and the agenda for the July 31st meeting of the S.E.K. Multi County Health Board. No action taken.

The Commission reviewed the minutes of the June 18th meeting of the SEK Mental Health Center Board. No action taken.

The Commission approved for Road Foreman, John Black, to purchase a new radio from Western Communications, Butler, Missouri, at approximately \$600.00, half to be paid from road and half to be paid from the Fire Department Budget.

Delbert Cannon motioned to approve two permits to bury telephone cable requested by Sprint United located at 407th Road east of 1077 Road and 2400 Road east of 7th Highway. Herb Pemberton seconded the motion. The motion passed 2-0.

Delbert Cannon motioned to approve (5) permits to bury telephone cable requested by People=s Telecommunications Company, one located on Querry Road west at 2300 Road, one located on Showalter Road at east 2100 Road at east 2150 Road. One located on 1850 Road going east. One at 1095/1650 Road going east and one at Ullery Road/east on 2400 Road. Herb Pemberton seconded the motion. The motion passed 2-0.

Delbert Cannon motioned to appoint Ed Fleming as the delegate to the Lake Region RC&D to replace Donnie Snow. Herb Pemberton seconded the motion. The motion passed 2-0.

At the request of Tuesdee Stark, Delbert Cannon motioned to purchase a new hard drive from Advantage Computer for approximately \$1,000.00 plus \$229.00 for Microsoft Office. Herb Pemberton seconded the motion. The motion passed 2-0.

The County opened bids for the county=s propane usage from August 1, 2001 to July 31, 2002. Bids received were from Ferrellgas for .78 cents per gallon and United Coop for .78 cents per gallon. After discussing the tie bids the Commission asked to call both bidders and see if we split the contract if they would keep the same price. Ferrellgas reported they would split the contract and keep the same price. United Coop stated they felt they needed the whole contract to keep the same price. Delbert Cannon motioned to give the contract for propane to Ferrellgas at .78 cents per gallon. Herb Pemberton seconded the motion. The motion passed 2-0.

At the request of Sheriff Marvin Stites, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Delbert Cannon seconded the motion. The motion passed 2-0. The Commission, Sheriff and Clerk attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 2-0.

As a result of the executive session, to save on personnel costs, Delbert Cannon motioned to purchase surveillance equipment up to \$8,000 from the Law Enforcement Trust Fund. Herb Pemberton seconded the motion. The motion passed 2-0.

The Commission read a letter from K.O. Williamson stating that the mowing the county did in their area is the best ever and thanked the county for a job well done.

The Commission instructed the County Counselor to prepare a letter to Robert Markley and Wilbur New stating that each party will be responsible for maintaining their half of the fence evenly and to send a bill to New for \$11.25 which is half the cost of the fence view.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, August 6th. Herb Pemberton seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

August 6, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; and Don Proffitt, County Clerk.

Tom Foerschler motioned to approve the minutes of the last regular meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

Ed Fleming, Solid Waste Coordinator, reported part time employee Alan Holmes is quitting. The Commission gave approval for Fleming to advertise for a part time employee and also for a full time position that is open due to Fleming=s promotion.

John Byington, Assist. Road Foreman, reported on prices to have the engine repaired in a 950 Cat. Loader. Tom Foerschler motioned to have Heavy Equipment Service, Olathe, KS repair the engine at a cost of \$5,416.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to have Kirkham Michael do the staking for the road project at 2200 & Young Road for \$875.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission agreed for Danny Morris to hire a Track Hoe to remove trees near a bridge the County is replacing from Brad Aust at \$90.00 per hour.

Tom Foerschler motioned to approve permit to bury telephone cable requested by Sprint United located on 1700 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Bruce Jeffers as full time Dispatcher at \$9.11 per hour. Delbert Cannon seconded the motion. The motion passed 3-0. Jeffers must take a pre-employment physical and will be on the normal 6 month probation.

At the request of Sheriff Stites, Tom Foerschler motioned to purchase a replacement Lap Top Computer from Advantage Computer, Iola for \$1,400.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commissioners meeting into executive session for 5 minutes to discuss a personnel issue related to a non-elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Fire Coordinator Bernard Streeter attended the executive session.

Delbert Cannon , motioned to adjourn the executive session and reconvene the Board of Commissioners meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Ellie Davey, Treasurer and Steve Thompson, Appraiser met to discuss the need to either repair the old burster at \$3,400.00 or to purchase a new burster at \$6,100.00 with trade. Tom Foerschler motioned to purchase a new burster from the Hydeman Co. For \$6,100.00 with trade and a decollator for \$2,100.00. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Economic Development Director, Dennis Arnold, Herb Pemberton motioned to recess from the Board of Commissioners meeting into executive session for 15 minutes to discuss confidential data relating to financial affairs or trade secrets of a corporation, partnership, trust and individual proprietorship. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and Arnold attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commissioners meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken.

The new jail proposal was discussed. All 3 Commissioners gave their opinions and then Delbert Cannon motioned to drop the present plan for a new jail. There is no good way to put it on the present Court House block and the construction cost of 5 to 6 million dollars is unacceptable. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 AM Monday, Aug. 13th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

August 13, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk; Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$275,265.03; Employee Benefits, \$41,076.30; Appraiser, \$12,662.35; Rural Fire, \$6,538.48; Road & Bridge, \$135,160.25; Law Enforcement, \$33.90; Hospital Board, \$53,742.05; Crime Victim Assist, \$662.82; Elderly, \$12,853.00; Economic Development, \$34,692.40.

Herb Pemberton motioned to allow Harry Wisdom to purchase 6 - 1000 X 20 truck tires from Cross Midwest. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Canon motioned to allow John Black to purchase 4 - 1400 X 24 road grader tires from the lowest bidder. Herb Pemberton seconded the motion. The motion passed 3-0.

The three road districts were given the ok to have the First Aid kits updated in county vehicles.

Herb Pemberton motioned to approve for Bernard Streeter, Fire Coordinator and three other fire fighters to attend a two-week fire training course in Hutchinson. Delbert Cannon seconded the motion. The motion passed 3-0. The three other fire fighters to attend are Jason Webber, Luke Coyer and Travis Larson.

Herb Pemberton motioned to correct the pay of George Jackson, part-time jailer to \$8.50 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Park Report through July.

County Treasurer, Ellie Davey reported that the burster and decollator will cost \$6,675.00 instead of the \$8,200.00 that was approved.

The Clerk advised the Commission of a Federal Emergency Management Agency meeting for a flood insurance study for Linn County at 2:30 p.m., August 14th at the Courthouse Annex.

A Road complaint was discussed on 1400 Road between Faucet Road and Flint Road. Commissioner Foerschler reported he will look into the complaint.

Richard Wilson asked the Commission about the county bidding procedures and control of county property and purchase of supplies for county use. Several issues were discussed throughly.

At 10:20 a.m. the Commission took a five minute break.

At 10:35 the Commission held the 2002 Budget Hearing for the Linn County Budget, approximately thirty-five people were in attendance. The County Auditor explained the generally accepted accounting principles. After lengthy debate, Tom Foerschler motioned to approve the Linn County 2002 Budget as published. Herb Pemberton seconded the motion. After discussion the motion passed 3-0.

Following the Linn County Budget Hearing the Linn County Hospital Board Budget Hearing began. Several questions were asked of the Linn County Hospital Board, Board Chairman John Teagarden and others tried to answer their questions. Delbert Cannon motioned to approve the Linn County Hospital Board Budget as published. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve the 2002 Rural Fire District #1 Budget as published. Tom Foerschler seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, August 21. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

August 20, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of County Attorney John Sutherland, Herb Pemberton motioned to hire Tom Wolfinger as part time office employee at \$6.50 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Sheriff Stites reported that only one certified law enforcement officer has been hired for S.R.O. Officer. The only other certified officer declined the position. Stites will re-advertise for the opening.

Tom Foerschler motioned to have Road Foreman District #3 Foreman to get prices and purchase tires from the low bidder for R12 X 22.5, 11 X 22.5 and 14 X 2400 tires. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve a permit to bury fiber optic cable located at 850 and Vernon Road, requested by C & B Associates. Tom Foerschler seconded the motion. The motion passed 3-0.

Fire Coordinator, Bernard Streeter and the Commission discussed job titles for Station Chiefs and Assistant Fire Chiefs. The County Counselor stated that rules for replacing these positions due to resignation, etc. should be included. The Commission asked Streeter to make these additions and bring them back to the Commission for approval.

After discussion, the Commission agreed that both the Fire Board and the Coordinator would report to the Commissioners, with the Fire Board setting policy and making decisions regarding equipment purchase, and the Coordinator and the Board would work closely together to make recommendations to the Commissioners. They agreed that the board, which is composed of the fire chiefs from each fire department, would not be responsible for directing the activities of the coordinator.

Road District #2 Foreman John Black reported the county has been billed for a utility pole that had rotted off prior to being bumped by a piece of county equipment. The Commission asked Black to explain the problem to Heartland Electric and protest paying the bill.

Delbert Cannon motioned to have Merle Kelley Ford repair the engine on Unit #309 in District 3 due to the fact that the county does not have the proper tools. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of County Appraiser, Steve Thompson, Tom Foerschler motioned to recess from the Board of Commission meeting for fifteen minutes to discuss a legal issue with the County Counselor, (possible litigation). Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Appraiser, and County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

At 10:35 the Commission took a fifteen minute break.

Thompson presented the Commission with a letter from the Department of Revenue stating that Linn County is in substantial compliance for 2001.

At the request of Marilyn Augur, Nutrition Director, Herb Pemberton motioned to hire Dorothy Holloman as the Centerville Site Manager at Centerville Nutrition Center at \$6.50 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Tobin Wright, Corrections Service Director presented and explained the Juvenile Justice Authority funding request of 2002. Tom Foerschler motioned to approve the 2002 J.J.A. Budget as requested. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission signed a letter to Wilbur New and Janet Keating in reference to a July 9th fence view between Robert Markley and the New property. The letter ordered New to repair his half of the fence and to reimburse the County for \$11.25 which is half of the cost of the fence view.

Herb Pemberton motioned to amend the April 16, 2001 minutes as follows: to change the motion to approve \$4,574.83 for the Lake Region RC&D Budget to read (motion to approve \$4,574.83 for the Lake Region Solid Waste Authority Budget). Tom Foerschler seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until Monday, August 27th at 9:00 a.m. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

August 27, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$25.00; Road & Bridge, \$7,442.00; Special Machinery, \$30,000.00.

Tom Foerschler motioned to move the September 3rd commission meeting to September 4th due to the fact that the 3rd is a county holiday and all county offices will be closed. Herb Pemberton seconded the motion. The motion passed 3-0.

After a discussion with Road District Foreman Danny Morris about an extended warranty, Herb Pemberton motioned to get a 2-year extended warranty on the new 2002 ten wheel dump truck on the transmission from Allison's Transmissions for approximately \$800.00. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission tabled a permit to bury telephone cable requested by Sprint United located on 2300 Road, until Danny Morris gets back with Sprint for more information.

Herb Pemberton motioned to hire Andrew Alcorn for the full time position at the transfer station at \$9.17 per hour. Delbert Cannon seconded the motion. The motion passed 3-0. Alcorn must take a pre employment physical and will be on standard six month probation.

Tom Foerschler motioned to send Unit 307 to Merle Kelley Ford for engine repair. Delbert Cannon seconded the motion. The motion passed 3-0. The cost will be \$1300.00 plus needed parts.

The Commission opened tire bids. Bids received from Cross Midwest and M & K Service. Herb Pemberton motioned to accept the low bid from M & K Services 12R22-5 at \$288.00 each, 1400 X 24 @ 552.52 and 11R22-5 at \$241.51 each. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve for Noxious Weed Director John Maloney to attend a commercial applicators training program in Topeka, October 29th and 30th. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Jared Ellis as a part time fire fighter at the Blue Mound Fire Station. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with County Counselor (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Harry Wisdom attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Road Foreman John Black attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Herb Pemberton motioned to sign the 2001 Homeowners Rehabilitation Grant. Delbert Cannon seconded the motion. The motion passed 3-0.

Economic Development Director Dennis Arnold gave the Commission an update on what his department has been doing. He has had discussions with several small businesses that may be interested in doing business in Linn County and has been working on grants. Also, Tower Metals grand opening should be around October 1.

Herb Pemberton motioned to approve for the County Counselor to purchase a Fair Labor Standards Handbook for his use. Tom Foerschler seconded the motion. The motion passed 3-0.

The Committee for the October 18th Meeting of the SEK County Officials Meeting met with the Commission to get started on the meeting plans. The Commission asked to try and rent the Catholic Hall and go out for bids for BBQ. Entertainment was discussed and Dennis Arnold put in charge of entertainment, Ellie Davey will take care of morning refreshments and printing programs. Sharon Barnes will be in charge of decorations and Maribeth Kehl will try to rent the Catholic Hall and go out for bids for the food. The Clerk will order name tags, cups and pens and will send invitations to the other sixteen counties. Also, Davey will get a list of businesses in the county for the Commission to solicit donations from. The Committee will get back with the Commission in a couple of weeks.

Zoning Administrator, Andy Mayhugh presented the Commission with a lot split. Herb Pemberton motioned to approve lot split #109 requested by Kenneth and Gayle Boone and to accept the accompanying road easement. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to send an injection pump off the 950 loader in District #3 to Kansas City Turbo for repairs at a maximum of \$1500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Nutrition Director, Marilyn Augur, Herb Pemberton motioned to purchase a new computer and printer from grant funds from Advantage Computer for \$1,222.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Larry Robinson, Traffic Control reported construction has been started on the turn lane at 2200 Road and Young Road.

The Commission reviewed the agenda for August 28th meeting and minutes for the July 31st S.E.K. Multi County Health Board Meeting. No action taken.

The Clerk gave the Commission a map of Linn County showing the dividing lines between the Hospital District #1 and the new Linn County Hospital Board District.

Tom Foerschler motioned to sign supplemental agreement #110-00 with K.D.O.T. Delbert Cannon seconded the motion. The motion passed 3-0. This agreement pertains to the purchase of the Marty Read property for the Mine Creek Battlefield site.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until Tuesday, September 4th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 4, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member and Don Proffitt, County Clerk.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$69,539.52; Employee Benefit, \$37,230.49; Appraiser, \$8,099.33; Rural Fire District, \$5,835.83; Road & Bridge, \$ 29,622.34; Hospital Board, \$28,903.57; Crime Victim Assist, \$662.82; Elderly, \$7,255.30.

The Commission Chairman signed the following add/abate refund order numbers: 2096 - 2099.

At the recommendation of Ed Fleming, Solid Waste Coordinator, Delbert Cannon motioned to hire Jason Jackson as part time employee at the Transfer Station at \$6.50 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Asphalt Foreman, John Byington reported he needs approximately \$5,000.00 more for chips to finish overlay this year. The commission gave approval to purchase the \$5,000.00 ton from Batesco who had the low bid this year. The Commission asked Byington to get bids for next years needs for the commission to review.

Herb Pemberton motioned to sign two notices of proposals to vacate road to be published in the Linn County News. September 6th and 13th. One on the C.F. Peterson Road in Section 19, Township 19E, Range 22S and one on the south side of the Miami/Linn County line in Section 19, Township 19S, Range 22E. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve two permits to bury telephone cable requested by Sprint United Telephone Company located in Section 27 and 24 in Township 19S, Range 22E. These cables are to be placed in the back slope. Delbert Cannon seconded the notion. The motion passed 3-0.

District 1 Foreman, Danny Morris reported he had found damage to a bridge in his district that has to be replaced. At Morris >s suggestion, Herb Pemberton motioned to purchase 2-72" X 50' culverts to replace this bridge from J & J Metal for \$4,550.00. Tom Foerschler seconded the motion. The motion passed 3-0. This bridge is located on Farlin Road north of 2300 Road.

At the request of Rural Fire Coordinator Bernard Streeter, Delbert Cannon motioned to advertise for bids for a 20' X 52' addition to the Pleasanton Rural Fire Building for office space. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve for Bernard Streeter and Deputy Kevin Friend to attend an arson school in Wichita in October at \$200.00 each for registration. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss confidential data relating to financial affairs or trade secrets of a corporation, partnership, trust and individual proprietorship. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and Harry Wisdom attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Harvey Taylor asked the commission for direction for this years Law Enforcement Night Out the last Saturday night of September. Tom Foerschler motioned for the county to cut a check for \$1500.00 to Harvey Taylor and for Taylor to distribute it to the fourteen different locations in the county and bring back a receipt for the expenditures. Herb Pemberton seconded the motion. The motion passed 3-0.

Bernard Streeter reported the Fire Department had collected \$2,928.97 in this year=s boot drive at the Linn County Fair for the Muscular Dystrophy Association.

Andy Wiles, Pleasanton complained to the Commission about a sign that was put in the Pleasanton South Industrial Park, straight east across from his house. After discussion with Economic Development Director, Dennis Arnold and Wiles and the Commission tabled the issue until they can view the sign.

Ellie Davey, Linn County Treasurer presented the Commission with a list of vendors that donated to the last S.E.K. County Officials Meeting and the amount they donated. The Commissioners are to try to solicit donations for the October 18th S.E.K. County Officials Meeting.

Mary Gilkinson reporter for the Linn County News met with the Commissioners to discuss an error in the paper concerning budget figures. Gillkinson also reported she had heard from unknown sources that the Commission felt she had used the wrong figures on purpose and assured them she had not done so. Also, Gilkinson stated that she had tried very hard to write the article in an unbiased manor. The Commission stated they did not say they felt she had intentionally used any incorrect figures.

The Commission and Sheriff Marvin Stites discussed the S.R.O. Position at the three county school districts. Stites will get back with the state and try to get some direction on how the grant should be administered.

Tom Foerschler motioned that in the future all County Departments that purchase gasoline from Harlow Oil Company are to use the self service pump instead of full service. This will not only save the county money but will allow Harlow to remove the federal excise tax on the fuel. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve \$5,000.00 for a donation to the lobbying efforts for the U.S. 69 Highway Association of Kansas to four lane 69 Highway. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave approval for the Clerk to hire Jim Simons by the hour (\$18.00) to do needed repairs in the restrooms and for Simons to start as soon as possible.

The Commission discussed a new sign for the Courthouse lawn. The Commission gave approval for Tom Foerschler to pick out a sign and

spend up to \$750.00.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, September 10. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 10, 2001

The Board of Linn County Commissioners met in a regular session. Those present were: Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$143,021.83; Appraiser, \$1,751.00; Rural Fire District, \$3,131.12; Road & Bridge, \$189,081.33; Law Enforcement Trust, \$7,326.99; Hospital Board, \$11,826.28; Crime Victim, \$40.17; Elderly, \$7,189.18; Zoning, \$2,995.25.

John Black, Road Foreman District #2 reported that the engine is locked up in Unit 211 Lowboy tractor. Black will look at different options.

Delbert Cannon motioned to purchase a tanker load of diesel fuel for District #2 Road Shop from Snow Oil Company. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to asphalt the south courthouse parking lot. Delbert Cannon seconded the motion the motion passed 3-0. Every effort is to be made to have the work done before October 18th.

The Commission reviewed the K.D.O.T. underwater bridge inspection reports and passed this on to Larry Robinson.

The Committee to organize the S.E.K. Officials Meeting in October met with the Commission. Food bids were received from: Jayhawk Drive-in bid \$6.10, Bollings, \$7.00 and Custon Catering bid \$7.50 per meal. After discussions Tom Foerschler motioned to accept Bollings bid to prepare the meal. The program will consist of Sista=h Quachapele with Tom Foerschler introducing her. Sharon Barnes showed the Commission her decoration ideas. Ellie Davey announced the county will try to print programs.

Andy Mayhugh, Zoning Administrator presented C.U.P. #070168 requested by Voice Stream Wireless represented by Trevor Wood, located in the West 2 of S.E. Quarter of Section 30, Township 19, Range 25 less road right-of-way. The Planning Commission approved the request 5-1. After discussion, Delbert Cannon motioned to approve C.U.P. 070168 with stated conditions. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a list of those conditions: 1. Co-location requirement. 2. At such time that the use of the tower is no longer necessary, it shall be removed within a period of 6 months. The tower owner will execute a release in favor of Linn County, expressly acknowledging that: a) The owner is aware that KDOT is tentatively planning an expansion and/or relocation of US 69 Highway; b) The owner is aware that said expansion/relocation may necessitate the relocation of the subject tower; c) The owner releases Linn County from any and all liability in regards to said relocation, including, but not limited to, engineering, planning, administration or relocation costs.

Rick Porter, Lake Region RC&D, Ron Briggs, Conservation District and Fire Coordinator Bernard Streeter met with the Commission to discuss a Linn County Master Fire Plan to be put together by the U.S. Forestry Commission at no cost to the county. The Commission reported they would like to have a recommendation by the Linn County Fire Board.

Herb Pemberton motioned to approve for the County Counselor to ask for a State Attorney General Opinion on the petition to disband the City of Linn Valley. Tom Foerschler seconded the motion. The motion passed 3-0.

Charlene Sims met with the Commission to discuss the S.R.O. Officer Grant. After lengthy discussion and with questions still unanswered it was stated that Ron McVey from the office that oversees the grant will be at next weeks meeting for more clarification.

Tom Foerschler motioned to hire Dick George as S.R.O. Officer for Prairie View School District at \$11.48 per hour. George must take a pre-employment physical and will be on the normal county 6 month probation. Herb Pemberton seconded the motion. The motion passed 3-0. George will be under the supervision of Linn County Sheriff Marvin Stites.

At the request of Marilyn Augur, Nutrition Director, Herb Pemberton motioned to purchase 6 insulated food carriers and a double door refrigerator from the grant funds to be used for these purchases. Delbert Cannon seconded the motion. The motion passed 3-0.

The Pleasanton Industrial Park sign was discussed. All three Commissioners reported they had looked at the location of the sign. Delbert Cannon motioned to move the sign only if Andy Wiles is willing to pay for the materials to put the sign in a new location. Tom Foerschler seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, September 17. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 17, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, chairman; Tom Foerschler, vice chairman; Delbert Cannon, member; and Don Proffitt, county clerk.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$64,795.49; Employee Benefit, \$11,126.60; Appraiser, \$7,429.17; Rural Fire, \$2,012.13; Road & Bridge, \$29,360.37; Hospital Board, \$21,165.39; Crime Victim Assist., \$662.81; Elderly, \$7,272.20.

The Commission Chairman signed the following add/abate/refund order numbers: 2100 - 2101.

The Commission agreed to reimburse Frankie Noel \$250.00 for 2 of the cost to have a tree cut down on the property line between Noel=s property and the Linn County Ambulance Building Property in LaCygne.

Road Foreman District #2 John Black reported that District #2 employee Shorty Poole passed away Sunday. Herb Pemberton motioned to close the county offices from 8:00 a.m. until 1:00 p.m. Tuesday, in memory of Shorty Poole and to allow county employees to attend the funeral service. Tom Foerschler seconded the motion. The motion passed 3-0. Also, any employee wanting to attend the burial in Harrisonville Missouri will be given the afternoon off.

Tom Foerschler motioned to pass Resolution #01-10 supporting the U.S. Government pertaining to terrorist attack on New York, City. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-10:

The Clerk reported the county has received a check from K.D.O.T. in the amount of \$56,126.09 and showing a \$500.00 retainage as reimbursement of the purchase of the Marty Read property. The Commission reported they would like for the counselor to find out what the \$500.00 retainage is.

The Commission reviewed and approved the Park 2001 year to date report through August.

Tom Foerschler motioned to pass Resolution #01-11 for a lease agreement with Martin Tractor Company to lease purchase a 12H motor grader S/N 4XM02904 for \$109,759.00 for a period of twenty-nine months. Herb Pemberton seconded the motion. The motion passed 3-0. Resolution #01-11 follows:

At 10:00 a.m. a public hearing to vacate a county road was held. No one was present to object to the road closing. Herb Pemberton motioned to close the following roads:

After County Appraiser Steve Thompson explained the Appraisers Maintenance Specifications for 2001 (2002) the Commissioners by consensus approved the report.

Ron McVeigh, Yolanda Taylor and Jan Rasher, S.R.O Grant Administrators met with the Commission to try to answer questions on the S.R.O. Grant. McVeigh reported that the grant was written so that the S.R.O. would be a county employee but that is only one option, they could be an employee of the school district. After lengthy discussions, Herb Pemberton motioned to appoint Sheriff Marvin Stites as Project Director and Ellie Davey, Treasure the fiscal officer. Tom Foerschler seconded the motion. The motion passed 3-0.

Jenny Carbon representing the Mound City Planning Commission reported they are trying to develop a comprehensive plan for the City of Mound City. They would like for the Commission to give them a letter of support or a resolution supporting the Mound City Comprehensive Plan. The Commission reported they would sign a letter of support if one was brought before them.

Al Winters, Pleasanton met with the Commission to ask them for an extension of time on his C.U.P. for a car lot. After discussion the Commission advised Winters that he needs to put an application into the Planning Commission for a new C.U.P. and that in the mean time he will be in violation of county codes.

Pat West, Bunker Hill Center Board Chairman reported that she would like to raise the rent SECAP pays from \$50.00 per month to \$150.00 per month beginning November 1. Herb Pemberton motioned to approve for the Bunker Hill Senior Center Board to raise the rent to SECAP to \$150.00 per month beginning November 1. Delbert Cannon seconded the motion. The motion passed 3B0.

Zoning Administrator, Andy Mayhugh, presented a lot split requested by Stan and Jackie Wollard. Herb Pemberton motioned to approve lot split #110 as requested and to accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, September 24. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 24, 2001

The Board of Linn County Commissioner met in a regular session. Those present were Herb Pemberton Chairman, Tom Foerschler, Vice Chairman, Delbert Cannon, member, Don Proffitt, county clerk and Gary Thompson, county counselor.

Tom Foerschler motioned to approve the minutes of the last meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, 48,715.82; Road & Bridge, \$10,398.65; Economic Development Grant, \$40,766.00.

Herb Pemberton motioned to approve a permit to bury cable requested by Design Build Team Inc. located on East 1950 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

The commission gave approval for Larry Robinson, Traffic Control to purchase parts to repair Unit #9 at a cost of \$1200 - \$1500 estimated from K.C. International Truck.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United located 10102 1800 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve job descriptions for the Linn County Rural Fire Department Station Chiefs and Assistant Chiefs. Tom Foerschler seconded the motion. The motion passed 3-0.

Due to the fact that the specifications on the building addition to the Pleasanton Fire Station was not complete, the Commission agreed to extend the invitation to bid until October 9 and to advertise in Linn County News for two more weeks.

Herb Pemberton motioned that the new addition to the Pleasanton Rural Fire Building will be the designated office for the Fire Coordinator and secretary. Delbert Cannon seconded the motion. The motion passed 3-0.

The Clerk presented the Commission with an invitation to be in the arts and crafts parade. Delbert Cannon reported he may be in the parade but not sure at this point.

The Commission reviewed the Hospital Board report through August. No action taken.

The Commission reviewed the minutes of the August 28th meeting and the agenda for the September 25th meeting of the SEK Multi County Health Board.

Maribeth Kehl, District Court Clerk reported that last Monday there was no water in the restrooms in District Court and water pressure is always low. The Commission asked Maribeth to have Dustin Northcutt look at the problem and give recommendations to correct the problem.

Maribeth also invited the Commission to an open house for Elders and the Law Week on October 5th from 1:00 - 3:00 p.m. at the Judicial Building.

The Commission agreed not to provide calcium chloride for use on county roads this fall.

Harry Wisdom and John Byington both reported there is no material to asphalt the courthouse parking lot. The Commission asked Byington to check further for materials.

Herb Pemberton motioned to sign a letter of support for the Mound City Planning Commission to prepare a comprehensive plan. Tom Foerschler seconded the motion. The motion passed 3-0.

The Clerk and the Commission discussed a proposal from Infinitec for a revised I.B.M. bid for a new AS/400. After discussion the Commission decided to table the issue until a later date.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, October 1st. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 1, 2001

The Board of Linn County Commissioner met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; David Lamb, System Administrator; and Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, 77,915.02; Employee Benefit, \$71,304.45; Appraiser, \$7,244.32; Rural Fire, \$3,915.83; Road & Bridge, \$29,113.38; School Resource Officer, \$2,013.10; Hospital Board, \$27,746.07; Crime Victim Assistance, \$662.82; and Elderly, \$6,819.04.

The Commission Chairman signed the following add/abate/refund order numbers: 2102 - 2103.

Herb Pemberton motioned to move next Monday=s regular meeting to Tuesday, Oct 9th at 9:00 a.m., due to to fact that Oct. 8th is a County Holiday and County offices will be closed. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury cable requested by Sprint United located at 17394 Devlin Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to appoint Herb Pemberton to the SEK Multi-County Health Board. Delbert Cannon seconded the motion. The motion passed 3-0.

John Maloney, Noxious Weed Director, reported that the engine in his 1988 truck blew up last week. It had been rebuilt 2 years ago. The Commission instructed Maloney to get the truck ready to sell and to start looking for a new truck.

Harvey Taylor reported that the Night Out Against Crime went well. The Commission agreed that the money that was left should be put in the Crimestoppers fund.

Tom Foerschler motioned to approve Resolution #01-12 declaring surplus computer property. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-12:

Marilyn Augur presented a renewal of an agreement with Fern Bolen, Pleasanton for transportation services. Tom Foerschler motioned to approve the agreement. Delbert Cannon seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator, presented a C.U.P. requested by Gary Endicott for a controlled shooting area. The Planning Commission recommended approval. Delbert Cannon motioned to approve C.U.P. #080169. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh presented a lot split requested by Ralph and Patricia Myrick. Herb Pemberton motioned to approve lot split #111 as requested and to accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

Mayhugh presented a lot split requested by Robert and Sharon Baugh. Herb Pemberton motioned to approve lot split #112 as requested and to accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

Mayhugh presented a request for road easement requested by Phoenix Properties. Tome Foerschler motioned to accept the road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton opened the Public Hearing for the CDBG Micro Loan Program. Dennis Arnold presented the information on the Loan Program. There was no one in attendance that opposed the Loan Program.

At the request of County Treasurer, Ellie Davey, Tom Foerschler motioned to recess from the Board of Commissioners meeting into executive session for 15 minutes to discuss legal issues. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Counselor, Treasurer, and David Lamb attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commissioners meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken.

Trevor Wood and Dennis Frances from Voice Stream requested a C.U.P. for a communications tower. Tom Foerschler motioned to approve C.U.P. #080170 as recommended by the Planning Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Tuesday, October 9th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 9, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$148,274.40; Appraiser, \$1,919.06; Rural Fire District, \$4,108.92; Road & Bridge, \$76,476.96; Law Enforcement, \$825.00; Hospital Board, \$19,497.03; Special Alcohol, \$381.75; Crime Victim Assist, \$424.26; Elderly, \$12,891.03; Economic Development Grant, \$326.50; Zoning LEPP Grant, \$149.13.

The Commission Chairman signed the following add/abate/refund order numbers: 2104-2110.

Delbert Cannon motioned to approve drop box station #823 at the Linn County Park. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to allow Larry Robinson, Traffic Control to go out for bids to have 2200 Road striped at Young Road where the new right hand turn lane was put in. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission also discussed putting an island at the intersection of 2200 Road at Young Road. The Commission tabled any discussion until more info is gathered.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United at 5243 Flint Road. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:30 bids were opened to build an addition to the Linn County Rural Fire Department Building. Bids were from Top Line Construction \$39,990.00, Double K Construction \$67,000.00, Ellis Construction \$63,250.00 and BC Construction \$48,940.00.

After discussion, Herb Pemberton motioned to accept the low bid of \$39,990.00 from Top Line Construction. Delbert Cannon seconded the motion. The motion passed 2-1.

At the request of Karen Peery, Tom Foerschler motioned to sign a proclamation to support F.C.E. Week. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Register of Deeds, Sharon Barnes, Herb Pemberton motioned to approve for Barnes to have records microfilmed by the Lockwood Company at a price of approximately \$1,700.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Bruce Holt, Park Director reported that the pool at the Linn County Park needs painted and some other repairs. Holt presented bids he had received. K.C. Gunite at \$9,750.00 and Quality Pool, Raymore, Missouri at \$9,360.00. Tom Foerschler motioned to accept the low bid from quality pool for \$9,360.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the 2001 park year-to-date report.

Economic Development Director, Dennis Arnold presented the Commission with the Micro Loan Grant Application and resolution to be passed. Herb Pemberton motioned to pass Resolution #01-14 pertaining to the micro loan grant. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of the Resolution #01-14:

Rolland Grigsby, Arnold and the Commission reviewed some of the housing grant contracts that went over the original estimates. After lengthy discussions the Commission decided to table the issue until next week so they can get advise from the county attorney.

Tom Foerschler motioned to approve contract agreements for the Rehab Housing Program with Zline Inc. on the Fitzwater property at 513 Elm, Mound City, Kansas. Delbert Cannon seconded the motion. The motion passed 2-1.

Mike Hazelbaker, PDQ presented the Commission with an application for county credit cards.

At the request of Nutrition Director Marilyn Augur, Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for 5 minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Augur attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The Commission discussed making a 1988 Chevrolet 1 ton Noxious Weed Truck Surplus Property and to accept bids to sell it. The Commission decided to wait one more week until figures could be gathered to see what it will cost to repair the truck.

The Commission reviewed the July 16th and August 20th minutes of the S.E.K. Mental Health Center Board. No action taken.

Tom Foerschler motioned to approve \$982.21 overage to the Double K. Contract to roof the 4-H Building due to unforeseen problems. Herb Pemberton seconded the motion. The motion passed 3-0.

Commissioner Cannon asked the Clerk to check with the Hospital Board Chairman see if he had found anyone interested in taking over the Linn County Family Care Clinic=s and to report to the Commission.

At the request of Larry Robinson, Delbert Cannon motioned to recess from the Board of Commission meeting for 10 minutes to discuss a personnel issue related to a non elected employee. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and Robinson attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the

motion. The motion passed 3-0. No action taken.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, October 15th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 15, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Attorney.

Delbert Cannon motioned to approve the minutes of the last regular session as amended. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$77,494.65; Employee Benefit, \$53,173.02; Appraiser, \$7,084.87; Rural Fire District, \$2,423.90; Road & Bridge, \$28,363.37; School Resource Officer, \$1,098.58; Hospital Board, \$19,851.33; Crime Victim Assist., \$662.82; Elderly, \$6,863.29; Economic Development Grant, \$34,265.00.

The Clerk reminded everyone present that we have to get county employees to report injuries on the job. They have to be reported immediately for Workman=s Compensation Insurance.

The Commission discussed repairing a bridge at 100 Road and Wattles Road. Bourbon County is to split the cost with Linn County.

John Maloney presented quotes for a new engine for his 1988 Chevrolet weed truck. The bids that Maloney received were for an engine installed. The Commission asked Maloney to get prices for a new engine and have the county=s mechanic install it. Maloney will get back with the Commission next week.

Delbert Cannon motioned to approve a permit to bury telephone cable requested by Spring United located at 22714 Hadsall Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Ed & Ruth McGrew discussed budget figures with the County Commission and asked the Commission to be as careful as possible with tax payers dollars.

Diane Van Kirk Clinic Manager presented bids for termite control at the LaCygne Clinic Building. Bids received were from Coryell, \$686.00 and Terminix, \$1,564.00. After discussion, Tom Foerschler motioned to accept the recommendation of the Hospital Board and to accept the bid of \$686.00 from Coryell. Herb Pemberton seconded the motion. The motion passed 3-0.

Van Kirk also reported that Don Pease resigned from the Hospital Board.

Also, she stated that flu shots will be available to county employees, October 17th from 9:00 - 11:00 a.m. in the old courtroom.

At the request of Marilyn Augur, Nutrition Director, Herb Pemberton motioned to recess from the Board of Commission into executive session for ten minutes to discuss a personnel issue related to a non-elected employee. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Attorney and Augur attended the executive session.

Herb Pemberton motioned to adjourn from the Board of Commission meeting into an executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

As a result of the executive session, Delbert Cannon motioned to hire Richard Kennon as medical van driver at \$7.51 per hour. Kennon must take a pre-employment physical and drug screen and be on the Counties 6-month probation. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Marilyn Weickert as part-time meal delivery van driver at \$6.50 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign coordination agreement renewal with SECAP for the SECAP Van. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to sign FY 2002 agreement for C-1 and C-2 meals with the East Central Kansas Area Agency on Aging. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Blevins, landowner in Stanton Township complained that the thistle that was dumped on the county right-of-way several months ago have spread to his property and he feels the county is partly responsible. The Commission reported they will have Noxious Weed Director, John Maloney contact him. Blevins also complained about dogs running his cattle and someone stealing forty fence posts.

Al Hurt and John Vaughn, Aflac Insurance, presented the Commission with a 125-Cafeteria Plan for the county to enroll in. After discussion, Tom Foerschler motioned to participate in the Linn County Cafeteria 125 Plan to be administered by Aflac. Delbert Cannon seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented lot split #113 requested by Fred Clearwater. Tom Foerschler motioned to approve lot split #113 requested by Fred Clearwater and to accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase a fire hydrant that will be installed by Bourbon County Rural Water #4 at their new water tower located Southeast of Blue Mound. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to donate \$100.00 to the Catholic Church for the use of the parish hall for the SEK County Officials Meeting, October 18th. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Prescott Senior Center Quarterly Report.
The Commission reviewed and approved the year-to-date Linn County Hospital Board Report.

The Commission tabled a decision on an increase for the County Counselor on the West Law Report that he subscribes to.

The Commission asked Larry Robinson, Traffic Control to go out for bids to stripe 2000 Road between 69 Highway and the Missouri State

Line.

The Commission accepted the resignation of Rod Harper from the SEK Mental Health Board. The Commission is to ask the Pleasanton Ministerial Alliance for a recommendation for his replacement.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, October 22. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 22, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission approved the following special pays: General, \$159,955.00; Employee Benefit, \$123.47; Hospital Board, \$92.75.

John Maloney, Noxious Weed Director reported he received bids for a new engine for the 1988 Chevrolet 1 ton. Bids received from Westfall for \$1,832.80 and from Spears Chevrolet for \$1,882.80. Delbert Cannon motioned to purchase the engine from Westfall GMC, Kansas City, Missouri for \$1,832.80 and have Pleasanton shop install the new engine. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to have Foote Construction pour a cap on a bridge on 100 Road and Wattles Road after Bourbon County installs tubes in the creek for a cost of \$5,723.25. Tom Foerschler seconded the motion. The motion passed 3-0.

After a phone call from Gary Houston, Bourbon County Commissioner, Delbert Cannon motioned to rescind the previous motion and action. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to have Foote Construction install a 10' X 3' box culvert for \$10,674.50 that will be split evenly between Linn County and Bourbon County. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Ed Fleming, Solid Waste Coordinator, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal issue (possible contract negotiations) with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk and Fleming attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

Mary Ann Callahan and Florence Leisure met with the Commission to ask for new flooring in the Pleasanton Senior Center. Bids received from Randall Hardware for \$6,946.72 and Derailed Commodity, \$6,343.17. Tom Foerschler motioned to have Derailed Commodity replace the flooring at the Pleasanton Senior Center for \$6,343.17. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Zoning Administrator Andy Mayhugh, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a legal issue (possible litigation) with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Mayhugh and Dennis Arnold attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session to discuss a legal issue (possible litigation) with the County Counselor for 20 minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Mayhugh and Arnold attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Herb Pemberton motioned to approve an additional \$1,000.00 overage due to a change order to Hall's Backhoe on the Pleasanton Industrial Park sewer. Tom Foerschler seconded the motion. The motion passed 3-0.

Jerry Bedgood, Maintenance discussed repairing sidewalks and steps between dispatch and fire barn. The Commission will look at the area before going out for bids. Also, Bedgood reported that all the flowers on the Courthouse steps were brought in by Charlene Smith, custodian.

Charlie Blevins, asked the Commission if they had a problem with him putting a reward offer of \$500.00 in the paper concerning thistles being put on his property. The Commission reported they do not have a problem with him offering a reward.

Herb Pemberton motioned to correct the starting salary for Richard Kennon from \$7.51 to \$7.74 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to appoint Herb Pemberton as the voting delegate to the K.A.C. Convention. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to appoint Delbert Cannon as 1st alternate and Tom Foerschler as 2nd alternate voting delegate to the K.A.C. Convention. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission asked the Clerk to contact Hospital Board Chairman John Teagarden and have him attend the Commission meeting for updates on clinic questions.

Delbert Cannon motioned to approve (2) employee suggestions for the month of September and to pay both employees \$50.00 each. Winners were Mary Ann Brown, her suggestion to put a lock on the first floor restroom cabinets and Joan Toms suggestion to put up a Christmas tree on the Courthouse lawn for Christmas.

Delbert Cannon motioned to increase the reimbursement for the County Counselor from \$170.00 per month to \$220.00 per month for the West Law Research Program. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:30 Dr. John Spencer and Daniel & Elizabeth Stout met with the Commission to close on the Stout property. Herb Pemberton

motioned to purchase the Daniel R. and Elizabeth F. Stout property for \$150,000.00 to be held in escrow for the Mine Creek Battlefield Foundation. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned for Commissioner Herb Pemberton to sign all necessary paper work for the purchase of the Stout Property. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission meeting moved from the Annex Building to south of the jail to view a sidewalk that needs a retaining wall and possible steps. The Commission will go out for bids to have the necessary work done.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, October 29th. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 29, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman, Delbert Cannon, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$72,293.75; Employee Benefits, \$65,361.61; Appraiser, \$7,084.87; Rural Fire, \$4,347.80; Road & Bridge, \$27,915.42; School Resource Officer, \$1,098.59; Hospital Board, \$31,704.31; Crime Victim Assist, \$662.82; Elderly, \$7,283.98.

The Commission Chairman signed the following add/abate/refund order numbers: 2112-2113.

Solid Waste Coordinator, Ed Fleming reported that the County is going to run into a problem by accepting appliances that have refrigerant in them. All these appliances are going to have to have refrigerant removed. The Commission tabled the issue and asked Fleming to look for possible solutions.

Fleming also reported the tire cutter has a broken blade. The Commission asked Fleming to try to weld the old blade, if they does not work to go ahead and buy a new blade.

Herb Pemberton motioned to approve a permit to bury telephone cable located at 2400 Road, West of 1095 Highway requested by Sprint United. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the County Counselor (possible litigation). Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Noxious Weed Director John Maloney attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

At the request of Appraiser Steve Thompson, Tom Foerschler motioned to purchase a new Sony MCV-FD92 Camera from Global Computer Company for \$549.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk presented the Commission with the population figures for Linn County and discussed redistricting the Commission Districts. After discussion the Commission tabled the issue to a later date.

Dorothy Avery, Pleasanton reported that she had picked up a piece of steel on a county road ruining a tire and said she feels the county is somewhat responsible. After discussion with the County Counselor the Commission stated they felt the person that lost the steel is responsible and not the county.

At the request of the County Clerk Herb Pemberton motioned to recess from the Board of Commission meeting for ten minutes to discuss a legal issue with the County Counselor (possible litigation). Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Appraiser attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The Commission reviewed the minutes of the September 25th meeting and the October 30th Agenda for the SEK Multi County Health Board.

The Commission reviewed the September 17th minutes of the SEK Mental Health Center Board.

The Commission reviewed the Sheriff=s monthly fee report for August and September.

Delbert Cannon motioned to recess from the Board of Commission meeting for five minutes into an executive session to discuss a legal issue with the County Counselor (possible litigation). Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and County Counselor attended the executive session.

Tom Foerschler motioned to adjourn from the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Linn County Hospital Board Chairman John Teagarden was asked by Commissioner Delbert Cannon whether he had looked for and found anyone interested in taking over the clinics. Teagarden stated he would like to have a directive from the Board of County Commissioners. Commissioner Cannon stated he would like to know if there is another option.

The Commission and Hospital Board discussed several problems that keep the clinics from breaking even and possible solutions.

After a lengthy discussion, Delbert Cannon motioned to have the Hospital Board check to find if anyone within a 100 mile radius is interested in taking over the clinics. A lengthy discussion followed. The motion died for lack of a second.

Tom Foerschler motioned to approve lot split #114 and #115 as requested and to accept the accompanying road easements. Herb Pemberton seconded the motion. The motion passed 3-0.

Dan Schulte with Harris Financial reported that the county=s insurance carrier, Highland Insurance is dropping their public entity coverage and is not going to renew the county insurance policy. The Commission asked Schulte to get the County a quote from his other carrier E.M.C. as soon as possible.

Dale Underhill, Crossland Contractors asked for permission to trench 200 Road in three places due to uneven rock formations instead of boring as the county requires. The Commission told Underhill to bore the trenches if he should have any problems to contact the 3rd District

Road Foreman Harry Wisdom.

The commission moved the November 12th meeting to Tuesday, November 13th due to November 12th being a holiday and the county offices will be closed.

Also, the Commission canceled the November 19th meeting due to the fact that they will be at the K.A.C. Meeting in Wichita on Monday and Tuesday and County Offices being closed Thursday and Friday for Thanksgiving.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., November 5th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

November 5, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk; and Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 2-0.

The Commission Chairman signed the following add/abate/refund order numbers: 2114 - 2131A.

John Black, District #2 Foreman reported that employee Terry Smith rolled a tractor over Friday, Smith was not hurt seriously. The tractor received some damage and will be turned into the insurance company.

Solid Waste Coordinator, Ed Fleming and the Commission discussed disposing of appliances with freon. Several ideas were discussed. Fleming is to search for more solutions.

John Byington, Asphalt Foreman presented bids for cover material for 2002 purchases. Wade Quarry bid \$6.75 per ton, Ash Grove bid \$6.00 per ton, Nations Rock Company bid \$6.00 per ton, Hunt Midwest bid \$6.75 per ton. Delbert Cannon motioned to purchase the rock for District #2 and District #3 from Nation Rock at \$6.00 per ton. Tom Foerschler seconded the motion. The motion passed 2-0. The Commission tabled a discussion for rock for District #1.

Edwin McWilliam asked the Commission about the boundaries of the new hospital board and discussed a misprint in the Linn County News about Potosi Township not being in the hospital board district. The Commission and McWilliam reviewed a map of the hospital district boundaries.

Fire Coordinator, Bernard Streeter and the Commission discussed the contract with Top Line Construction to build an addition to the Pleasanton Fire Station for the Coordinator Office. After review, the Commission instructed the County Counselor to get with Top Line and make some changes. After the County Counselor reviewed the contract, Tom Foerschler motioned to sign the construction contract with Top Line Construction to build the addition to the Pleasanton Fire Barn. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Streeter, Delbert Cannon motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected personnel. Tom Foerschler seconded the motion. The motion passed 2-0. The Commission, Clerk, County Counselor and Streeter attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 2-0. No action taken as a result of the executive session.

Bids were to be opened at 10:00 a.m. to mark the pavement on 2200 Road east of 69 Highway. No bids were received. The Commission tabled any decision until next week.

The Commission presented the Traffic Control Coordinator with a state inventory of Linn County signs and asked Robinson to take care of the problems.

Commissioner Pemberton arrived at the meeting at 10:20.

Delbert Cannon motioned to accept the low bid from Rainbow Guttering to install gutter on the evidence barn for \$248.00. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission also agreed for Rainbow to put gutter on the North side of the sign shop for \$116.00.

Bids were opened for concrete job south of the Sheriff Building. No bids were received by the dead line. A bid was received late from Nation Construction. After advice from County Counselor, Herb Pemberton motioned to accept the bid from Nation Contracting to do concrete work for \$3,425.00. Delbert Cannon seconded the motion. The motion passed 3-0. County Counselor will do a contract.

Ellie Davey, County Treasurer presented the Commission with interest report year-to-date. Earnings year-to-date are \$234,501.72.

Davey also presented the Commission with the reconciliation of the year 2000 abstract and delinquent personal property tax.

Herb Pemberton motioned to take a ten minute break. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to reconvene the meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

Ed Samyn, county resident reported that Montgomery Road between 350 Road and 500 Road is really in bad shape, the curves and hills are bad. Commissioner Foerschler will get with his Road Foreman to see what can be done.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for ten minutes to discuss a legal issue with the County Counselor (possible litigation). Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Ed Fleming attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

Economic Development Director Dennis Arnold reported that Richard Jenkins, Tech parts wants to auction off his lease on the building he leases and to subsidize the lease payment if necessary. Tom Foerschler motioned to allow Richard Jenkins, Tech Parts to sublet the Tech Parts Building. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to allow Arnold to spend \$2,000.00 for an advertising campaign to lease the Tech Parts Building. Tom Foerschler seconded the motion. The motion passed 3-0.

Arnold reported that Tower Metals has fired their furnace and are smelting aluminum. Arnold also updated the Commission on other

Economic Development Issues.

Delbert Cannon motioned to recess from the Board of Commission Meeting into executive session for two minutes to discuss a legal issue with the County Counselor (pending litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and the County Counselor attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Tuesday, November 13th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

November 13, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk; Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$149,800.07; Appraiser, \$2,559.13; Rural Fire District, \$4,825.34; Road & Bridge, \$53,863.84; Law Enforcement Trust, \$283.70; School Resource Officer, \$8,687.45; Hospital Board, \$26,449.39; Elderly, \$8,479.20; Zoning L.E.P.P. Grant, \$297.25.

The Commission Chairman signed the following add/abate/refund order numbers: 2132 - 2164.

Delbert Cannon motioned to approve a permit to bury water line requested by Bourbon County Rural Water #4 located 5 miles east of Blue Mound, 1 mile north, 2 mile east then 1/4 mile north. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase 6,000 tons of road material for 2002 use, from Wade Quarries, Cadmus, for Road District #1. Herb Pemberton seconded the motion. The motion passed 3-0. The price will be \$6.75 per ton.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People's Mutual Company located on Queens Road in Section 9 and 16 in Township 20S, Range 24E. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United, located at 19640 Farlin Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Bob and Bernita Robbins discussed their property taxes and a road near their property that needs repaired. The Commission reported they need to talk to the Appraiser about their valuation but the Commission would look into the road problem.

Tom Foerschler motioned to replace a box culvert 2 mile south of 700 Road and Read Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Richard Wilson, Mound City, discussed the health clinics and the need to find someone interested in taking over the clinics. The Commission discussed the issue extensively. Wilson stated that he knows there is someone interested out there to run the clinics. The Commission asked Wilson if he is sure there is interest out there, to bring in a proposal.

Chris Paus, Ray Miller and Ed Fleming met with the Commission to discuss the new Lake Region Solid Waste Authority Management Plan. After reviewing the plan, Paus stated that she will send a sample resolution that will need to be passed by the Commission to accept this plan.

Ray Miller reported he has resigned from the Lake Region Solid Waste Authority Board. Herb Pemberton motioned to replace Miller on the Board with Russell Ruth, Linn Valley. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved for Solid Waste to apply for a 60/40% Non-point Source Pollution Grant from K.D.H.E. to clean up an abandoned dump.

The Commission reviewed and approved the Park Report year-to-date. No action taken.

Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session to discuss a personnel issue related to a non elected employee for five minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, and Ed Fleming attended the executive session.

Delbert Cannon motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to change the classification on Joe Maloney to mechanic and raise his pay to \$10.98 effective November 16, 2001. Herb Pemberton seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator reported that the Linn County Sewer District #1 (Centerville) has been determined eligible for R.U.S. Services. No action by the Commission.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, November 26th due to next week being K.A.C. Meeting in Wichita. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

November 26, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman; Tom Foerschler, Vice Chairman; Delbert Cannon, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$127,876.89; Employee Benefit, \$76998.64; Appraiser, \$14,538.98; Rural Fire, \$5,491.66; Road & Bridge, \$55,836.43; Law Enforcement, \$70.00; SRO, \$2,197.16; Hospital Board, \$50,617.04; Crime Victim Assist, \$1,325.64; Elderly, \$13,863.57.

The Commission Chairman signed the following add/abate/refund order numbers: 2165 through 2190.

Herb Pemberton motioned to approve for County Attorney John Sutherland to purchase a new laptop computer from Gateway for approximately \$2,900.00. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission approved for Road District #2 Foreman, John Black to have his crew level the practice football field at the Pleasanton High School.

The Commission instructed Solid Waste Coordinator, Ed Fleming to advertise for a part-time position at the Centerville Compactor.

Herb Pemberton motioned to approve a permit to bury water line, requested by Rural Water District #3 located at 1850 Road and Perry Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury water line requested by Anderson County Rural Water District #6 located 1/4 mile north of 1000 Road and Arthur Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United located on Harkness Road in Section 24 & 19, Range 22 East, Township 22S. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to reappoint Robert Stocking to the Tri-Ko Inc. Board of Directors. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to appoint Larry Sullivan, LaCygne, as a member of the Linn County Hospital Board to replace Don Pease who resigned from the Board. Tom Foerschler seconded the motion. The motion passed 3-0.

The Clerk notified the Commission of a notice of non renewal from Highland Insurance on the counties package policy and general liability policy. The reason given was that the risk no longer meets underwriting guidelines. No action taken.

Tom Foerschler motioned to pass Resolution 01-15 supporting the Lake Region Solid Waste Management Plan. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution 01-15:

The Commission reviewed and approved the Linn County Hospital Board report through October 2001.

The Clerk and the Commission discussed some part time people working more hours than they should be.

The Commission reviewed a letter from Karen and Make Barrett supporting the Linn County Hospital Clinics.

Zoning Administrator, Andy Mayhugh presented the Commission with sub-division plat #15, requested by George and Mary Nash. Herb Pemberton motioned to approve the subdivision agreement and to sign the accompanying plat. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve lot split #116 requested by Tom McGuire and to accept the accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Holt attended the executive session.

At the request of Park Director Bruce Holt, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to a non elected personnel. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Holt attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

At the request of Register of Deeds, Sharon Barnes, Herb Pemberton motioned to agree to lease a new copier from Danka Office Equipment for a 3-year period at \$289.00 per month for 6500 copies per month. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to have Hamilton Binding, Des Moines, Iowa bind five books for the Register of Deeds Office for \$600.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Sheriff Marvin Stites, Herb Pemberton motioned to purchase a 1982 Chevy Van from Cox Motor Company for \$5,000.00 and purchase a new radio and shelving for the van from the Special VIN Fund. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved for Sheriff Stites to advertise for two new patrol cars to be purchase in 2002. Also, the Commission gave Stites approval to look for one more deputy to be hired in 2002.

Larry Robinson, Traffic Control and the Commission discussed the proposed alignment of new 69 Highway and a proposed interchange North of Pleasanton. No action taken.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, December 3rd. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

December 3, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman, Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Tom Foerschler motioned to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$102,643.03; Appraiser, \$2,343.90; Rural Fire District, \$6,292.05; Road & Bridge, \$28,560.85; Hospital Board, \$12,719.89; Crime Victim Assist, \$36.43; Elderly, \$7,674.20; Economic Development Grant, \$10,613.20; Zoning L.E.P.P., \$802.75.

The Commission Chairman signed the following add/abate/refund order numbers: 2191 - 2203.

The Commission reviewed bids for chemical that Noxious Weed Director, John Maloney presented. Bids were received from Drexel Elevator, Farm and Field Supply and Ag Services. Delbert Cannon motioned to accept the low bid from Farm and Field Supply, Centerville, Kansas for a total of \$5,981.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed quotes on a new copy machine presented by Fire Coordinator, Bernard Streeter for Rural Fire. Tom Foerschler motioned to accept the low bid from Digital Connection Inc., Colony, Kansas for \$1,795.00 plus \$75.00 for stand. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission discussed some modifications in the work agreement with Top Line Construction on the Fire Barn addition in Pleasanton. Herb Pemberton motioned to have Commissioner Cannon inspect the job site and to approve or disapprove the modifications. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal issue with County Counselor (possible litigation). Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Ed Fleming, Solid Waste Coordinator attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action taken.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session to discuss a legal issue with County Counselor (possible litigation) for 15 minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Fleming attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to start charging commercial trash haulers that dump at the Linn County Transfer Station the following: 1. Pickup size \$15.00, 2. Ton Truck Size \$45.00 and 3. End Loader Size or Larger \$200.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess the Commission meeting into executive session for 5 minutes to discuss a personnel issue related to non elected employees. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk and Nutrition Director, Marilyn Augur attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Eddie Andersen, resident northeast of LaCygne reported that although the county has been maintaining Robertson Road near his home the county does not show it as a legal open road. After discussion, the Commission reported the County Counselor will work out a solution.

Bruce Holt, Park Director gave Commission a price on roofing and supplies to roof the county owned house Holt lives in. The Commission agreed to the price from William Byrd Lumber for \$845.53.

Andy Mayhugh, Zoning Administrator and Steve Hilman met with the Commission to present rezoning for Latter Day Saints Church. Tom Foerschler motioned to accept the recommendation of the Zoning Commission and to approve Case # 21001165 for rezoning and lot split #118. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission then heard a request for CUP #10071 to allow the construction of the Latter Day Saints Church. Delbert Cannon motioned to approve CUP # 100171 as requested. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed lot split #117 requested by Robert and Linda Tyson. The decision was tabled until next week.

Herb Pemberton motioned to approve Resolution #01-16 to rearrange Commission Districts. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-16:

Delbert Cannon motioned to declare December 24th a county holiday for all county employees. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission also agreed there will not be a County Commission meeting the week of the 24th of December.

In response to a request from an individual the Commission decided not to train any additional people for backup coroner duties.

The Commission reviewed the October 30th minutes and the November 27th agenda for the SEK Multi County Health Board.

The Clerk notified the Commission of a \$3,941.55 dividend check from the Counties Worker Compensation Policy with Highlands

Insurance Company.

The Commission agreed to vote yes on the proxy cards for Blue Cross and Blue Shield to sell to another insurance company.

The Clerk and Commission reviewed statistics on the Dr. to patient ratio in Linn County. The ration of patients in Linn County is 3,190 persons per Dr.. This figure is the 103rd worst ratio out of the 105 Kansas Counties.

The County Counselor received the Attorney General opinions on the petition to unincorporate the City of Linn Valley. The Clerk reported that his office had begun certifying signatures.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, December 10th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

December 10, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman, Delbert Cannon, Member, David Lamb, System Administrator and Gary Thompson, County Counselor.

Herb Pemberton motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$11,219.18; Rural Fire District, \$889.92; Road & Bridge, \$879.50; Law Enforcement Trust, \$270.00; Hospital Board, \$825.88; Elderly, \$1,115.81; and Economic Development Grant, \$7,947.00.

The Commission Chairman signed the following add/abate/refund order numbers: 2204 - 2211.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Peoples Mutual located on County Road 1095 north of Kansas 152 Highway in Section 34, Range 23 East, Township 19 South. Herb Pemberton seconded the motion. The motion passed 3-0.

Jerry Bedgood, Custodian, reported that the Courthouse roof needs to be repaired. He thought that it might cost less than \$500.00. Delbert Cannon will try to find someone to do the repairs.

At the request of Ed Fleming, Solid Waste Coordinator, Herb Pemberton motioned to hire George Kellerman as Part-Time Compactor Operator at Centerville @ \$6.25 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by Sprint United located at 2500 Gorman Road and 400 Gorman Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session to discuss a legal issue with County Counselor (possible litigation) for 15 minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, County Counselor, Harry Wisdom, John Black and David Lamb attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Tom Foerschler motioned to recess the Commission meeting into executive session for 10 minutes to discuss a personnel issue related to non elected employees. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, County Counselor, David Lamb and Nutrition Director, Marilyn Augur attended the executive session.

Tom Foerschler motioned to adjourn the executive session and reconvene the Board of Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to hire Rebecca Patience as Full-Time Medical Van Driver at \$7.74 per hour. Patience must take a pre-employment physical and drug screen and be on the County=s 6-month probation. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve Resolution #01-17 canceling outstanding County Warrants. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-17:

Delbert Cannon motioned to cancel the outstanding balances on 2000 Purchase Orders #2000-03, \$600.00; # 2000-09, \$2,386.00; and #2000-15, \$27.06. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to recess from the Commission meeting for 15 minutes for a break. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to reconvene the Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

Lorna Turley, Mound City Council Member, asked the Commission to pave the Bunker Hill parking lot. She stated that every time it rains, the gravel washes down the hill into the Heartland Rural Electric parking lot. The Commission will have John Byington take a look at the parking lot, but would have to wait until spring to do any paving.

The Commission reviewed and approved the Park Report for the month of November. No action taken.

Bruce Holt, Park Manager, asked for permission to take bids for a new Patrol Pickup. He would like to trade in the >92 pickup that he is using now. He will bring bids to next week=s meeting. He would like to purchase order the funds from this year=s budget and buy the truck in the spring.

David Ayers asked the Commission about the fees charged to commercial trash haulers. The Commission stated that the fees are charged at the Transfer Station, not at the compactor sites.

Tom Foerschler motioned to accept lot split #117 as presented by Andy Mayhugh, Zoning Administrator, with an exception on the right of way. The right of way exception is given because it does not violate the public interest, unnecessarily burden the County, or annul the intent and purpose of the regulations. Delbert Cannon seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, December 17th. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

December 17, 2001

The Board of Linn County Commissioners met in a regular session. Those present were Herb Pemberton, Chairman, Tom Foerschler, Vice Chairman, Delbert Cannon, Member, Don Proffitt, County Clerk and Gary Thompson, County Counselor.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$57,617.51; Employee Benefit, \$23,646.96; Appraiser, \$7,904.19; Rural Fire District, \$7,506.83; Road & Bridge, \$27,903.04; SRO, \$1,098.58; Hospital Board, \$22,499.10; Crime Victim Assistance, \$662.81; Elderly, \$6,217.68; and Special VIN, \$5,010.50.

The Commission Chairman signed the following add/abate/refund order numbers: 2212 - 2304 and 2305 - 2323A.

Solid Waste Coordinator Ed Fleming reported that due to some false testing reports on landfill wells done by Q.W.A.L., the company that tests our wells, E.P.A. wants the County to have some other company test the County's landfill wells. The Commission agreed to get bid from other companies.

Fleming and the Commission discussed changing hours at the landfill with no action taken.

Herb Pemberton motioned to approve permit to bury telephone cable requested by Sprint United located at 22248 Hadsell Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve permit to bury telephone cable requested by Sprint United located at 8544 Otto Lane. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal issue (possible litigation) with the County Counselor. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, County Clerk, County Counselor, and Road Foreman Harry Wisdom attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action was taken as a result of the executive session.

Delbert Cannon motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a personnel issue related to non-elected personnel. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, County Clerk, County Counselor, and Solid Waste Coordinator Ed Fleming attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action was taken as a result of the executive session.

Julie Dill with Jayhawk Linn High School discussed the Project S.T.A.R. #3 program December 19th at Jayhawk Linn and invited the Commission to attend.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal issue (possible litigation) with the County Counselor. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, County Clerk, County Counselor, and Noxious Weed Director John Maloney attended the executive session.

Herb Pemberton motioned to adjourn the executive session and reconvene the Board of Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0. No action was taken as a result of the executive session.

Ola Mae Earnest, Linn County Historical Society reported she is concerned about vandalism at the Marais des Cygnes Massacre Park. She would like to see No Trespassing signs and to see it patrolled by the Sheriff's Dept. once in a while.

Delbert Cannon motioned to recess for a 20 minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:30 A.M. bids were opened for a new pick up for the County Park. Bids received were: Cox Motor Company - \$16,446.00 and Beckman Motors - \$16,664.00. Tom Foerschler motioned to accept the low bid from Cox Motor Company for \$16,446.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve Purchase Order #2001-01 for \$16,446.00 to Cox Motor Company for a 2002 F150 Ford Pick Up. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the Sheriff's monthly fee report for November 2001.

Delbert Cannon motioned to approve Cereal Malt Beverage renewal for Vicky Lovett Bodiford, Farm & Field Supply, Centerville, Kansas. Herb Pemberton seconded the motion. The motion passed 2-0 with one abstaining.

Tom Foerschler motioned to pass Resolution #01-23 to cancel County warrants. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #01-23:

The Commission agreed for the County Counselor to prepare a petition for residents asking for the County to open part of Robertson Road.

The Commission reviewed and approved the Linn County Family Care Hospital Board receipts and expenditures reports thru November.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 A.M., Monday December 31st. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

December 31, 2001

The Board of Linn County Commission met in a regular session. Those present were Herb Pemberton Chairman; Tom Foerschler, Vice Chairman, Delbert Cannon, Member, and Don Proffitt, County Clerk.

Delbert Cannon motioned to approve the minutes of the last regular meeting as printed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$271,283.65; Employee Benefit, \$43384.65; Appraiser, \$22,656.79; Rural Fire, \$95,891.98; Road & Bridge, \$202,647.01; Special VIN Fund, \$734.79; DARE, \$1,040.14; School Resource Officer, \$1,104.54; Hospital Board, \$146,579.43; Special Alcohol Fund, \$560.13; Crime Victim Assist, \$665.69; Elderly, \$15,503.41; Economic Development Grant, \$1,000.00.

The Commission approved the following add/abate/refund order numbers: 2579 through 2591 and 2324 through 2405.

Solid Waste Coordinator Ed Fleming, presented a bid to have wells tested at the landfill. Herb Pemberton motioned to accept the low bid from Pace Laboratories, Lenexa, Kansas, to sample landfill wells at \$2,135.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tires illegally dumped at the LaCygne Transfer Station was discussed. The Commission agreed to have the County pick up the tires and take them to the Transfer Station.

Delbert Cannon motioned to hire Lloyd Janssen as part time employee at the Transfer Station at \$6.50 per hour. Janssen is not to work over 1000 hours in the year. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury water line requested by Tim Watson, Anderson County Rural Water District located at 1250 Botkin Road, Centerville. Delbert Cannon seconded the motion. The motion passed 3-0.

ONT Trucking and Midwest Coal Company were discussed. The county still has not received any payment from hauling coal over Tiger Road and the damage done to Tiger. The County Counselor was not present to answer questions.

Several Noxious Weed issues were discussed, use of weevils versus spraying, also letters written to landowners.

Delbert Cannon motioned to approve 2002 CMB License renewals for P.D.Q., Prescott; Stat Stop, LaCygne and the Longhorn Restaurant, LaCygne. Herb Pemberton seconded the motion. The motion passed 2-0 with one abstention.

Delbert Cannon motioned to approve 2002 C.M.B. License for the Prescott Diner L.L.C., Prescott. Herb Pemberton seconded the motion. The motion passed 2-0. With one abstention.

At 10:00 a.m. a budget amendment hearing for the Nutrition Department and Linn County Hospital Board was held. Tom Foerschler motioned to amend the 2001 Nutrition Budget at \$331,000.00 total expenditures. Delbert Cannon seconded the motion. The motion passed 3-0.

After a lengthy discussion and comments from approximately 10 residents concerning taxes and spending, Tom Foerschler motioned to amend the Linn County Hospital Board 2001 Budget to \$952,075.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Brenda Taylor, Centerville spoke to the Commission about the increase in taxes. She moved to Linn County in 1996 and taxes have increased every year. The Commission thanked Taylor for taking time to come in to the Commission meeting and sharing her views.

Delbert Cannon motioned to take a 15 minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to resume the County Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

Bids were opened for new patrol cars by Sheriff Marvin Stites. Bids were Beckman Ford \$21,742.00 each. Cox Motor Company bid \$22,300.00 each. Sheriff Stites will review the specs and get back to the Commission. Also, Stites will advertise the old patrol car to the general public. The Commission turned down Stites request for a third patrol car to be purchased from the 2001 Budget that has unused funds.

Herb Pemberton motioned to give 5% advantage to Linn County businesses on future bids. The motion died for lack of a second.

Andy Mayhugh, Zoning Administrator presented C.U.P. #110172 requested by Heartland Propane to put a 30,000 gallon propane tank at First and Cherry Street. Delbert Cannon motioned to accept the recommendation by the Planning Commission and to deny C.U.P. #110172. Herb Pemberton seconded the motion. The motion passed 2-1 with one abstention.

Herb Pemberton motioned to approve newly elected Rural Fire Chiefs and Assistant Chiefs elected by their Departments for 2002 and 2003. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a list of Fire Chiefs and Assistant Chiefs:

Herb Pemberton motioned to approve the following 2001 purchase orders, 2001-02 for \$1,750.00, 2001-03 for \$4,597.77, 2001-04, 05, 06 and 07 for Contract Attorney Fees at \$15,000.00 each, 2001-08 for \$34,239.00, 2001-09 for \$165,000.00 for Employee Health Insurance Claims, 2001-10 for \$2,769.60 and 2001-11 for \$910.15. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to cancel the \$1,100 remaining on purchase order 2000-2 to Lockwood Company and to cancel \$436.00 remaining on purchase order 2000-10 to Lockwood Company. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept the resignation of Geraldine Peatman as Mound City Township Treasurer effective December 31, 2001 and to appoint Carol Wood as Mound City Township Treasurer to replace Peatman. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to pass Resolution #2001-18 designating official depositories for county funds, Resolution 2001-19 to file waiver

requests to division of accounts and reports for audit requirements, 2001-20 designating official County Newspapers. 2001-21 designating county holidays, 2001-22 designating pay dates for 2002. Herb Pemberton seconded the motion. The motion passed 3-0. Following are copies of Resolution numbers 2001-18,19,20,21 and 22:

With nothing further on the agenda Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, January 7. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board