

January 7, 2002

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 Chairman signed the following add/abate/refund order numbers: 2406 - 2490 and 2592 - 2598.

The Commission Chairman signed the following pays/special pays: General, \$180,509.48; Employee Benefit, \$43,374.27; Appraiser, \$8,196.79; Rural Fire, \$1,890.84; Road & Bridge, \$29,400.98; School Resource Officer, \$2,222.10; Hospital Board, \$20,603.87; Crime Victim Assist, \$679.46; Elderly, \$7,554.79.

Herb Pemberton motioned to approve Solid Waste Collections permit for Randy Sullivan for 2002. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve purchasing parts for the LaCygne Compactor from Grainger for \$534.64. Herb Pemberton seconded the motion. The motion passed 3-0.

Traffic Control Director, Larry Robinson reported it is time to do the county=s biannual bridge inspection. The Commission instructed Robinson to bid out the inspections.

Tom Foerschler motioned for Larry Robinson to attend Traffic Engineering School in Lawrence on February 12 - 15th. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Nutrition Director Marilyn Augur, Tom Foerschler motioned to approve the job description for the transit driver. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission approved the park report for 2001.

Herb Pemberton motioned to purchase two new patrol cars from Cox Motor Company at \$22,300.00 each, due to the fact that Cox Motor Company is a Linn County dealer, although Beckman Ford was the low bid at \$21,746.00. Delbert Cannon seconded the motion. The motion passed 3-0.

County Counselor and Commission along with Eddie Andersen and Danny Bennett discussed opening Robertson Road northeast of LaCygne. The price of surveyors and who would pay for surveying was discussed, but no decision was made. The Commission agreed for the County Counselor to write a letter to Danny Bennett=s Lender and Title Company stating that the County does plan to open Robertson Road.

The Commission asked the Clerk to see if Randall Dawson will accept a reappointment to the 6th Judicial Nominating Committee as the non-lawyer member.

Fire Coordinator, Bernard Streeter came into explain the need to purchase night vision equipment. Streeter reported it is to be used for night training and night accidents etc. Also, the range finder is used to be sure of distance in toxic related cases, etc. The Commission reported they have no problem with the purchase.

At the request of 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.

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 for the County to pay for the meal for the county=s award dinner on January 28th. Tom Foerschler seconded the motion. The motion passed 3-0. The Clerk will get bids for the dinner.

Herb Pemberton motioned to give county employees 2.5% cost of living increase for all full and part time employees effective January 1st. However, depending on what the employee=s health insurance premiums do, the county will cap the amount the county will pay on the employees family health insurance at \$700.00 per month. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to leave the payroll savings match at 2%. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to move the January 21st meeting to Tuesday, January 22nd due to the 21st being a county holiday. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pay Gary Thompson \$1,350.00 for legal services to prepare the summary judgement for the V&H Enterprises lawsuit. 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, January 14th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 14, 2002

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, \$93,340.82; Employee Benefit, \$39,327.20; Appraiser, \$8,400.56; Rural Fire, \$3,696.30; Road & Bridge, \$30,005.78; 911 Telephone Tax, \$832.53; School Resource Officer, (SRO) \$1,134.00; Hospital Board, \$39,623.41; Crime Victim Assist., \$679.46; Elderly, \$10,035.32.

The Commission approved the following add/abate/refund order numbers 2491 through 2578.

Delbert Cannon motioned to recess from the Board of Commission meeting into an executive session 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 Solid Waste Coordinator, Ed Fleming 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, the County Counselor asked the Linn County News to correct last weeks paper that stated that tires can be left at the Prescott Transfer Station for free. They can be left at the Transfer Station but not for free.

Herb Pemberton motioned to change the Transfer Station hours to being open Monday, Tuesday, Thursday Friday from 8-11 a.m. and 1-4 p.m. and Saturday 9-12 a.m.. The Transfer Station is closed Wednesday and Sunday. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury water line requested by Bates County Rural Water District #2 located on State Line Road and 2200 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase a Hydraulic Cylinder for District #2 from Mid America Hydraulics for approximately \$685.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Railroad crossings in the county were discussed. The Commission asked the County Counselor to see if he can get something done to get the crossings repaired.

John Byington, Asphalt Foreman and the Commission discussed a road problem at 250 Road and Harkness Road where the road had been dug up instead of bored.

Elizabeth Maxwell with the East Central Kansas Area on Aging presented the Commission with their end of the year report, and Explore Your Options booklet and also updated the Commission on services in Linn County.

Delbert Cannon motioned to recess from the Commission meeting for a fifteen minute break. Herb Pemberton seconded the motion. The motion passed 3-0.

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

Delbert Cannon motioned to have all maintenance and repairs on Senior Citizen Buildings regardless of costs to be brought to the Commission. Motion died for lack of a second.

Delbert Cannon motioned that any major repairs on Senior Centers that are over \$300.00 are to be bid out and brought to the Commission. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to set the road viewing for Robertson Road on February 11th at 1:00 p.m.. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to appoint Dennis Arnold, Ernie Price and Don Proffitt as viewers. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve Resolution #02-02 adopting standards for procurement, bidding and contract awards for the Centerville Sewer District #1. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-02:

Tom Foerschler motioned for the Chairman, Herb Pemberton to sign necessary paper work for Centerville Sewer District #1. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned the following reappointments to the Linn County Hospital Board with dates their term=s and will end: Janet Kleweno, December 31, 2003; Clint Jaeger, December 31, 2002; Michele Bollinger, December 31, 2003; Keith Couch, December 31, 2004; Bruce Smith, December 31, 2002; John Teagarden, December 31, 2003 and Larry Sullivan, December 31, 2004. Tom Foerschler seconded the motion. The motion passed 3-0.

Since the Treasurer of the Linn County Hospital Board does not handle any funds, Delbert Cannon motioned to waive the request for the Hospital Board Treasurer to post a bond. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve Resolution 02-03 to bring action to foreclose unpaid tax liens. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-03:

At the request of Rural Fire Coordinator Bernard Streeter the Commission gave approval to get prices on a digital camera for the Rural Fire.

Streeter also discussed the purchase of a used pumper and tanker truck for Mound City and LaCygne Rural Fire. Streeter will discuss the trucks with the fire board.

Delbert Cannon motioned to approve lot split #119 for financing purposes as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve boundary line adjustments requested by Ralph Brandt and to accept road easement as required. Tom Foerschler seconded the motion. The motion passed 3-0.

Linn County Treasurer, Ellie Davey presented the Commission with year end interest report. Interest earned in 2001, \$290,625.38.

The Commission reviewed and approved the Prescott Senior Center Quarterly Report through December 31, 2001.

The Commission reviewed and approved the Linn County Hospital Board receipts and expenditures report through December 31, 2001.

The Commission reviewed the 2001 Solid Waste Revenue Report.

Herb Pemberton motioned to sign a contract with Diehl Banwart, Bolton, Jarred and Bledsoe for 2001 Audit and 2003 Budget preparation. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve Resolution #02-01 setting 2002 salaries for county employees and elected officials. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-01:

Tom Foerschler motioned to reappoint Randall Dawson as the non lawyer member to the 6th District Judicial Nominating Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to appoint Tom Foerschler as Chairman of the Commission for 2002. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to appoint Delbert Cannon as Vice Chairman of the Commission for 2002. 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, January 22. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 22, 2002

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

Delbert Cannon 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 2599 - 2601.

After reviewing prices, Delbert Cannon motioned to purchase a compactor for \$6,459.20, two 40 yard containers for \$4,245.60 each and a 20' lead for \$292.00 plus freight from McClain EZ Pack, Oklahoma City, Oklahoma. Herb Pemberton seconded the motion. The motion passed 3-0. The total amount is \$15,357.55.

The Clerk reported that the county has received reimbursement for the \$150,000.00 to purchase the Stout property for Mine Creek plus the \$500.00 that was retained on the Read property. The county will reimburse Mine Creek Foundation for \$700.00 appraisal fees.

The Commission approved a request by the Linn County Ambulance to use county buildings to hold training classes.

The Commission gave approval for Sheriff Stites to purchase a dishwasher for \$529.00 from Randall Hardware.

Tom Foerschler motioned for a ten minute break. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to reconvene the Commission meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pass Resolution 02-04 to set a speed limit on Ullery and 2400 Road between Ullery Road and 69 Highway. Delbert Cannon seconded the motion. The motion passed 2-1. Following is a copy of Resolution # 02-04:

At the request of Fire Coordinator Bernard Streeter, 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. Delbert Cannon seconded the motion. The motion passed 3-0. 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. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Streeter and the Commission discussed the purchase of new fire trucks. Tom Foerschler motioned to purchase a 1989 pumper rescue truck for Mound City Rural fire for \$90,000.00 from Fire Trucks Plus. Delbert Cannon seconded the motion. The motion passed 3-0. The truck will be purchased from special equipment fund.

Herb Pemberton motioned to purchase a 1996 Freightliner Tanker for LaCygne Rural Fire from Good Hope Fire Apparatus for \$62,000.00. Delbert Cannon seconded the motion. The motion passed 3-0. This truck will be purchased on a lease purchase program.

Ladean Kempinger, Nutrition Department asked for clarification on repair and maintenance for Senior Centers that were discussed last week. The Commission stated that the \$300.00 max to get quotes on is for non emergency maintenance and repair. The Board would still be allowed to take care of emergencies. Also, Delbert Cannon motioned to have any repair and maintenance over \$1,000.00 to be formally bid and published. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Job with K-Camp presented insurance proposal to the Commission, after reviewing the proposal the Commission decided to wait and see if Harris Insurance brings in a proposal before making a decision.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00a.m. Monday, January 28th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 28, 2002

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

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

Delbert Cannon motioned to approve the following add/abate/refunds order numbers 2602-2607. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: Special Fire Equipment Fund \$90,000.00.

Jerry Bedgood, Maintenance Department asked the Commission about some remodeling in the County Attorney Building. The Commission asked Bedgood to get two quotes on the project. Bedgood reported the job should not go over \$1,500.00.

Danny Morris, road District #1 reported he needs to replace a culvert on 2150 Road. The differences between PVC and steel were discussed. Herb Pemberton motioned to purchase a PVC culvert from A.D.S., K.C. for \$2,400.00. Delbert Cannon seconded the motion. The motion passed 3-0. This culvert is to be purchased from Special Bridge in the Road Fund.

Grading of county roads was discussed. Commissioner Cannon reported he feels the roads need graded deeper to put dirt in the chug holes instead of loose rock that wont stay. John Black, Road District 2 said he felt it has been too dry to cut the roads deeper to fill the holes but will try.

Delbert Cannon motioned to approve a permit to bury telephone cable requested by Sprint United, located at 1654 West 1450 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Noxious Weed Director John Maloney, Tom Foerschler motioned to approve the 2001 Annual Noxious Weed Report. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the 2001 Annual Township Reports for Blue Mound, Centerville, Liberty, Scott, Sheridan, Stanton, Mound City, Potosi, and Valley Townships. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to accept the 2001 Cemetery Reports for Cemetery Districts 1,3,4,and 5 and Mound City Cemetery Districts. Tom Foerschler seconded the motion. The motion passed 3-0.

The Clerk received a letter from Harris Insurance Company stating that they were not going to have a quote on the county=s property and liability insurance due to not being able to be competitive at the present time.

The Commission reviewed the agenda for the January 29th meeting of the SEK Multi County Health Department Board. No action taken.

Andy Mayhugh, Zoning Administrator presented C.U.P. # 120173 for storage units requested by Mr. & Mrs. Karl Kempinger, located 2 miles East of Blue Mound on 31 Highway @ Ferris Road. Tom Foerschler motioned to approve C.U.P. #120173 as requested and as recommended by the Planning Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh presented C.U.P. #120175 for Rock Quarry, Asphalt and Concrete Plant, North of Mound City on 7 Highway requested by Wade Ag Products. Herb Pemberton motioned to approve C.U.P. #120175 as requested and with the conditions attached. Delbert Cannon seconded the motion. The motion passed 3-0.

Mayhugh presented C.U.P. #120174 for storage Unites at Antioch Corner requested by Brian and Billy Hilt. Tom Foerschler motioned to accept the recommendation of the Planning Commission and approve C.U.P. #120174 with the condition noted. Delbert Cannon seconded the motion. The motion passed 3-0.

Mayhugh presented rezoning case #Z1201166 requested by John Larson and Ed Self to divide 6 acres from a longer tract. Herb Pemberton motioned to approve case #Z1201166 as requested. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to take a ten minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

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

Carl Elman, K-Work and Tom Job K-Camp met with the Commission to answer questions on the county=s insurance package. Tom Foerschler motioned to accept the work comp. insurance proposal from K-Work for \$41,530.00 and for the county=s property and liability insurance from K-Camp for \$89,058.00 for one year period beginning February 2nd. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pass Resolution #02-05 accepting the by-laws and conditional agreement with K-Camp. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-05:

Herb Pemberton motioned to approve for the Sheriff to purchase a computer from Tiger Direct for \$499.00 plus shipping. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Economic Development Director, Dennis Arnold, Herb Pemberton motioned to file a transfer of property to LaCygne Ready Mix for a small piece of property in the LaCygne Industrial Park. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign applications to Baystone Financial group to lease purchase a fire truck that was approved last week. The total amount of lease purchase \$65,193.00. The actual cost of the fire truck is \$62,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

County Extension Agent, Mark Schuller presented the Commission with a booklet called Situations and Trends in Linn County. That was published by Kansas State University. No action taken.

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

County Clerk

Chairman of Board

January 31, 2002

Tom Foerschler called the Emergency Meeting to order. Those present were Tom Foerschler, chairman; Delbert Cannon, vice chairman; Ellie Davey, Treasurer, Bernard Streeter, Fire and Emergency Preparedness Coordinator and David Lamb, County Clerk=s Office. Herb Pemberton, member, called in on by phone.

Delbert Cannon motioned to pass Resolution 02-06 declaring Linn County as a Local Disaster Emergency Area. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-06:

Delbert Cannon motioned to allow Dean Schoenhals to pickup three generators from Sedelia, Missouri, a 40 KW at \$644 per week, 55 KW at \$716 per week at 130KW for \$1,100.00 per week. Schoenhals will be paid \$400.00 for delivery of the generators. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to adjourn. Delbert Cannon seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

February 1, 2002

The Board of Linn County Commission met in a special session called by the Chairman to discuss the tremendous damage done in Linn County due to the recent ice storm. Those present were Tom Foerschler, Chairman; Delbet Cannon, Vice Chairman; Don Proffitt County Clerk, Road Foremen Danny Morris and Harry Wisdom, Fire Coordinator Bernard Streeter, Solid Waste Coordinator Ed Fleming, Traffic Control Director Larry Robinson, Tuesdee Stark Administrative Assistant, and Bruce Holt, Park Director.

Since Governor Graves has declared Linn County a disaster area, Streeter reported we need to determine what kind of manpower Linn County has to help clean up the broken tree limbs, etc. The National Guard will also be available to help with the clean up plus several volunteers.

The Commission agreed to provide trucks for all road districts to haul brush and to utilize the Pleasanton Industrial Park and the LaCygne Industrial Park for burn areas.

Tom Foerschler motioned to adjourn. Delbert Cannon seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

February 4, 2002

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

Herb Pemberton motioned to approve the minutes of the last regular meeting, the minutes of the special called meeting, January 31st and the special called meeting February 1st as printed. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commissioners approved the following pays/special pays: General, 71,299.30; Employee Benefit, \$50532.66; Appraiser, \$8,175.12; Rural Fire, \$4,992.15; Road & Bridge, \$28,826.80; 911 Telephone Tax, \$4,354.64; School Resource Officer, \$1,134.00; Hospital Board, \$30,920.55; Crime Victim Assist, \$679.46; Elderly, \$7,919.00.

Herb Pemberton motioned to approve the following add/abate/refund order numbers 2608 - 2613. Delbert Cannon seconded the motion. The motion passed 3-0.

Marion Brownback, Centerville reported that many volunteers had done a lot of work in the area but he feels that county had let the people down. He did not see the county doing its part. The Commission reported that the Commission's first priority was to get brush off roads and driveways so people can get out and also a lot of behind the scenes was done getting the county declared a disaster area and getting generators for use in the county, etc. The Commission also told Brownback the county road crew would be available to haul broken limbs from cemeteries.

Nutrition Director, Marilyn Augur presented the Commission with the present E.E.O. and affirmative action policy. Herb Pemberton motioned to approve the E.E.O. affirmative action plan with no changes. Tom Foerschler seconded the motion. The motion passed 3-0.

Augur reported all the senior centers are up and running except Parker although, there are some small problems left to take care of.

Augur reported that SECAP is moving out of the Mound City Senior Center and is taking a kitchen cabinet that belonged to them, a replacement will cost \$590.00. Herb Pemberton motioned to purchase a cabinet from American Woodworking in LaCygne for \$590.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pass Resolution #02-07 accepting the Bylaws and Inter local agreement with K-Work. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-07:

Tom Foerschler motioned to take a fifteen minute break. Delbert Cannon seconded the motion. The motion passed 3-0.

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

The Commission signed the K-Camp Public Officials Bond.

Tom Foerschler motioned to approve the 2001 Paris Township Treasurer/Trustee Report. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve accepting 1/3 (\$2,390.33) of the Paris Township Loan of \$7,171.00 and to approve Paris Township to make two more equal payments on January 3, 2003, and one January 4, 2004. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase forty hours of block time from Infinitec for \$95.00 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

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). 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. 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. Monday, February 11th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 11, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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: General, \$167,065.70; Employee Benefit, \$40,423.00; Appraiser, \$1,415.46; Rural Fire District, \$5,903.25; Road & Bridge, \$67,028.97; Special Machinery, \$64,000.00; 911 Telephone Tax, \$1,534.79; DARE, \$27.00; School Resource Officer, \$372.00; Hospital Board, \$20,175.41; Crime Victim Assist, \$141.60; Elderly, \$9,761.17; Economic Dev. Grant, \$1,128.10; Zoning LEPP, \$985.77.

The Commission and road crew discussed the damage left by the late January ice storm. The roads are cleared, only brush on right-of-way left to be cleaned up.

The Commission decided to have the Transfer Station to go back to normal hours.

Mark Schuller, Extension Agent presented the agreement that is signed by anyone renting the 4-H Building. The County Counselor will review the agreement and bring back to the Commission for approval.

Schuller also reported that PWWSD#13 had applied to the Corp. of Engineers to build the dam for the new wholesale water district lake. Public comments on the request ends February 15th.

Delbert Cannon motioned to recess from the Board of Commission meeting into an 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, John Black and Danny Morris 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 take a fifteen minute break. Delbert Cannon seconded the motion. The motion passed 3-0.

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

Parks Director, Bruce Holt asked about the FEMA Program to help clean up the park. Holt reported he had Osawatomie inmates helping clean up. The Commission told Holt to get the necessary work done with the inmates.

The Commission asked Sheriff Marvin Stites about liability involved in non sheriff personnel hauling prisoners. Stites stated he would not send untrained persons without being assisted by trained personnel and there are no requirements for transporting prisoners.

The Commission gave Stites approval to get a price on a new copy machine for his department.

Herb Pemberton motioned to accept the low bid of \$1,506.50 from Skaggs, Kansas City, Missouri for a light bar for a new patrol car. Delbert Cannon seconded the motion. The motion passed 3-0.

Bill Earnest, Green Valley area told the Commission that he wished they had not closed a road near his home. He felt it could be an escape route during floods. After reviewing maps it was agreed that Earnest could not get through even if the road had not been closed because the road they closed would not connect him to any other road.

The Commission opened two quotes to remodel the County Attorney=s Office. Simons Construction estimate \$800.00, Double K quote \$950.00. Herb Pemberton motioned to accept Simons bid of \$800.00 if that is a firm bid. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the 2001 Lincoln Township Treasurer/Trustee Report. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission approved the January 2002 Park Report.

The Commission reviewed an invitation to a Kansas Department of Wildlife and Parks meeting in Wichita February 21st. The meeting will focus on Community Lake Assistance Programs.

Tom Foerschler motioned to move the February 18th meeting to Tuesday, February 19th due to the 18th being President=s Day and the county offices will be closed. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept a new formal reporting system for insurance claims in the future to be followed by all county departments. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess the Board of County Commissioners meeting until 1:00 p.m. at 2400 Road and Robertson Road to make a decision on opening a portion of Robertson Road as petitioned by landowners on Robertson Road. Herb Pemberton seconded the motion. The motion passed 3-0.

At 1:00 p.m. the Linn County Commission met at 2400 Road and Robertson Road those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member; Gary Thompson, County Counselor, Don Proffitt, Ernie Price, and Dennis Arnold were present as road viewers and Janet Bennett, one of the petitioners.

After reviewing the portion of road being petitioned to be opened and finding that opening the road would be beneficial to Linn County and would not be a detriment to anyone involved. Tom Foerschler motioned to accept the six road easements required for opening Robertson Road and to instruct the County Counselor to prepare a resolution for next weeks meeting. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to adjourn until 9:00 a.m. Tuesday, February 19th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 19, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member, and 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, \$113,947.50; Employee Benefit, \$31,577.76; Appraiser, \$9,891.78; Rural Fire, \$15,820.42; Road & Bridge, \$46,346.24; School Resource Officer, \$1,134.00; Hospital Board, \$20,024.32; Crime Victim Assistant, \$679.46; Elderly, \$10,205.56; Zoning L.E.P.P. Grant, \$672.25.

The Commission reviewed the minutes of the November 19th meeting of the SEK Mental Health Center Governing Board.

The Commission reviewed the January 2002 Receipts, Expenditures and Budget Report for Linn County Family Care.

The Commission reviewed and approved the December 2001 and the January 2002 Sheriff=s Monthly Fee Report.

The Commission instructed John Byington, Asphalt Foreman to go out for bids for road oil.

Tom Foerschler motioned to have a lift arm repaired on a 953 loader for \$1,607.00. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission agreed to the cost share per gallon of Noxious Weed Chemicals presented by the Noxious Weed Director, John Maloney.

Ron Briggs reported on an emergency watershed program that may help clear brush from the ice storm out of creeks.

The Commission reviewed two proposals for lease purchase of a copy machine for Sheriff=s Department. Tom Foerschler motioned to lease purchase a Konica 7020 Copier from Copy Products for 1,103.00 per year. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to hire Valerie Kramer as a part time dispatcher in the Sheriffs Department at \$8.00 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

Irene Zimmerman, Centerville complained about a light that Morse Auto Salvage installed that shines on the road. Traffic Control Director Larry Robinson reported that Morse has agreed to move the light.

Herb Pemberton motioned to take a ten minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

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

Charlene Sims and Joseph Wurtz, SEK Mental Health Board discussed a consultants report for SEK Mental Health Center. After a short discussion it was noted that Commissioners Cannon and Pemberton had not received the report. Sims was scheduled for the next meeting to discuss this issue.

Tom Foerschler motioned to sign a deed for property to be transferred from Linn County to C&C Land Company. The property is located in the LaCygne Industrial Park. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of the deed:

Herb Pemberton motioned to sign a new agreement with the Consortium for alcohol and drug testing. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to pass Resolution 02-08 concerning Pepsco. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-08:

Delbert Cannon motioned to adjourn until 9:00 a.m. Monday, February 21. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 25, 2002

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

Delbert Cannon motioned to approve the following add/abate/refund order numbers 2614 - 2627. Tom Foerschler seconded the motion. The motion passed 3-0.

District 2 Road Foreman, John Black reported the county will hold a defensive driving school either April 10th or April 17th at the 4-H Building.

Tom Foerschler motioned to approve burial of telephone cable requested by Sprint United Telephone Company located on Paine Road west of Section 28 and 29, Twp. 22S beside the road. Herb Pemberton seconded the motion. The motion 3-0.

Bids were opened for tires for Road District #3 Harlow Oil Company bid \$333.40 each for (16) 11R-22.5 Cross Midwest bid \$235.00 each for (16) 11R22.5 and \$375.00 each for 17.5-25 tires. Delbert Cannon motioned to purchase 16 11R-22.5 tires at \$235.00 each and 4 17.5 X 25 tires at \$375.00 each from Cross Midwest. Tom Foerschler seconded the motion. The motion passed 3-0. Harlow Oil did not bid on the 17.5 X 25 Tires.

At the request of Fire Coordinator, Bernard Streeter, Tom Foerschler motioned to approve a transmission repair bill on a 1985 pumper truck in the amount of \$1,224.02 from Central Diesel. Herb Pemberton seconded the motion. The motion 3-0. The truck needs additional work that Streeter will get prices on.

At the request of Ed Fleming, Solid Waste Coordinator, Delbert Cannon motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue (contract negotiation) with the County Counselor. Herb Pemberton 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. No action taken.

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 Road Foremen John Black, Harry Wisdom and Danny Morris 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.

Economic Development Director, Dennis Arnold reported the county has received a \$100,000.00 micro-loan grant. This grant is for low interest loans for small business.

Arnold reported the ribbon cutting for Tower Metals is now scheduled for April 1st.

At the request of Arnold, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue (contract negotiations with the County Counselor). Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Arnold 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.

Herb Pemberton motioned to take a fifteen minute break. Delbert Cannon seconded the motion. The motion passed 3-0.

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

Les Morse, Centerville met with the Commission to ask for a fence view. After discussion, the Commission set 1:00 p.m., March 18th for the fence view between Les Morse and Irene Zimmerman property.

Charlene Sims and Joseph Wurtz, SEK Mental Health Center board members and the Commission discussed recommendations by a hired consultant. After discussing the need for a job description, board size, term limits and the relationship between the executive director and the board, the Commission asked Simms to set up a meeting between the Commissioners from all the counties involved in SEK Multi Health Center Districts.

Melody Berry, Pleasanton met with the Commission to discuss starting a Big Brother/Big Sister chapter in Linn County and Berry asked the Commission for a donation from the county. Herb Pemberton motioned to donate \$100.00 to Linn County Big/Brothers and Big Sisters. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed four mandatory policies that K.W.O.R.K. requires counties to adopt. After reviewing the policies the Commission asked the County Counselor to prepare a resolution to adopt these policies.

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

County Clerk

Chairman of Board

March 4, 2002

The Board of Linn County Commissioner met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$59,372.14; Employee Benefit, \$56,921.37; Appraiser, \$8,201.36; Rural Fire, \$8,859.16; Road & Bridge, \$28,761.49; School Resource Officer, \$1,134.00; Hospital Board, \$28,789.29; Crime Victim Assist, \$679.46; Elderly, \$6,661.01.

Tom Foerschler motioned to approve the following add/abate/refund order numbers: 2627 -2646. Herb Pemberton seconded the motion. The motion passed 3-0.

Solid Waste Coordinator, Ed Fleming reported the county has received a Lake Region Grant to purchase items necessary to handle household hazardous materials. Fleming reported he needs to purchase a corrosive cabinet and other items. The Commission gave approval for Fleming to purchase the necessary items that will be reimbursed by the grant.

Fleming stated the county needed to have the wells tested at the landfill, if these tests are done and there are no problems, the county should not have to have them tested for five years. The Commission approved for Fleming to have the wells tested.

Larry Robinson, Traffic Control reported on sight distance studies he did on Showalter Road. After reviewing Robinson=s report, Herb Pemberton motioned to pass resolution #02-10 setting the speed limit from K152 going south on Showalter Road for 2 miles at 45 miles per hour. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-10:

Delbert Cannon motioned to pay the SEK Regional Planning Commission dues for \$3,835.50. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to pass Resolution 02-11 adopting mandatory policies requested by KWORK Insurance. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-11:

Herb Pemberton motioned to pass Resolution #02-09 declaring a 1980 1-ton truck that belongs to the Park surplus property and to advertise for bids. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-09:

The Clerk reminded the Commission that it is time to renew the S.R.O. Grant Program. The Commission asked the Clerk to contact Charlene Sims and see if she will reapply for the grant.

At the request of Treasurer, Ellie Davey, the Commission gave the Mine Creek F.C.E. permission to use the courthouse lawn for their annual Easter Egg Hunt on March 30, 2002.

Delbert Cannon motioned to take a ten minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

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

Herb Pemberton motioned to approve having a steering box repaired on #942 Fire Truck for approximately \$2,500.00 from Central Detroit, Kansas City, Missouri. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve repairs on Unit 924 from Conrad Fire. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission and Road Foreman and Clerk discussed cleaning up the debris from the January 30th ice storm. All agreed that the county will clean up the debris in house. The county will hire some temp employees and rent necessary equipment.

At the request of Andy Mayhugh, Zoning Administrator, Tom Foerschler 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Mayhugh 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.

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

County Clerk

Chairman of Board

March 11, 2002

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

At 9:00 a.m. the Commission met with the students from USD 344,346 and 362 to participate in County Government Day.

At 10:00 a.m. the Commission Chairman called the meeting to order. Herb Pemberton motioned to approve the minutes of the last regular meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission asked the students in attendance to introduce themselves.

The Commission approved the following pays/special pays: General, \$204,929.78; Appraiser, \$3,470.72; rural Fire, \$12,869.57; Road & Bridge, \$44,977.29; Law Enforcement, \$27.40; 911 Telephone Tax, \$3,629.97; SRO, \$425.00; Hospital Board, \$16,459.18; Elderly, \$11,589.29; Economic Dev., \$54.25; Zoning L.E.P.P., \$986.50; Employee Benefit, \$32,584.65.

John Byington, Asphalt Foreman presented bids for road oil. After reviewing the bids, Herb Pemberton motioned to take the low bid from Coastal Energy to purchase the county=s road oil for 2002. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve \$600.00 for the Lake Region RC&D Budget for 2002. Herb Pemberton seconded the motion. The motion passed 3-0.

Danny Morris, District #1 Foreman presented a permit to bury water line. Herb Pemberton motioned to approve a permit to bury water line requested by Diversified Contractors located at 152 Hwy. and Lamb Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom, Road District #3 presented burials. Tom Foerschler motioned to approve two permits to bury two fiber optics from Mapleton to Blue Mound. Herb Pemberton seconded the motion. The motion passed 3-0.

Wisdom also reported that Ed Samyn has asked for curve reflectors southeast of Blue Mound between West 200 Road and 450 Road. The Commission asked Wisdom to have Traffic Control take care of it.

John Black, District #2 Road Foreman reported he needs to order tubes. Delbert Cannon motioned to purchase 500' of tubes for approximately \$3,700.00 from Advance Draining Systems. Tom Foerschler seconded the motion. The motion passed 3-0.

Bernard Streeter, Rural Fire Coordinator reported the tele-squirt truck at Pleasanton needs repairs. Tom Foerschler motioned to approve \$2,035.00 of repairs from Conrad Fire, Olathe, Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to give Streeter authority to purchase a 1996 International cab and chassis from Brylly Sales, Odessa, Missouri, for up to \$35,500.00, if the truck is found to be in good condition.. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Dave Striegel, Linn County Deputy, Tom Foerschler motioned to hire Cindy Staton as part time dispatch to fill in vacations and sick days. Herb Pemberton seconded the motion. The motion passed 3-0. Staton is to receive \$8.00 per hour.

At the request of Register of Deeds, Sharon Barnes, Herb Pemberton motioned to hire Linda Pinneo as part time employee in Register of Deeds Office at \$6.41 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission, Road Foreman and Clerk discussed debris cleanup. The Commission instructed the Clerk to advertise for temporary employees for the project.

Tom Foerschler motioned to recess the County 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 Noxious Weed Director, John Maloney 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 taken.

The Commission reviewed and approved the Park Report through February 2002.

The Commission read a letter from Don George, Kansas Department of Wildlife and Parks concerning Community Lake Assistance Program Grants. No action taken.

The Commission reviewed the January 25, 2002 K-Camp Board Meeting minutes.

The Commission read a letter from the State Insurance Commissioner stating that she thinks in a short time counties may be eligible to join the Kansas State Employees Insurance pool.

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

County Clerk

Chairman of Board

March 18, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$66,585.33; Employee Benefit, \$32,009.41; Appraiser, \$8,175.12; Rural Fire, \$3,374.14; Road & Bridge, \$37,979.61; School Resource, \$1,134.00; Hospital Board, \$21,654.62; Crime Victim Assist, \$679.46; Elderly, \$8,357.03.

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 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. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

At the request of Harry Wisdom, Herb Pemberton motioned to purchase new rails and sprockets for 953 Loader in District #3 from Martin Tractor for \$4,678.99. Delbert Cannon seconded the motion. The motion passed 3-0.

Traffic Control Director, Larry Robinson and the Commission discussed the counties 5-year plan. The Commission asked Robinson to find out how much money the County would have available.

Nutrition Director, Marilyn Augur presented two bids for a door for the Prescott Senior Center. Delbert Cannon motioned to accept the bid from K & K Construction for \$325.00. Tom Foerschler seconded the motion. The motion passed 3-0. The other bid received from Dale Friedline was for \$475.00.

Augur also presented bids on a new dishwasher for Pleasanton Senior Center. Bids received were from Steve=s Appliance for \$699.00 and Randall Hardware for \$719.00. Delbert Cannon motioned to purchase a new Bosh dishwasher from Steve=s Appliance, Pleasanton for \$699.00. The motion passed 3-0.

Augur asked the Commission to work one day delivering food to the homebound during the annual March for Meals Campaign. The Commission agreed with the request.

At 10:00 a.m., the Commission opened bids for a 1980 1-ton truck. There was only one bid received. Delbert Cannon motioned to accept the \$600.00 bid from Mark Proffitt, Ft. Scott for the 1980 1-ton. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Hospital Board Report for February 2002.

Tom Foerschler motioned to pass the Statement of Seat Belt Policy for Linn County Employees. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy:

Herb Pemberton motioned to purchase a cabinet to store flammable liquids from Young=s Safety for \$609.00. Tom Foerschler seconded the motion. The motion passed 3-0. This purchase was at the request of KWORC, the county=s work comp. carrier.

The Commission reviewed and approved the Sheriff Monthly Fee Report for February 2002.

Tom Foerschler motioned to sign Resolution #02-10 setting the speed limit at 45 m.p.h. on a portion of Showalter Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Zoning Administrator, Andy Mayhugh presented lot split #120 requested by Ray and Justin Lund on Ellery Road. Tom Foerschler motioned to approve lot split #120 as requested and to accept accompanying road easements. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve lot split #121 as requested by Mike and Barbara Feldman and to accept the accompanying road easement. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Mayhugh, Herb Pemberton 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). Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Mayhugh 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.

David Killion, President of K.C. 4-Wheel Drive Association met with the Commission to discuss a proposed 4-wheel drive park in Linn County located 2 mile north of 31 Highway on Ingrahm Road. The Commission asked Killion to proceed with getting a C.U.P. and they would look at his proposal again.

Fire Coordinator, Bernard Streeter reported on a fire board meeting March 21st to review the county=s S.O.P. and invited the Commission to attend.

At the request of 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 County 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 3-0. No action as a result of the executive session.

Donna Thomas, Multi County Health representing the Linn County Health Fair Committee reported on this years health fair April 20, 2002 in LaCygne and asked the Commission for a donation for help with costs. Tom Foerschler motioned to donate \$200.00 for the health fair. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess until 1:00 p.m. to meet at Morse Auto Salvage, Centerville, as fence viewers to view the property line fence between Morse and Irene Zimmerman as requested by Les Morse. Delbert Cannon seconded the motion. The motion passed 3-0.

At 1:00 p.m., The Commission met as fence viewers at the property fence line between Les Morse and Irene Zimmerman north of Centerville. Those present were the Commission, Clerk, County Counselor, Deputy Mark Hochhalter, Les Morse and Irene and Bob Zimmerman.

The Commission reviewed the fence in question and listened to both participants. After discussion, the Commission reported that they would make their determination at next weeks meeting and notify both parties.

Delbert Cannon motioned to adjourn until next Monday, March 25th at 9:00 a.m. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 25, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 add/abate/refund order numbers 2647-2648.

The Clerk notified the Commission that P. O. # 2009-09 for employees health insurance claims had been spent.

The Commission reviewed the minutes of a February 26 meeting and the March 26th Agenda for the SEK Multi-County Health Board.

Tom Foerschler motioned to approve a permit to bury cable requested by Sprint United located at 17330 East 1500 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 for fifteen minutes to discuss a personnel issue related to a non elected employee (hiring for temporary employees). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Road Foreman John Black, Danny Morris and Harry Wisdom 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.

Tom Foerschler motioned to hire for District #1 John Bright, Jon Van Beber and Eric Stogsdill; for District #2 Phillip Gratton, Brandon Crowder and Jacob Summers; for District #3 Steve Long, Laina Dixon and Joseph Kessler as temporary employees at \$10.00 per hour to clean brush from the county right-of-ways. They will start Thursday, March 28th. Delbert Cannon seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites requested a new radio system to be purchased for a new patrol car that is to be delivered soon. After discussions, the Commission decided to wait and see if the radio purchased for 344 & 346 S.R.O. Officers could be used if not needed by the school.

Stites asked about KWORC inspection at jail. The Commission instructed the Sheriff to have the east door replaced and stated that an exercise yard has been considered.

Traffic Control Director Larry Robinson announced an upcoming 69 Highway Association meeting March 28th that he plans to attend in Fort Scott.

At the request of Clinic Manager, Diane Van Kirk, 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 3-0. The Commission, Clerk and Van Kirk 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 move Margaret Chambers from an L.P.N. to an R.N. at \$14.00 per hour effective today. Delbert Cannon seconded the motion. The motion passed 3-0.

At 10:15 a.m., Delbert Cannon motioned to take a fifteen minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

At 10:30 a.m. Tom Foerschler motioned to resume the Commission meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to have the County Counselor send a letter to Irene Zimmerman stating that their portion of fence between Morse and Zimmerman is found to need repair and to instruct Zimmerman to repair their portion of fence by May 15th. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of County Attorney John Sutherland, Delbert Cannon motioned to hire Sylvia Filla as part time employee in the County Attorney's Office at \$7.15 per hour. 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 (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Surveyor Jim Schmitz attended the executive session. Later Economic Development Director Dennis Arnold 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.

Dennis Arnold, Economic Development introduced John Hamany and Ron Taylor with United Wholesale Inc. who presented a proposal to put up a 25,000 sq. ft. warehouse in the LaCygne Industrial Park stating that they would create five new jobs. They would like approximately 4.5 acres with a right of refusal on additional property.

After a lengthy discussion, Tom Foerschler motioned to accept the contract proposal if the County Counselor reviews the contract and agrees to the wording. 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 or trade secrets of a corporation, partnership, trust or individual proprietorship. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Economic Development Director and Richard Jenkins, Lessor of the Tech Parts Building 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.

Charlene Sims met with the Commission to discuss the S.R.O. Officer. Sims reported Pleasanton is no longer interested in the S.R.O. Officer and Jayhawk is interested only if there is full support by everyone involved. The Commission asked Sims to reapply for the S.R.O. Grant for next year.

At the request of Bruce Holt, Tom Foerschler motioned to recess from the Board 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 and Holt 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.

The Commission agreed to rent two bucket trucks from FAREO, but did not want to lease purchase one. Also, the Commission agreed to rent two uni loaders for Martin Tractor with one to be done on a lease purchase. The equipment will be used for debris clean up from the ice storm.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, April 1. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 1, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman, Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$57,801.99; Employee Benefit, \$69,821.34; Appraiser, \$8,190.42; Rural Fire, \$8,877.50; Road & Bridge, \$28,767.26; School Resource Officer, \$1,167.66; Hospital Board, \$34,204.84; Crime Victim Assist, \$679.46; Elderly, \$7,054.70.

At the request of Road Foreman, John Black, Tom Foerschler motioned to put a new concrete top on a bridge on Rice Lane South of 1100 Road. Foote Construction has agreed to do the project at last years prices. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Deputy Darick Chapman, Herb Pemberton motioned to approve for the Sheriff to purchase a new radio system for a new patrol car from Western Communications for \$2,121.56. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission agreed to rent a third bucket truck and a chipper from Farco. These pieces of equipment will be used on brush clean up on the county right of ways.

Tom Foerschler motioned to approve interlocal agreements with Lake Region on recycling household hazardous waste and to establish a regional Solid Waste Authority. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve joint use of a chipper from the Lake Region Authority. Tom Foerschler seconded the motion. The motion passed 3-0.

Nutrition Director Marilyn Augur thanked the Commission for participating in March for Meals.

At the request of Augur, Delbert Cannon motioned to purchase a new Crosley Refrigerator from Randall Hardware for \$689.00. Tom Foerschler seconded the motion. The motion passed 3-0. This refrigerator has a 10-year warranty.

The Commission signed a micro loan agreement #01-MC-201 between Linn County and the State of Kansas Department of Commerce and Housing.

At the request of Economic Development Director, Dennis Arnold, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes for 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 Arnold 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, Herb Pemberton motioned to extend Richard Jenkins lease on the Tech Parts Building for four months and to lower his present payment by \$2,500.00 per month for the next four months. With the \$2,500.00 payment per month to be paid back at the end of his present lease on the additional 4-month extension. Delbert Cannon seconded the motion. The motion passed 3-0.

Zoning Director, Andy Mayhugh presented lot split #102 requested by Thomas Johnson to split out 10 acres for a new home. Herb Pemberton motioned to approve lot split #102 and to accept Road Easement as requested. Tom Foerschler seconded the motion. The motion passed 3-0.

Mayhugh presented CUP #010276 requested by Al Winters for a used car lot. The Planning Commission had voted 3-2 to table the issue until conditions of the original request was met. The County Counselor reported he feels the Planning Commission results were a denial. After lengthy discussion, Delbert Cannon motioned to send the CUP back to the Planning Commission and to ask the Planning Commission to make a specific recommendation. Herb Pemberton seconded the motion. The motion passed 3-0. April 9th is the next Planning Commission Meeting.

Delbert Cannon motioned to appoint Bobby Lowe to the Linn County Planning Commission to replace O.C. Baugh in District #2. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to reappoint Dave Berglund to the Linn County Planning Commission from District #1. Delbert Cannon seconded the motion. The motion passed 3-0.

County Appraiser Steve Thompson reported he mailed out valuation notices last week. Thompson feels new construction has tapered off a little and values may have eased off a little.

Herb Pemberton motioned to reappoint Myron Stroup to the Linn County Planning Commission for a 3-year term. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed a letter from Sandy Halmerl complaining about treatment they received at the Linn County Museum in Pleasanton while trying to do some genealogy work. The Commission asked the Clerk to forward the letter to the Linn County Historical Society.

The Commission signed a contract for the sale of Real Estate to United Wholesale Incorporated, Louisburg, Kansas for 4.6 acres of property in the East LaCygne Industrial Park. Dennis Arnold asked the Commission for a decision on whether to renew the revitalization program. The Commission tabled the issue for more information before making a decision.

At the request of Rural Fire Coordinator, Bernard Streeter, Tom Foerschler motioned to approve having rear brakes repaired on LaCygne Station 951 Pumper Truck at Kenworth, Olathe for approximately \$1,100.00. Herb Pemberton seconded the motion. The motion passed 3-0. Streeter had reported he didn't know of any one in county that could do the work.

At the request of Streeter, Tom Foerschler motioned to hire the following part time firefighters: Harry Hickerson II, Blue Mound, Jayla Harvey, Blue Mound, Thomas Kemper, Parker, Daniel Purinton II, Pleasanton, and Jason Jackson, Prescott. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk reported he had received a letter from the Pleasanton Methodist Church stating they are raising the rent on the Church to \$100.00 per day for election day. The Clerk reported he had contacted the City of Pleasanton and they will let us use City Hall for elections. The Clerk reported he will move North Potosi Precinct to the Community Center and move South Potosi Precinct to City Hall beginning with the August 6th election.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until next Monday, April 8th at 9:00 a.m. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 8, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$126,302.53; Appraiser, \$1,817.01; Rural Fire District, \$49,607.51; Road & Bridge, \$35,112.99; 911 Telephone Tax, \$1,950.35; Hospital Board, \$17,261.90; Crime Victim Assist, \$203.12; Elderly, \$10,339.14; Economic Development Grant, \$2,000.00.

The Commission reviewed the March 2002 Park Report year-to-date.

The Commission reviewed a bill from Jim Martin, Pleasanton for materials that were lost to a fire that Martin claimed the county was responsible for starting. The Commission asked the County Counselor to look into the claims.

Delbert Cannon motioned to approve a permit to bury gas line requested by R & B Construction located at intersection K152/1095. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury a telephone cable requested by People Communications, located on Showalter Road. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission discussed the use of fly ash from the power plant the last 2 years. The Road Foreman and Commission agreed on 700 ton for the year 2000 and 2001. The County Counselor will send a letter to KCP&L to that effect.

Tom Foerschler motioned to approve a permit to bury water line requested by RWD#2 located 2 miles west of Reese Road on 1100 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Sheriff Marvin Stites, Herb Pemberton motioned to hire Steven Vincent as jailer upon taking a pre employment physical and drug and alcohol test at \$9.38 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Sheriff Stites also reported he feels he has found a very qualified applicant for the Jayhawk-Linn S.R.O. Officer. Jayhawk Linn will hire Carolyn West and use her on the school payroll until the S.R.O. position is open.

The Commission took a 5 minute break at 9:30.

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, County Counselor and Traffic Control Director Larry Robinson 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.

Delbert Cannon motioned to recess the Commission meeting into executive session for 5 minutes to discuss a legal issue (possible litigation) with the County Counselor. 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 as a result of the executive session.

Larry Robinson discussed the price of calcium chloride for counties use, also looking at alternative materials to be used.

The Commission Chairman brought up a meeting on terrorism to be held in Topeka, June 26th and 27th. The meeting is to be put on by the Kansas Emergency Management.

Rick Porter with Lake Region RC&D gave the Commission an update and presented the 2001 annual report and the 2002 work plan. No action taken.

AT 10:10 a.m., Delbert Cannon motioned to take a 15 minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

Economic Development Director Dennis Arnold, Treasurer Ellie Davey, Appraiser, Steve Thompson, and Kelly Shroyer Appraisers Office met with the Commission to discuss the revitalization plan. Delbert Cannon motioned to agree to continue the Revitalization Plan with the following changes: 1. Application must be turned in before construction starts. If construction has started application will not be accepted. 2. Rebate will not begin until we are notified project is complete. 3. New minimum qualifying valuations of \$25,000 for improvements to existing structures, and \$50,000 for new construction. Tom Foerschler seconded the motion. The motion passed 3-0.

Arnold reported he is taking applications for the summer youth program.

Ellie Davey, Treasurer presented the interest reported for quarter ending March 31, 2002. Interest earned was \$27,905.51 to date.

The Commission reviewed and approved the Linn County Drug and Alcohol policy without any changes to the previous policy.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, April 15. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 15, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member; David Lamb, System Admin. 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, \$120,232.33; Employee Benefit, \$66,385.81; Appraiser, \$8,161.36; Rural Fire District, \$10,165.29; Road & Bridge, \$49,487.43; SRO, \$1,134.00; Hospital Board, \$23,838.91; Crime Victim Assist, \$679.46; Elderly, \$14,494.17.

Tom Foerschler motioned to approve the purchase of 114 Bronze Veterans Grave markers from Martin=s Flag Co. for \$2,252.64. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire John Aleshire as a temporary employee in the Noxious Weed dept. @ \$7.00/hr. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the quarterly statement for the Prescott Senior Center.

The Commission reviewed and approved the Sheriff Monthly Fee Report for March 2002.

Tom Foerschler motioned to hire Duane Bledsoe as temporary employee at \$10.00 per hour to clean brush from the county right-of-ways. Bledsoe will work in Dist. #3. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury cable requested by Sprint United at 24111 Iliff Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to send Larry Robinson to the Transportation Safety Conference in Topeka on May 21st & 22nd. 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 5 minutes to discuss the possible acquisition of real estate. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, System Administrator and County Counselor attended the executive session.

Tom Foerschler motioned to continue the executive session for 5 minutes. Herb Pemberton seconded the motion. The motion passed 3-0.

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 was taken as a result of the executive session.

Tom Foerschler motioned to approve Lot Split #123 requested by Danny Earl Pinkerton and Sandra Pinkerton. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve Lot Split #124 requested by Darren, Dustin, and Brian Lowe. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept the recommendation of the Planning Commission and approve the Short Form Plat for Oak Hills Estates and to accept the easements and Right of Way. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept the recommendation of the Planning Commission to deny CUP #010276 requested by Al Winters. Herb Pemberton seconded the motion. The motion passed 2-0. Delbert Cannon abstained.

The Commission reviewed and approved the monthly statement for the clinics presented by Diane Van Kirk and John Teagarden for March 2002. Teagarden also reported that Michelle Bollinger has resigned from the Hospital Board.

Tom Foerschler motioned to accept the recommendation of the Hospital Board and purchase a new phone system for \$1,924.59 from Peoples Telecommunications, Inc. for the La Cygne Clinic. Delbert Cannon seconded the motion. The motion passed 3-0.

Dennis Norton, Tri-Ko, presented a budget request. The Commission asked Mr. Norton to return to next week=s meeting after it has been published in the newspaper.

At the request of Bruce Holt, Park Director, Delbert Cannon motioned to hire Sherry Thompson, Calvin Brown, Patsy Rhynerson, and Nicole Bruner as temporary employees @ \$6.50/hr. Herb Pemberton seconded the motion. The motion passed 3-0. Brown and Rhynerson will start work on Apr. 20th, Thompson will start on Apr. 26th, and Bruner will start on May 21st.

At the request of Bernard Streeter, Fire Coordinator, Tom Foerschler motion to hire Diane Van Kirk as a part time firefighter at the Mound City station. Delbert Cannon seconded the motion. The motion passed 3-0. The Fire Board had already voted to waive the probation period for Van Kirk.

At the request of Dennis Arnold, Herb Pemberton motioned to purchase a 2001 Mercury Sable station wagon from Cox Motor Co. for \$13,499.00. 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, April 22. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 22, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 Chairman signed the following add/abate/refund orders: 2649 - 2662.

Harry Wisdom, Road Foreman, District 3, reported he has a dozer that is getting water into the engine oil. The Commission asked Wisdom to get bids for repair and report back.

Delbert Cannon motioned to have SeKan Asphalt Services Inc. asphalt the parking on the south side of the Courthouse for \$6,617.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to close the burn site in Pleasanton Industrial Park April 31st. Herb Pemberton seconded the motion. The motion passed 3-0.

Traffic Control Director Larry Robinson reported he is going out for bids for 4"x4"x16' wood posts.

Nutrition Director, Marilyn Augur reported that a lady had called her that had tried to rent the Prescott Senior Building for a quilting display for Mayfest and was refused. The Commission asked that they be consistent with renting the building out. The Commission also asked that they provide guidelines for review.

Weed Director, John Maloney presented a biological control plan for Michael and Brenda Taylor, Centerville. Maloney will send the plan to the state for approval.

Sheriff Marvin Stites presented a contract to house prisoners at Fort Scott. Herb Pemberton motioned to sign the contract with Bourbon County to house prisoners at SEK Regional Correctional Center for \$40.00 per day. Delbert Cannon seconded the motion. The motion passed 3-0.

Fred Kautt, Sheriff Stites and the Commission discussed the high number of fire calls this spring. After lengthy discussion the Commission reported they are waiting for a report from Fire Coordinator Bernard Streeter before issuing permits for burning.

Tom Foerschler motioned to recess from the Board of Commission meeting into an executive session to discuss a legal issue with the County Counselor (possible litigation) for ten minutes. 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.

Dennis Norton Tri-Ko and Robert Stocking presented the 2003 proposed budget for Tri-Ko. Tri-Ko asked for \$69,006.00. Tom Foerschler motioned tentatively to approve only \$65,720.00, same as this year for Tri-Ko=s 2003 Budget. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed a letter from the Bradley family reporting they sold their property containing a WPA Lake near Blue Mound to Jonathan M. Thornberry and that the County will need to notify Thornberry before taking water out of the lake during times of drought.

Herb Pemberton motioned to pass Resolution 02-12 declaring a 1997 Ford Crown Victoria Surplus property and to accept the only bid received from Cox Motor Company for \$1,525.00. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-12:

Tom Foerschler motioned to approve the grant application and to apply for S.R.O. Grant for Prairie View and Jayhawk Linn for 2003. Delbert Cannon seconded the motion. The motion passed 3-0.

Jerry Demo, El Dorado, Kansas met with the Commission to discuss the C.U.P. for auto sales requested by Al Winters, Pleasanton. The Commission agreed to Demo=s request that if Demo prepares an acceptable plan for C.U.P. The commission will waive the 1 year waiting period before Winters can reapply for the C.U.P.

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

County Clerk

Chairman of Board

April 29, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$106,180.99; Employee Benefit, \$57,711.14; Appraiser, \$8,201.17; Rural Fire, \$15,245.16; Road & Bridge, \$29,153.84; 911 Telephone Tax, \$819.24; School Resource Officer, \$1,134.22; Hospital Board, 31,042.12; Crime Victim Assist, \$679.46; Elderly, \$7,407.32.

The Commission Chairman signed the following add/abate/refund order numbers: 2663-2671.

The Commission reviewed the minutes of the January 28th SEK Mental Health Center Governing Board meeting in Iola. No action taken.

Herb Pemberton motioned to purchase a fuel injection pump from Setters in Garnett for \$806.00 as requested by Danny Morris, Road District #1 Foreman. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed bids to rebuild an engine for a dozer in Road District #3, Martin Tractor Company bid \$12,500.00 and Heavy Equipment Company bid \$9,313.00. Tom Foerschler motioned to accept the bid from Heavy Equipment Company for \$9,313.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The brush cleanup was discussed. After discussion it was decided to hire two more temporary people for brush cleanup. One for District 2 and one for District #3. It was also noted by Terry Isaacson, FEMA Representative that the county will get reimbursed for cleaning F.A.S. Roads.

The Clerk reported a rock fell off a county dump truck last week and broke a windshield. The Clerk also reported he feels the insurance company will insist that we tarp our trucks. The Commission asked the road foreman to find the cost of tarping on trucks.

The Commission asked that the Clerk advertise for bids to have the hay baled on the Pleasanton Industrial Park.

Fire Coordinator Bernard Streeter reported that a special election was held at Centerville Fire Station to elect a station chief and assistant chief. John Morse was elected station chief and Robert Morse was elected assistant chief. The Commission approved the individual positions.

Streeter asked for a raise for his secretary Cheryl Wallace. After discussion, the Commission decided they can not give internal raises at this time.

Tom Foerschler motioned to approve burial of telephone cable requested by Sprint United located at 17330 East 1500 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Nutrition Director Marilyn Augur, 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 Augur 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.

Herb Pemberton motioned to take a fifteen minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler called the meeting to order and then 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. 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. No action taken as a result of the executive session.

Appraiser Steve Thompson and Mark Henry, Copy Products Incorporated met with the Commission to discuss the purchase of a new copy machine. Delbert Cannon motioned to purchase a Konica 7025 Digital Copier from Copy Products for \$5,964.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Virginia Nichols, Silver Haired Legislator met with the Commission to ask for funds to help the Silver Haired Legislator. Tom Foerschler motioned to give \$200.00 donation to the Silver Haired Legislator. Delbert Cannon seconded the motion. The motion passed 3-0.

Ted Carper met with the Commission to try to stop Lake Chaparral Homeowners Association from closing the back gate to Lake Chaparral. After discussion the Commission reported they have no authority because the gate is on private property and that zoning regulations do not require two entrances.

Bill Van Kirk, Community Corrections presented the Commission with Community Corrections Comprehensive Plan for 2003 for adult offenders. Tom Foerschler motioned to sign the comprehensive plan as presented. Herb Pemberton seconded the motion. The motion passed 3-0.

Van Kirk also reported that Keith Clark has been hired as the new director for the 6th Judicial Community Corrections.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00a.m., Monday, May 6th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 6, 2002

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

Herb Pemberton moved 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: 2672 - 2695.

Herb Pemberton motioned to approve burial of telephone cable requested by Peoples Mutual Telephone Company located at 22261 Young Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve hiring Charles Henkle as temporary employee on the District #2 brush crew at \$10.00 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Nutrition Director Marilyn Augur, 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. The Commission, Clerk, County Counselor and Augur 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.

Augur reported Patty West resigned as senior center board member at Bunker Hill. Augur reported the building rental, etc., will be handled by her office at the present time.

The Commission received a request for 2003 funds for East Central Kansas Area on Aging in the amount of \$11,000.00. The Commission tabled the request until next week.

Tom Foerschler motioned to hire Aaron Dennis as temporary employee on the District #3 brush crew at \$10.00 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve paying for a paramedic class for Sean Shoopman in the amount of \$3,766.68. Herb Pemberton seconded the motion. The motion passed 3-0. Shoopman has signed the required contract that he work for the ambulance service for three years, otherwise he will have to reimburse the county a portion of this payment.

At 10:00 a.m. bids were opened for wood posts for signs. Bids received were Cosens Lumber, Pleasanton, \$11.95 per post for a total of \$3,585.00. Big Sugar Lumber, Mound City at \$12.99 per post. Herb Pemberton motioned to accept the low bid from Cosens Lumber Company at \$11.95 per post. Delbert Cannon seconded the motion. The motion passed 3-0.

No bids were received on the 1994 Mercury Sable.

Diane Van Kirk, Clinic Manager discussed applying for Rural Health Clinic Certification. Herb Pemberton motioned to apply for certification as a rural health clinic for both the Mound City and LaCygne Clinics. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve \$4,840.00 for Conrad Fire to do repairs on 942 Pumper Truck that will be moved from Mound City to Parker. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve for approximately \$650.00 in motel and registration costs for eight fire fighters to attend fire fighting school in Parsons May 16 - 19th. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk reported that a petition was filed in his office for Linn County RWD #3 to attach certain land in Linn County. Herb Pemberton motioned to set hearing for RWD #3 to annex land in Linn County for May 20th at 10:00 a.m.. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit for solid waste collection for Charlie Watson, Waste Management for 2002. 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, May 13th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 13, 2002

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

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, \$219,438.70; Employee Benefit, \$36,634.22; Appraiser, \$16,066.26; Rural Fire, \$18,721.67; Road & Bridge, \$68,371.53; Special VIN Fund, \$110.00; Law Enforcement, \$93.15; 911 Telephone Tax, \$1,951.65; DARE, \$1.88; School Resource Officer, \$1,641.90; Hospital Board, \$40,383.39; Special Alcohol, \$478.53; Crime Victim Assist, \$699.14; Elderly, \$18,796.06; Economic Development Group, \$500.00; Zoning LEPP, \$366.50.

Danny Morris, Road District #1 Foreman reported he needs rear tires for a motor grader. After discussion the Commission approved for Morris to have the tires recapped by Cross Midwest for a total of \$1,380.00.

At Morris request, Tom Foerschler motioned to purchase a thumb for a backhoe from Heavy Equipment Products for \$1,150.00. Delbert Cannon seconded the motion. The motion passed 3-0. The thumb will be used to remove brush from bridge and box culverts due to the ice storm.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United, located in 23-21-22E. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve \$3,443.22 to David Sweat for paramedic training. Herb Pemberton seconded the motion. The motion passed 3-0. Sweat signed a contract to work for Linn County Ambulance for three years.

The Commission agreed to add a Hold Harmless Clause to the rental contract for the 4-H Building.

The Commission discussed extending the rental agreement on the Cowin property. The issue was tabled until next week when the Counselor is present.

The Commission reviewed the Park Report through April 2002. No action taken.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United located at 20198 1077 Highway. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission signed interlocal agreements with the cities of Parker, LaCygne and Pleasanton to set up a new program for a neighborhood revitalization plan. There are several changes in the new program.

Tom Foerschler motioned to appoint Tom Foerschler and Delbert Cannon as general commission members to the SEK Regional Planning Commission. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve \$11,000.00 budget request for the SEK Area Agency on Aging for 2003. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed a budget request from SEK Multi County Health for 2003. The Commission put the issue on next week's agenda.

Roger Alexander, KDOT District Engineer discussed their proposal to purchase the Lou Turk property for the KDOT Building. No action taken by the Commission.

Steve Thompson, County Appraiser asked for and received permission to hire a temporary summer employee to help in the mapping department.

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 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.

At the request of Marilyn Augur, Nutrition Director, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a personnel issue. Tom Foerschler 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.

As a result of the executive session, Tom Foerschler motioned to hire Jennifer Cummins as medical delivery van driver at \$7.00 per hour. 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, May 20th. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 20th, 2002

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

Herb Pemberton motioned to move next weeks meeting to Tuesday, May 28th at 9:00 a.m.. Tom Foerschler seconded the motion. The motion passed 3-0. Next Monday is Memorial Day and a county holiday.

Tom Foerschler motioned to sign the annual noxious weed management plan for 2003. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Danny Morris, Herb Pemberton motioned to hire Keith Smith and Victor Roche for temporary summer help in District #1 at \$8.00 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Brendan Burke as temporary employee in District #1 for brush crew at \$10.00 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Jeremiah Randall as temporary summer help in District #3 at \$7.50 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase one tarp to cover dump trucks from Pull Tarps Incorporated to see how they work before purchasing more. The cost is \$1,455.65. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Ed Fleming, Solid Waste Coordinator, 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, Fleming and County Counselor 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. There was no action taken as a result of the executive session.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United located in 8-21S-22E. 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 located at 13533 1095 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Larry Robinson, Traffic Control Director, reported he is going out for bids for the county=s biannual bridge inspection.

At the request of Nutrition Director Marilyn 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. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, Augur and County Counselor 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 Nancy Price as LaCygne Site Manager at \$6.65 per hour and to hire Robert Basore as van driver at \$7.00 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:00 a.m. a hearing was held on a petition for Rural Water District #3 to attach certain land defined as follows. All those portions of Section 1 & 2, Township 21, Range 23, Linn County, Kansas lying East of Highway 7, South of 1600 Road West of Nelson Road and North of 1500 Road. The Clerk reported that notice of hearing had been sent to all property owners in this area. No one was present to oppose the annexations. One land owner Jerry Smith was present that approved the annexation. After a short discussion, Herb Pemberton motioned to approve for Rural Water District #3 to annex the above land. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the KDOT Road classifications in Linn County. Herb Pemberton motioned to keep the road classifications in Linn County the same. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission 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 and County Counselor 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.

The Commission opened bids for putting up hay on the Pleasanton Industrial Park. Bids received were Scott Lindell \$5.20 per bale, J. Black \$4.50 per bale, Gary Umphenour \$6.02 per bale and K & C Baugh at 5.35 per bale. Delbert Cannon motioned to accept the bid of \$6.02 per bale from Gary Umphenour. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed a bid received from KCAMP for the counties boiler and machinery policy for \$2,234.00. The Commission decided to keep the insurance with Linn County Insurance at a premium of \$1,296.65.

The Commission reviewed the Hospital Board report through April 2002.

Clinic Manager, Diane Van Kirk reported that there was water damage in the Mound City Clinic. Carpet needs replaced and she will give the bid to the owner of the upstairs apartment over the clinic.

At the request of Van Kirk, 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, Van Kirk and the County Counselor 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.

Herb Pemberton motioned to purchase an IBM laptop computer and software from PC Connections for \$2,549.00 for Nurse Practitioner Brenda Brennan. Delbert Cannon seconded the motion. The motion passed 3-0.

Linda Weldon, Executive Director, SEK Regional Planning Commission presented contracts for consulting services on the county=s micro loan program to be approved. Herb Pemberton motioned to sign the contract for SEKRPC to manage the county=s CDGB Project #01-ML-201. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approved \$46,000.00 for the 2003 SEK Multi County Health Department Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a youth grant for one position to Carpetman, Double K Construction, Farm and Field Supply, Sugar Valley Lakes, two positions for Associated Technologies and Cox Motor Company. Delbert Cannon seconded the motion. The motion passed 3-0.

Don Presson, with Experienced Works (formerly Green Thumb) gave an update and overview of their program.

Herb Pemberton motioned to hire Scott Johnson as temporary help in the Appraisers Mapping Department at \$7.00 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the Sheriff Monthly Fee report for April 2002.

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 for five minutes. 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 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.

Delbert Cannon motioned to recess from the Board of Commission meeting into an executive session to discuss a legal issue with the County Counselor (possible litigation) for fifteen minutes. 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.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 Tuesday, May 28th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 28, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 Chairman signed the following add/abate/refund order numbers: 2696-2712.

Tom Foerschler motioned to hire Tim Striegel as temporary employee in Road District #2 for mowing at \$7.50 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed bids for repairs to mower in District #2. Delbert Cannon motioned to purchase a new Bush Hog Mower from Conley Sales, Pleasanton, Kansas, for \$6,114.95. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit for telephone cable burial requested by Sprint United located at 9261 Farris Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit for telephone cable burial requested by Sprint United located at 10936 West 600 Road. 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 15 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 Solid Waste Coordinator 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 as a result of the executive session.

Tom Foerschler motioned to recess from the Board of Commission meeting for 5 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 John Maloney, Noxious Weed Director 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 hire Kyle Heidler as Deputy at \$11.51 per hour and Carolyn West as SRO Officer at \$11.51 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Clinic Manager Diane Van Kirk and Board Member Janet Kleweno met with the Commission to discuss clinic issues. Herb Pemberton motioned to hire Cynthia Thomas as part time receptionist at the clinic at \$6.65 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase a rail road storage container for the LaCygne Clinic for \$1,550.00 and to equip it with shelving and doors and electricity for approximate total of \$3,500.00. Herb Pemberton 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 legal issue with the County Counselor (possible litigation) for 10 minutes. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Sheriff Marvin Stites 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.

Ron Snyder, Greeley Gas asked for and received permission to bury cable along the west side of Paine Road from 52 Highway going North 400' by a motion from Tom Foerschler and a second by Herb Pemberton the motion passed 3-0.

Rod Bollinger, Roger Carbon and Ed Umphenour, Fair Board Members asked for the county to move some dirt at the fairgrounds. The Commission agreed to let the county employees move the dirt.

Tom Foerschler motioned to recess from the Board of Commission meeting into executive session for 5 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.

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 fo the executive session.

Tom Foerschler motioned to recess form the Board of Commission meeting into executive session for 15 minutes to discuss a legal issue with the County Counselor (Pending lawsuit). Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Sheriff Marvin Stites 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.

Robert Chase, SEK Mental Health Executive Director, Alan Hauser, Joe Wurtz and Charlene Sims met with the Commission concerning the 2003 Budget Request. The Commission asked that they return June 10th for action to be taken on their request.

Andy Mayhugh, Zoning Administrator presented the Commission with an LEPP Grant Application. After discussion the Commission tabled the issue and asked Mayhugh to come back to the Commission with a recommendation.

Tom Foerschler motioned to pass Resolution #02-13 concerning permits for digging trenching and boring under county roads on the county right of way. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-13:

Nutrition Director, Marilyn Augur discussed termite problems at the Prescott and LaCygne Senior Centers. The Commission asked Augur to get bids for doing both buildings.

Delbert Cannon 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. Herb Pemberton seconded the motion. The motion passed 3-0.

As a result of the executive session, Tom Foerschler motioned to hire Cassey Marmon as part time employee at the Centerville Senior Center at \$6.41 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission approved the fair housing hot line civil rights publication and the Commission Chairman signed the authorization signature form for request of payment. These forms were prepared by SEK Planning Commission.

The Commission reviewed the May 28th minutes of the SEK Multi-County Health Board. No action taken.

Tom Foerschler motioned to appoint Delbert Cannon to make decisions for the Commission concerning the addition to the Pleasanton Fire Building.

The Commission approved and signed the counties final version of our drug and alcohol testing policy to become effective immediately. Copies will be provided for covered employees.

The commission reviewed the minutes of a March 15th K.A.C. Board Meeting. No action taken.

Tom Foerschler motioned to sign a letter of support for the area agencies Transit District #10 in the application to K.D.O.T. for funds under a Section 16 or 18 grant. 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 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 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. No action taken as a result of the executive session.

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

County Clerk

Chairman of Board

May 31, 2002

At 1:30 p.m. Commissioner Tom Foerschler called the special meeting to order. Those present were the Commission, Clerk, and County Counselor.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for 30 minutes to discuss a legal issue (pending litigation) with the County Counselor. Delbert Cannon seconded the motion. The motion passed 3-0. Those attending the executive session were the Commission, Clerk, County Counselor, Attorney Jana Richards and Zack Reynold.

Herb Pemberton motioned to extend the legal session for an additional 30 minutes. Delbert Cannon seconded the motion. The motion passed 3-0.

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.

Herb Pemberton motioned to authorize the County Counselor to renegotiate a entry of judgement with a covenant that will provide that no taxpayer money be spent for the settlement. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motion to adjourn the special called meeting. Tom Foerschler second the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 3, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$75,579.28; Employee Benefit, \$55,349.10; Appraiser, \$8,201.22; Rural Fire, \$5,746.77; Road & Bridge, \$28,754.38; 911 Telephone Tax, \$819.24; School Resource Officer, \$4,087.00; Hospital Board, \$30,351.26; Crime Victim Assist, \$679.46; Elderly, \$7,729.78.

The Commission Chairman signed the following add/abate/refund order numbers: 2713-2715.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for 5 minutes to discuss a legal issue with the County Counselor (pending litigation). Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, County 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 was taken as a result of the executive session.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Peoples Mutual Telephone Company located on 1900 Road west of Lamb Road. 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 2957 W. 1250 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for 15 minutes to take a telephone conference call from Steve Joseph, Tudor Ins. Co., representing the County in the towing law suit. Delbert Cannon seconded the motion. The motion passed 3-0.

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 was taken as a result of the executive session.

Herb Pemberton motioned to hire Chris Thomas on Brush Crew at \$10.00 per hour and Tom Dennis for summer mowing at \$7.00 per hour in Road Dist. #2. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Ryan DeMott on Dist. #3 Brush Crew at \$10.00 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Justin Hawkins as Temporary Summer Employee in the Traffic Control Dept. at \$7.00 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Latisha Storey as Summer Intern at \$7.00 per hour for Economic Development. Tom Foerschler seconded the motion. The motion passed 3-0.

At 10:00 AM the Commission held a hearing concerning C.U.P. #040277 requested by the Kansas City 4WD Assn. The Clerk reported that a petition against the park has been received that will require a unanimous vote by the Commission to approve the park. The Commission gave persons for or against 3 minutes to address their issues. 1st to speak was Barry Walker, Pleasanton Mayor who spoke of the benefits of Economics to the County. Gary Schaal, adjacent landowner spoke against the park due to quality of life. Frank Makemson, nearby landowner spoke against the park due to noise, etc. David Killion, Pres. Of the 4WD Assn. Spoke for the proposal, wants to be a good neighbor, would volunteer in community and would address any concerns. Peter Wilkins spoke against the park due to damage to property. Elaine Schaal spoke against the park due to damage to property. Frosty McGraw spoke against the park due to crowds and noise. Mark Johnson, Kansas City, MO spoke for the park. Michael Moran, Lenexa, KS spoke for the park. Larry Baily, east of Lawrence, KS spoke for the park. Tom Foerschler motioned to accept the decision of the Planning Commission and to deny C.U.P. #040277. Delbert Cannon seconded the motion. The motion passed 2-1.

Andy Mayhugh, Zoning Administrator discussed a Highway Retail Dist. in Linn County, the Planning Commission had voted 7-1 to approve. Charlene Sims spoke against the change feeling that it is too broad. Herb Pemberton motioned to approve Resolution #02-14 setting up a Highway Retail District in Linn County. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-14:

Chris Paus, Lake Region Solid Waste Authority asked for \$7,130.75 for their 2003 Budget. The Commission will table the issue until next week.

Herb Pemberton motioned to hire Neal Wright as fill in employee at the Centerville compactor at \$6.41 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission agreed that the Centerville compactor will close on County Holidays in the future.

Herb Pemberton motioned to accept the resignation of Brenda Conner as Centerville Township Clerk and to appoint Brenda Conner as Centerville Township Treasurer effective today. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed a request for Linn County to do a resolution making English the official language in Linn County but decided not to at this time.

The Clerk reported that Employee Robert Turpen was mowing at the park and a limb knocked his glasses off under the mower and ruined them. The Commission reported the County could not replace the glasses for Turpen.

The Commission received notice from the City of Pleasanton concerning a June 5th meeting to approve the final plat on the Turk property near Pleasanton.

Bids were opened for the Counties Bi-Annual Bridge Inspection. Schwab Eaton bid \$8,917.50, Kirkham Michael bid \$8,405.00. Tom Foerschler motioned to accept the bid from Kirkham Michael for \$8,405.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve pavement marking to be purchased from Conmat, Gardner, KS for \$1,668.76. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission decided not to apply for an LEPP Grant this year.

Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session for 5 minutes to discuss a legal issue with the County Counselor (possible litigation). Herb Pemberton seconded the motion. The motion passed 3-0.

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 was taken as a result of the executive session.

Delbert Cannon motioned to recess from the Board of Commission Meeting into executive session for 15 minutes to discuss a legal issue (pending litigation) with the County Counselor. 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. No action was taken as a result of the executive session.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for 30 minutes to discuss a legal issue (pending litigation) 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 was taken as a result of the executive session.

Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for 30 minutes to discuss a legal issue (pending litigation) with the County Counselor. 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 the executive session and reconvene the Board of Commission Meeting. Delbert Cannon seconded the motion. The motion passed 3-0. No action was taken as a result of the executive session.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 AM Monday, June 10th. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 10, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$130,720.00; Appraiser, \$3,260.94; Rural Fire, \$21,012.24; Road & Bridge, \$89,629.30; 911 Telephone Tax, \$1,119.11; D.A.R.E., \$1,055.04; School Resource Officer, \$313.05; Hospital Board, \$13,217.59; Crime Victim Assist, \$165.00; Elderly, \$9,545.47; Economic Dev. Grant, \$42.76; Zoning L.E.P.P. Grant, \$419.25.

The Commission Chairman signed the following add/abate/refund order numbers: 2716-2719.

Tom Foerschler motioned to approve the minutes of the May 31st special called meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the 2002 Park Year to Date Report.

The Commission signed an agreement to let Allen Dean Cowin retain possession of the property purchased from Cowin for an additional 90 days.

Delbert Cannon motioned to hire Colt Unphenour as temporary employee to mow at \$7.00 per hour and Terry Hurteau as brush crew employee at \$10.00 per hour, both will be in District 2. Herb Pemberton seconded the motion. The motion passed 3-0. Tom Dennis who was hired last week declined the offer.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United Telephone Company, located on the north side of 1100 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve \$7,130.75 for the Lake Region Solid Waste Authority 2003 Budget. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission opened the only bid received for scrap at the Transfer Station. Delbert Cannon motioned to accept the bid from Wes Recycling for \$1,550.00 to purchase scrap at the Transfer Station. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved for Traffic Control Director Larry Robinson to obtain bids for 450 road signs.

Delbert Cannon motioned to sign a contract with Kirkham Michael to do the counties biannual bridge inspection for \$8,405.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission opened bids for termite treatment at LaCygne, Mound City and Prescott Senior Centers. Herb Pemberton motioned to accept the low bid from Coryell for a total of \$1,200.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase the counties Public Officials Liability Insurance from KCAMP for an annual premium of \$12,702.00 prorated to \$4,598.00 from August 21st to January 1st, 2003. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the 2001 county appraisal/sales ratio study and found that the county appraisals are in compliance.

The Commission reviewed bids to paint a fire truck cab. Bids received were from Lowe Auto Body for \$1,917.50 and Cox Motor Company bid \$2,213.00. Tom Foerschler motioned to accept the bid from Lowe Auto Body at \$1,917.50. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to accept the bid from Lee R. Jackson to transfer the tank from the old truck and bed to the new one (944) for \$2,065.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase Office Equipment and furniture for the new fire coordinator and secretary offices from Navarat=s for \$4,017.95. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Harold Cunningham as a part time fire fighter at the Prescott Station. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to allow Fire Coordinator, Bernard Streeter to purchase \$340.00 worth of uniforms from Gall=s Inc.. Delbert Cannon seconded the motion. The motion passed 3-0.

At 10:10 the Commission took a 15 minute break. Herb Pemberton motioned to go back into session. Tom Foerschler seconded the motion. The motion passed 3-0.

Doug Maschino, Pleasanton merchant complained about not being able to get a trash container to be used to clean up the old hotel he bought in Pleasanton. After discussion, the Commission asked Ed Fleming to put Maschino on the list for a container and to get with the counselor to write up rules for renting out trash containers.

Herb Pemberton motioned to hire Tom Wolfinger as temporary part time employee in the County Attorney=s Office at \$7.15 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Jo Clark, County Attorney Administrative Assistant reported that in the near future the attorney will have to purchase additional computer equipment to be able to connect with the District Court. The Commission asked that it be budgeted for in the 2003, If the County Attorney budget won't cover the expenditures this year.

Robert Chase, Executive Director SEK Mental Health Center and several representatives and patrons of SEK Mental Health Center were in attendance for there 2003 budget presentation. After the presentation by Chase, Delbert Cannon motioned to tentatively approve the 2003 SEK Mental Health Center Budget of \$76,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Edna Troth, Deputy Register of Deeds, presented estimated prices of \$1,824.00 to microfilm the Register of Deeds records. Herb Pemberton motioned to have Mid Continent Micrographics microfilm the Register of Deeds books for \$1,824.00. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Charlene Sims, Tom Foerschler motioned to sign an agreement of support and a categorically excluded state statement for a safe schools/healthy students grant for the 3 school districts. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to sign an agreement to release funds for the counties small business loan grant. Herb Pemberton seconded the motion. The motion passed 3-0.

The counties health insurance renewal premium was discussed. The Clerk=s office reported that we have went over the \$700.00 per month amount that the Commission had capped. The Commission asked the Clerk to bring in the proposal to have employees pay for excess amount for a decision next week.

Rolland Grigsby presented spec=s for review of the proposed Noxious Weed Building. The Commission will discuss the issue next week.

With nothing further on the agenda, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday June 17th. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 17, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member, and 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, \$86,994.47; Employee Benefit, \$23,339.02; Appraiser, \$8,175.12; Rural Fire District, \$2,295.09; Road & Bridge, \$29,703.79; 911 Telephone Tax, \$819.24; School Resource Officer, \$2,603.92; Hospital Board, \$22,656.97; Crime Victim Assist, \$679.46; Elderly, \$7,397.18.

The Commission Chairman signed the following add/abate/refund order numbers: 2720-2721.

John Byington, Asphalt Foreman asked for permission to purchase a self-propelled sweeper. The Commission approved for Byington to get a demonstration on a Rosco Sweeper from Vankeppel Company.

John Black, District #2 Foreman reported the brush crew wrecked the 1984 pickup and ran over a chain saw last week. The Commission decided to wait for insurance results before deciding on repairing or replacing the pickup.

The Commission and several employees discussed the employee=s health insurance costs and employee raises. Several different ideas were discussed, including the counties compensation study that was never fully implemented. The Commission made no decision at this time.

Karen Tuggle, Dave Epps and Ron Briggs presented the Linn County Conservation District 2003 Budget. Tom Foerschler motioned to tentatively approve \$25,000.00 for the Linn County Conservation District 2003 Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Dennis Mitchell Jr. and Josh Marshall as part time fire fighters at the Prescott Station. Delbert Cannon seconded the motion. The motion passed 3-0.

Keith Clark, Community Corrections Director discussed matching funds for a Juvenile Accountability Grant. Herb Pemberton motioned to approve \$816.00 for the Juvenile Accountability Grant. Delbert Cannon seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator asked that the Commission appoint the needed Planning Commission member=s by July 1, 2002.

The Commission reviewed and approved the Sheriff Monthly Fee Report.

Delbert Cannon motioned to stay with our present Blue Cross and Blue Shield policy for another year and to remove the \$700.00 per month cap and to pay all of the counties health insurance premium for next year and that there will be no pay raises budgeted for next year. 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 for preliminary discussions relating to the acquisition of real property. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission and Clerk 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.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m., Monday, June 24th. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 24, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman, Delbert Cannon, Vice Chairman; Herb Pemberton, 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 Chairman signed the following add/abate/refund order numbers: 2722.

Tom Foerschler motioned to approve a permit to bury telephone cable, requested by Sprint United located on West 400 Road in District 3. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve mower replacement tire purchase of \$600.00 from Hey Machinery, Baldwin, Kansas. Tom Foerschler seconded the motion. The motion passed 3-0. The tires will be used on District #1 Equipment.

The Commission instructed Road Foreman John Black to repair the wrecked 1984 truck in the road shop by county employees.

Bernard Streeter, Fire Coordinator asked permission to purchase 2 new computers for his office. The Commission at first asked Streeter to get some bids and return to the Commission. After further discussion, Delbert Cannon motioned to purchase 2 computers from Dave Striegel, Pleasanton for \$3,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to have the County Counselor negotiate the acquisition of the Crystal Care Nursing Home Building in Mound City. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the Planning & Zoning Budget for 2003. Delbert Cannon motioned to tentatively approve \$45,500.00 for the 2003 Planning & Zoning Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept the recommendation of the hospital board and approve medical coding class reimbursement to Gina Snyder and Corina Fountain for \$998.00 each. Herb Pemberton seconded the motion. The motion passed 3-0. Both Snyder and Fountain have signed an agreement to work for Linn County for 20 months or reimburse the county.

Tom Foerschler motioned to hire Jenny Scott and Michelle Bollinger as part-time registered nurses for fill-in only as needed at \$14.05 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve \$9,000.00 for 4-H Building 2003 Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve \$3,000.00 for 2003 Fair Building Budget, and \$10,600.00 for the 2003 Fair Premium Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve \$103,120.00 for the 2003 Extension Council Budget. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve for Parks Director, Bruce Holt to build an outdoor basketball court at the Linn County Park for approximately \$3,500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director presented a plat of the East LaCygne Industrial Park. Also, a letter from the City of LaCygne stating they will not accept the road until they are satisfied that the road will hold up to heavy traffic. The Commission asked Arnold to get clarification on the cities requirements.

Tom Foerschler motioned to approve a micro loan application from Mike and Frankie Howard, owners of Carpetman in the amount of \$15,000.00. Delbert Cannon seconded the motion. The motion passed 3-0.

After questions were answered about a building that is to be used by the applicants, Herb Pemberton motioned to approve a micro loan application from Nick Stradivari, owner of Nastech Services, Inc. in the amount of \$15,000.00. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Hospital Board receipts and expenditures through May 31, 2002 and reviewed the minutes of the May 14, 2002 Hospital Board Meeting.

Don George, Kansas Department of Wildlife and Parks presented an amendment to the agreement between Linn County and the Kansas Department of Wildlife and Parks. Herb Pemberton motioned to sign an agreement amendment between Kansas Department and Wildlife and Parks and Linn County changing dates for funding and the point of contact for Linn County. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the following 2003 Budgets, Special Alcohol \$4,000.00, E911 \$110,000.00, Contingency Fund \$652,847.00, Historical Society \$24,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve the following 2003 budgets. Special Park & Recreation \$5,000.00, Special Building \$123,000.00, Windfall \$517,013.00, Emergency Medical \$11,200.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve the 2003 Juvenile Detention Budget for \$81,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to tentatively approve the 2003 Election Budget for \$43,000.00. 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 July 1. Delbert Cannon 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, July

July 1, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$79,302.03; Employee Benefit, \$48,951.10; Appraiser, \$8,446.22; Rural Fire, \$13,584.16; Road & Bridge, \$39,271.33; 911 Telephone Tax \$832.53; School Resource Officer, \$3,317.10; Hospital Board, \$29,403.75; Crime Victim Assist, \$679.46; Elderly, \$6,841.78.

The Commission Chairman signed the following add/abate/refund order numbers: 8472.

Herb Pemberton motioned to purchase a Broce Broom RC-350 from G.W. Van Keppel Company, Kansas City, Kansas for \$28,527.00 plus \$1900.00 for a blade for the broom. Delbert Cannon seconded the motion. The motion passed 3-0.

John Black District 2 Foreman reported a bullet had hit a dump truck while sitting at the shop over the weekend. The Sheriff was notified and is making a report.

At 10:45 a.m. Fire Coordinator Bernard Streeter presented bids for a 1972 Ford F600. Bids received were Tom Masoner \$510.00, Barnett's Auto \$503.00, Charlie Haverfield \$626.00 and Ruth Carpenter \$700.00. Herb Pemberton motioned to accept the bid of \$700.00 from Ruth Carpenter. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to hire Jeff Self as part time fire fighter at the Parker Station. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve the home revitalization grant contract for the Lyle Rittinghouse home in Pleasanton. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve the 2003 Elderly Fund Budget for \$341,867.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to take a fifteen minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission meeting reconvened and Economic Development Chairman Dennis Arnold presented his budget. Herb Pemberton motioned to approve the 2003 Economic Development Budget for \$171,825.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to authorize Tom Foerschler to sign a deed for property in the LaCygne Industrial Park as approved in a previous meeting to United Wholesale Inc. as soon as it can be prepared. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Roger and Linda Holt, Linn County Ambulance, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss confidential data relating to financial affairs or trade secrets of a corporation. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Roger and Linda Holt attended the executive session.

Herb Pemberton motioned to extend the executive session by fifteen minutes. Delbert Cannon seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Tom Foerschler motioned to tentatively approve the 2003 Register of Deeds Budget at \$74,370.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Ellie Davey, Sharon Barnes, Maribeth Kehl, Jerry Bedgood and Stephanie Thomas asked the Commission to consider closing the county offices Friday, July 5th and give county employees an extra holiday. After discussion, Herb Pemberton motioned to close the county offices July 4th and 5th. Delbert Cannon seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites presented his 2003 Budget. After discussion, Delbert Cannon motioned to tentatively approve the 2003 Sheriff Budget after cutting one patrol car and leaving a total budget of \$947,431.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the May 3rd minutes of the KCAMP Board and the May 28th minutes of the SEK Multi County Health Board meeting and the May 20th minutes of the SEK Mental Health Center Board meeting.

Herb Pemberton motioned to tentatively approve the following 2003 Budgets: County Counselor, \$26,040.00; Jr College \$64,750.00; Courthouse, \$272,240.00; County Clerk, \$119,540.00; and Commission, \$58,575.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to purchase a new AS 400 9406-270 computer, software, U.P.S., block time and 3-year maintenance agreement for a total of \$80,793.30. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Dennis Arnold, 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 Arnold attended the executive session.

The executive session ended at 12:50 p.m.. No action taken as a result of the session.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, July 8th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 8, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$166,272.32; Appraiser, \$11,872.83; Rural Fire, \$14,322.22; Road & Bridge, \$105,972.46; Noxious Weed Eradication, \$2,250.00; 911 Telephone Tax, \$1,961.48; School Resource Officer, \$774.38; Hospital Board, \$13,369.34; Special Alcohol, \$337.62; Crime Victim \$217.60; Elderly, \$8,870.73; Economic Development Grant, \$30,474.22; Zoning L.E.P.P. Grant, \$710.50; Special Park & Recreation, \$3,000.00.

At the request of Road District #3 Foreman, Harry Wisdom, the Commission agreed to hire John Martin for the brush clean up crew at \$10.00 per hour.

Herb Pemberton motioned to approve a permit to bury water line requested by Rural Water District #3 located at Farlin Road and 2300 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury cable requested by Sprint United Telephone Company located at 1297 700 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve a permit to bury water line requested by Rural Water District #2 located at 1200 Road and Wattles Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve the 2003 Road & Bridge Budget for \$2,061,285.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the 2003 Noxious Weed Budget for \$85,019.00. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Prescott Senior Citizen report through June 30, 2002.

Delbert Cannon motioned to tentatively approve the 2003 Rural Fire District Budget in the amount of \$272,400.00 after cutting \$80,000.00 from capital outlay for a new fire station in LaCygne. Tom Foerschler seconded the motion. During discussion, Commissioner Pemberton stated he feels the county should keep the county buildings in good condition and not get behind on maintenance or replacing buildings. The motion passed 2-1.

Herb Pemberton motioned to tentatively approve the 2003 Emergency Preparedness Budget in the amount of \$33,200.00. Delbert Cannon seconded the motion. The motion passed 3-0.

At 9:40 a.m. at the request of Rural 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 personnel. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Streeter attended the executive session.

At 9:45 a.m. the executive session ended. The Commission Chairman stated there was no action taken as a result of the executive session.

Herb Pemberton motioned to pass Resolution 02-15 to increase the speed limit on 1000 Road east from Scott Road to Pleasanton City limit to 40 mph. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-15:

The Hospital Board Chairman John Teagarden and Boardmember Larry Sullivan presented the 2003 Budget. Delbert Cannon motioned to tentatively approve the Hospital Budget in the amount of \$1,361,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to recess the 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 County Counselor attended the executive session.

At the end of the five minute executive session, Tom Foerschler motioned to extend the executive session for an additional ten minutes. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:45 a.m. the executive session ended, no action taken.

At 11:49 Herb Pemberton motioned to recess the Commission meeting into an executive session to discuss confidential data relating to financial affairs or trade secrets of a corporation for eleven minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Counselor, Roger and Linda Holt and David Lamb attended the executive session.

At 12:00 the executive session ended. No action taken as a result of the executive session.

Roger Holt presented the proposed Ambulance Budget for 2003. Tom Foerschler moved to tentatively approve the 2003 Ambulance Budget in the amount of \$318,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

John Sutherland presented the proposed Attorney Budget for 2003. Delbert Cannon moved to approve the 2003 Attorney Budget in the amount of \$174,157.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to pass Resolution 02-17. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-17:

Herb Pemberton moved to authorize Tom Foerschler to sign a Quit Claim Deed on Lot #5 in the LaCygne Industrial Park to United Wholesale, Inc.. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler moved to accept \$1000.00 for a 1994 Mercury Sable and to pass Resolution #02-16 declaring surplus property. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-16:

Delbert Cannon moved to approve Dennis Bland, Countryside Heating and A/C, replacing an air conditioner at the Prescott Senior Center. 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, July 15. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 15, 2002

The Board of Linn County Commissioners met in a regular session. Those present were, Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$88,112.31; Employee Benefit, \$40,219.97; Appraiser, \$8,806.75; Rural Fire, \$7,724.51; Road & Bridge, \$30,991.86; School Resource Officer, \$2,628.57; Hospital Board, \$25,446.81; Crime Victim Assistance, \$679.46; Elderly, \$8,533.91; Economic Development, \$5,473.33.

The Commission Chairman signed the following add/abate/refund order numbers: 2724.

Tom Foerschler motioned to hire Jacob Summers in Road District #2 as equipment operator at \$10.09 per hour. Herb Pemberton seconded the motion. The motion passed 2-0. Commissioner Cannon abstained.

After discussing the Solid Waste Budget the Commission postponed the hearing until later in the meeting.

Delbert Cannon motioned to approve for the County Counselor to attend Highway Management School in Topeka. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Sheriff=s Fee Report for June 2002.

The Commission reviewed and approved the Park Report through June 2002.

The Commission reviewed the Hospital Board Report for June 2002 and June meeting minutes.

At the request of Zoning Administrator Andy Mayhugh, Herb Pemberton 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). Delbert Cannon seconded the motion. The motion passed 3B0. The Commission, Clerk, County Counselor and Mayhugh attended the executive session.

The executive session ended and there was no action taken.

Tom Foerschler motioned to appoint July Houtman and reappoint Eldon Lanham to the Linn County Planning Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed the proposed 2003 Employee Benefit Budget. Delbert Cannon motioned to tentatively approve the 2003 Employee Benefit Fund in the amount of \$1,577,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign a contract with Neosho County to board prisoners at \$40.00 per day. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission gave the Sheriff approval to purchase a computer and printer for criminal history checks due to changes in laws requiring this dedicated computer.

Herb Pemberton motioned to tentatively approve the 2003 Appraisers Budget of \$256,000.00 and the reappraisal Budget of \$17,733.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the 2003 Treasurers Budget in the amount of \$153,025.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Linn County Treasurer Ellie Davey presented interest reports through June 2002. Total interest received was \$57,593.53.

Herb Pemberton motioned to tentatively approve the 2003 Custodian budget in the amount of \$61,569.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to put the County Clerk in charge of the Custodian Department. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:29 a.m., Herb Pemberton motioned to recess from the Board of Commission meeting into executive session 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 Economic Development Director, Dennis Arnold attended the executive session.

At 11:39 a.m. the executive session ended. No action taken.

Delbert Cannon motioned to tentatively approve the C.O.P.S. 2003 Budget in the amount of \$143,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Watson, Solid Waste Management reported they are losing money hauling Linn County trash to Arcadia (approximately \$9.00 per ton) and asked Commission to renegotiate the contract. The Commission reported they did not feel they could do any renegotiation on the solid waste contract.

Delbert Cannon motioned to tentatively approve the 2003 Solid Waste Budget in the amount of \$317,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to tentatively approve the 2003 District Court Budget in the amount of \$220,900.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Kristy Schmitz, Schmitz Surveying presented Platt for LaCygne Industrial Park East. Herb Pemberton motioned to submit the Platt to the City of LaCygne. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Marilyn Weickert and Don Johnson as substitute drivers at \$6.41 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission Chairman signed a representation letter to the auditor Diehl, Banwart, Bolton, Jarred and Bledsoe and approved an amendment to our engagement letter for an additional \$600.00 to audit U.S. Department of Housing and Urban Development Grant funds.

The Commission announced that they will approve the county=s budgets for publication at next week=s meetings.

Bob Thomas, Linn County Resident reported he feels that his taxes in Linn County are a bargain. He feels the service he gets and the amount of taxes he pays is a good deal.

Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, July 22, 2002. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 22, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member, Don Proffitt, County Clerk; and Gary Thompson, County Counselor arrived at 9:45.

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

Delbert Cannon motioned to approve a permit to bury water line requested by Rural Water District #3 located at 6923 2000 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Road Foreman District #1 Danny Morris reported the ice maker at the shop quit making ice. Morris is to try to find some one to fix it or get costs on a replacement.

The Commission Chairman signed the quarterly report for the Housing Grant.

At 9:20 a.m. 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. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk and Ed Fleming attended the executive session.

The executive session ended at 9:25 a.m.. No action taken as a result of the executive session.

At 9:30 a.m. bids were opened to build box culverts and bridges. Only one bid was received from Foote Construction. Delbert Cannon motioned to accept the bid from Foote Construction at \$217.00 per cubic yard. Herb Pemberton seconded the motion. The motion passed 3-0.

Nutrition Director, Marilyn Augur reported the air conditioner went out at the Pleasanton Nutrition Site. Herb Pemberton motioned to approve the purchase of an air conditioner unit from County Home Services at \$1,395.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to send \$5,000.00 to the US 69 Highway Association of Kansas to lobby for a 4 lane on 69 Highway. Delbert Cannon seconded the motion. The motion passed 3-0.

Rural Fire Coordinator Bernard Streeter discussed putting a folding water tank on the Parker Fire Truck #944. Delbert Cannon motioned to purchase a 3,000 gallon folding water tank from Clarey=s Supply, Rochester, Minnesota for \$1,746.40. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to take a 15 minute break. Tom Foerschler seconded the motion. The motion passed 3-0.

At 10:30 a.m. the Commission Chairman called the meeting to order.

Bruce Freske, U.S. Fish and Wildlife Services presented the Commission with a check for \$16,628.00 for in lieu of taxes.

At 10:45 a.m., Terry Sercer, Auditor with Diehl, Banwart, Bolton, Jarred, Bledsoe presented the counties 2001 Audit and proposed 2003 county budget. After lengthy discussion the Commission asked Sercer to remove \$100,000 from the contingency fund and to send the budgets back to them by the next weeks meeting for their approval.

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

County Clerk

Chairman of Board

July 29, 2002

The Board of Linn County Commissioners met in a regular session. Those present were, Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$93,667.53; Employee Benefit, \$47,330.51; Appraiser, \$9,176.63; Rural Fire, \$3,595.66; Road & Bridge, \$32,367.67; School Resource Officer, \$3,124.41; Hospital Board, \$35,932.06; Crime Victim Assistance, \$679.46; Elderly, \$7,879.64; Economic Development Grant, \$5,473.33.

The Commission Chairman signed the following add/abate/refund order numbers: 2725 - 2726A.

The Commission Chairman read a letter stating that the Lake Region Solid Waste Authority 5 Year Plan has been approved by the Dept. of Health & Environment.

The Commission approved for Road Dist. #1 Foreman Danny Morris to purchase a used ice machine from Ice Masters for \$1,200.00.

Delbert Cannon motioned to approve permit to bury telephone cable at 13520 W 1500 Rd. Requested by Sprint United Telephone Company. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve for Road Foreman John Black to purchase tubes from J & J Metals for \$3,352.70. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:30 a.m. bids were opened to build a Noxious Weed Building at the Transfer Station. Bids received were: Mid West Assoc. Bldg.- \$126,134.00, Double K Construction - \$72,000.00, BC Construction - \$66,912.00, and Top Line Construction - \$39,990.00. Top Line=s bid contained some revisions. The Commission will take a week and review the bids.

The Commission Chairman signed a letter supporting Tri-KO, Inc. in their application for vehicles in 2004 & 2005.

Herb Pemberton motioned to publish Notice of Hearing for 2003 Budgets for the County, Rural Fire Dist. #1, the Hosp. Board, and Cemetery Dist. #1, #4, and #5 to be at 10:00 a.m. Aug. 12th. Tom Foerschler seconded the motion. The motion passed 3-0.

Planning & Zoning Director Andy Mayhugh presented C.U.P. #060278 requested by Brian Lowe located just north of P.D.Q., west of Prescott (see legal description in Resolution #02-18) for a Body Shop, with the condition that all auto body=s and parts be stored behind the building. Delbert Cannon motioned to pass Resolution #02-18 to approve C.U.P. #060278. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-18:

Herb Pemberton motioned to approve Lot Split #126 requested by William & Anna Taylor located at NW corner of 700 Rd. & Scott Rd. and the accompanying road easements. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve hiring Dusty Rhoades & Craig Cox as PT Firefighters at the Prescott station. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the only bid received to paint & repair the TeleSquirt fire truck from Lowe Body Shop for \$2,115.00. The Commission accepted the bid, but will hold up approval until finding out what all will be done to the truck.

The Commission decided to canvass the Aug. 6th Primary Election at the end of the regular meeting Aug. 12th.

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

County Clerk

Chairman of Board

August 5, 2002

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

Herb Pemberton motioned to approve a permit to bury water line requested by Rural Water District #1, 2 mile North of 2400 Road on Ullery Road. 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 12860 Olinger Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Al Hurt, local insurance agent proposed putting a 120' flag pole and a 40' X 60' flag on the Courthouse Grounds. Hurt would raise the money. The county would provide a light on the flag. The Commission thought it was a good idea.

The Commission reviewed the June 25th minutes and the July 30th agenda of the SEK Multi County Health Board meeting.

The Commission reviewed the 2001 county tax rate for all counties in Kansas.

Herb Pemberton motioned to approve for Lowe Auto Body to paint the telesquirt #921 for \$2115.00. Delbert Cannon seconded the motion. The motion passed 3-0.

At 10:00 a.m. bids were opened for the county propane use. Heartland Propane bid .74 cents per gallon, United Coop bid .65 cents per gallon. Delbert Cannon motioned to accept the .65 cent per gallon bid from United Coop. Herb Pemberton seconded the motion. The motion passed 3-0.

Gale Eason and son, Charlie Lindell, John Smith and Larry Bogan met with the Commission to discuss a minimum maintenance road between 600 and 700 Road on the Missouri state line.

Delbert Cannon motioned to have the road department ditch state line between 600 and 700 Road enough to keep water off the road trying not to take out fence if possible. Then rock the road enough for traffic to get through. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Marilyn Augur, Herb Pemberton motioned to hire Kathryn Reed at \$6.65 per hour as site manager at the Centerville Nutrition Site. Tom Foerschler seconded the motion. The motion passed 3-0.

Park Director, Bruce Holt reported the 20-year-old air conditioner in the Marina quit. Bids received for a new unit were from Peterson Heating and Cooling for \$3,829.00 and Steve=s Appliance for \$2,905.76. Delbert Cannon motioned to accept the bid from Steve=s Appliance for \$2,950.76.

Tim Rogers, Rural Development met to discuss the proposed Centerville Sewer District. After lengthy discussion, Herb Pemberton motioned to sign the following documents:

1. Letter of Conditions dated August 5, 2002
2. Letter of Intent to Meet Conditions.
3. Request for Obligation of Funds for a loan of \$116,300.00 and a grant of \$151,100.
4. Operating Budget.
5. Equal Opportunity Agreement.
6. Assurance Agreement.
7. Application for Federal Assistance.
8. RUS Bulletin 1780-27, Loan Resolution (Public Bodies),
9. RUS Bulletin 1780-12, Water or Waste Water System Grant Agreement.

And to authorize the Chairman and County Clerk to execute these and any related documents, at the appropriate time. The Chairman and the County Clerk are also authorized to take any other action necessary to obtain a loan from USDA Rural Development. Delbert Cannon seconded the motion. Following a discussion, the motion was voted upon. The motion passed 3-0.

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

County Clerk

Chairman of Board

August 12, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$220,582.80; Appraiser, \$2,061.10; Rural Fire, \$14,161.67; Road & Bridge, \$116,894.12; Special Machinery, \$30,502.00; Law Enforcement, \$28.40; 911 Telephone Tax, \$3,594.12; D.A.R.E., \$750.00; Hospital Board, \$17,173.64; Crime Victim Assist, \$129.20; Elderly, \$12,801.95; and Economic Dev. Grant, \$5,473.34.

The Commission Chairman signed the following add/abate refund order numbers: 2731.

Herb Pemberton motioned to approve a permit to bury sewer line requested by the City of LaCygne located at the intersection of Industrial Park Road and Industrial Park Ave.. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to reject all bids on the Noxious Weed Building and to rebid with different specs. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury water line requested by Rural Water District #2 located at 1300 Road and Olinger Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to set a fence view requested by Earl and Daisy Self at 1:00 p.m., August 26. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the 2002 Park year-to-date report for receipts and expenditures.

Jim Shields, resident of Sugar Valley, complained about brush not being cleaned up on Montgomery Road and feels that road employees quit to early in the afternoon.

At 9:35 a.m., Tom Foerschler motioned to recess from the Board of Commission Meeting into executive session to discuss a legal issue with the County Counselor (possible litigation) for 5 minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Ed Fleming, Solid Waste Coordinator attended the executive session.

The executive session ended at 9:30. No action taken as a result of the executive session.

At the request of Sheriff Marvin Stites, Delbert Cannon motioned to hire Karen Mann as dispatcher at \$9.11 per hour. Mann will take a preemployment physical and be on normal 6 month probation. Herb Pemberton seconded the motion. The motion passed 3-0.

Stites reported on increasing numbers of prisoner farm outs and the liability associated with the transporting of prisoners. County Counselor will look into the counties liability while hauling prisoners.

James Sloan, discussing his mothers property near Blue Mound reported the county had sprayed thistles on their property in 2001. Sloan stated he had spot sprayed the field and he did not think the property should have need sprayed. Noxious Weed Director reported he had contacted Sloan several times and could not get the Sloan to spray. After discussion the Commission offered to cut the spraying bill from \$3,115.0 to \$2,351.41. Sloan will talk to his mother and get back with the Commission.

At 10:00 a.m., the Commission held the 2003 Budget Hearings for Linn County, Rural Fire District #1 and the Linn County Hospital Board. Approximately 10 residents plus county department heads attended the budget hearing. Several people spoke about trying to hold the taxes down. The Commission reported they feel the budgets are trimmed as much as possible without cutting services.

After 1.5 hours of discussion, Tom Foerschler motioned to approve the proposed Hospital Board Budget as published. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve the Linn County, Cemetery Districts 1,4 & 5 and Rural Fire District 2003 Budgets as published. Delbert Cannon seconded the motion. The motion passed 3-0.

Bruce Holt, Park Manager reported the air conditioner unit installed was bid a 5-ton unit and the unit Steve=s Appliance installed is a 4-ton unit. The Commission asked Steve if he will install a 5-ton at his bid price. Steve will contact his supplier and get back to Holt. The Commission agreed that if Steve will install a 5-ton unit to go ahead and pay him the bid amount.

Delbert Cannon motioned to pass Resolution #02-19 stating that the 2002 levy to fund the 2003 Budget will require an increase in the levy. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-19:

Tom Foerschler motioned to recess from the Board of Commission meeting and to meet as the Board of Canvassers to canvass the August 6th Primary Election. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission compared the tally sheets from the ballot counter against the abstract book and also compared the write-in tally books against the abstract book.

The Commission reviewed 28 provisional and 2 advance mail-in ballots. After reviewing the Commission agreed to count 18 of the provisional ballots and neither of the advanced ballots.

The Commission went across the street to the courthouse and opened the 18 provisionals and they were counted by the ballot counting machine plus the write-ins were counted and recorded.

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

County Clerk

Chairman of Board

August 19, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$69011.13; Employee Benefit, \$39455.88; Appraiser, \$8414.74; Rural Fire, \$1,825.16; Road & Bridge, \$30,797.08; School Resource Officer, \$2,222.10; Hospital Board, \$22,900.58; Crime Victim Assist., \$679.46; Elderly, \$7,362.04.

At 9:08 a.m. 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 County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor attended the executive session.

At 9:23 a.m. the executive session ended.

Tom Foerschler motioned to extend the above executive session for ten minutes to finish discussion on a legal issue. Herb Pemberton seconded the motion. The motion passed 3-0.

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

Traffic Control Director, Larry Robinson reported on a K.D.O.T. meeting he attended on U.S. 69 Highway. He said there are no plans for an interchange at Linn Valley, however, one is scheduled for 399th Street at Jingo and at Green Valley Road north of Pleasanton for the wildlife area. The Commission asked Robinson to ask K.D.O.T. for plans on the four lane and service roads.

At 9:44 a.m. at the request of Robinson, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes for a personnel issue related to a non elected employee. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Robinson attended the executive session.

At 9:49 the executive session ended.

At the result of the executive session, Herb Pemberton motioned to terminate Spence Upham as employee in the sign department. Delbert Cannon seconded the motion. The motion passed 3-0. Robinson is to post the position to county employees.

At 10:00 a.m., the Commission opened the public hearing for C.U.P. #060280 requested by V & H Enterprises. At the start of the hearing, County Counselor Thompson reported that with the legal question received from the County Clerk in regards to the protest petition and the legal issue from both sides of the issue in relation to whom they should have notified and whether or not they should include an entrance road in the application and with the statutes not being very clear. He would like for the Commission to table the issue until he can obtain an A. G. opinion. Herb Pemberton motioned to table the C.U.P. request and have the County Counselor ask for the A.G. opinion on the issues involved. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to close the property purchase on the Balagtas property that Mine Creek Foundation is prepared to purchase. And for the County Counselor to contact Dr. Spencer for closing date and purchase amount. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Sheriff Fee Report for July 2002.

At 9:45 a.m., 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 County Clerk and County Counselor attended the executive session.

At 9:29 a.m. the executive session ended.

The Commission reviewed the starting dispatch salary and agreed to keep the entry level wages at \$9.11 per hour.

At the request of the Rural Fire Coordinator Bernard Streeter, Herb Pemberton motioned to send Greg Cox, Josh Marshall, Jason Jackson and Dennis Mitchell to Hutchinson for fire fighting school at a total cost of \$2100.00 to the county. The firefighters will have to sign an agreement to work for Linn County for two years or reimburse the costs.

At the request of Nutrition Director Marilyn Augur, Herb Pemberton motioned to sign a 2-year transportation plan, that includes applying for funds for a new medical van. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to move the September 2nd meeting to September 3rd since September 2nd is Labor Day and all county offices will be closed. Delbert Cannon seconded the motion. The motion passed 3-0.

At the request of Andy Mayhugh, Zoning Director, Herb Pemberton motioned to have Mayhugh develop some regulations for C & D landfills in the future. Delbert Cannon seconded the motion. The motion passed 3-0.

Also, the Commission agreed to abide by requirements that all commercial solid waste collection services in the county have a permit whether it be for solid waste or C & D Collections. They approved the following 10-6-1986 actions by the Linn County Commission and agreed they are still in force:

Richard Long, County Engineer, discussed with the Commission some changes for the County Landfill. Some of the areas discussed were: yearly permit, charge to commercial haulers and early or late dumping charges. Steve Brown moved to require all commercial haulers, except those operating county compacted containers, to obtain a yearly permit on an approved form. The charge for the permit will be \$10 per truck. The charge to dump at the county

landfill before or after regularly declared hours the charge will be double the per ton charge. Larry Johnson seconded the motion. The motion carried 2-0 with Commissioner Tatum abstaining.

Keith Clark, 6th Judicial District Community Corrections discussed the 2003 Budget for Community Corrections. Herb Pemberton motioned to approve the 2003 Budget and the Reimbursed Budget. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to appoint Robert Stocking, Mound City to the Linn County Hospital Board to replace Michelle Bollinger who resigned. Herb Pemberton seconded the motion.

The Commission asked the newspaper to publish the fact that there are 2 Planning Commission members open in District #2 and one open in District #1.

At 11:26 Delbert Cannon motioned to recess from the Board of Commission Meeting into executive session for five minutes to discuss legal issue (possible litigation) with County Counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk and County Counselor attended the executive session.

At 11:31 the executive session ended.

Tom Foerschler motioned to extend the executive session by five minutes. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:36 the executive session ended. No action taken.

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

County Clerk

Chairman of Board

August 26, 2002

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

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

The Commission reviewed a permit to haul solid waste requested by V & H Enterprises. Delbert Cannon motioned to approve solid waste commercial hauling permit for V & H Enterprises, P. O. Box 402, Pleasanton, Kansas. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed plans for 4-lane on 69 Highway project and the fact they do not plan to put an exchange at 2400 Road (Linn Valley). The Commission agreed we need to continue to push for the interchange at Linn Valley.

Edwin McWilliams asked that a dead end road sign be put south of Pleasanton on old 69 Highway where the entry to the tower is. The commission asked Traffic Control Director, Larry Robinson to have a dead end sign put up. (Also the Commission advised McWilliams that Mine Creek Foundation will not condemn his property.)

Herb Pemberton motioned to approve \$15,000.00 Micro Loan for Bill and Beth Hilt for a Mechanics Garage in Pleasanton for 5 years at 4%. Tom Foerschler seconded the motion. The motion passed 3-0.

The County Counselor reported that a resident of Linn County has offered the old nursing home in Mound City to the County. Tom Foerschler motioned to accept the gift of property known as Crystal Care Nursing Home Building in Mound City from John Towse. Delbert Cannon seconded the motion. The motion passed 3-0.

Zoning Administration, Andy Mayhugh presented lot split #127 requested by Jim and Linda Simons. Herb Pemberton motioned to approve lot split #127 and to accept the grant of road easement as required. Delbert Cannon seconded the motion. The motion passed 3-0.

It was agreed that on September 11, 2002 the County will have a short ceremony remembering the 9-11-01 tragedy. Dennis Arnold will be in charge of the program.

Sheriff Marvin Stites asked the Commission for an increase in starting pay for dispatchers. After discussion the Commission agreed to keep the starting pay for new inexperienced dispatchers at \$9.11 per hour.

At the request of Sheriff Stites, Tom Foerschler motioned to hire Paul Filla as deputy and to give consideration to Filla working part time and to start Filla at \$12.02 per hour. The motion died for lack of a second. Tom Foerschler motioned to hire Paul Filla at \$11.51 per hour. Delbert Cannon seconded the motion. The motion passed 3-0. Filla must take a preemployment physical and be on normal county probation for 6 months.

Delbert Cannon motioned to hire Dan Black and Jacob Summers as firefighters at the Pleasanton Station. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave Bernard Streeter permission to go out for bids for a new pickup for the Rural Fire Coordinator.

At 11:59 a.m. Herb Pemberton motioned to recess from the Board of Commission into executive session for 5 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 Counselor and Bernard Streeter attended the executive session.

At 11:24 a.m., the executive session ended. No action taken.

The Commission reviewed the minutes for the last S.E.K. Multi County Health Board Meeting.

At 11:25 a.m. Delbert Cannon motioned to recess from the Board of Commission into executive session to discuss a legal issue (possible litigation) with the County Counselor. The Commission, Clerk, and County Counselor attended the executive session.

At 11:30 a.m. the executive session ended. No action Taken.

Tom Foerschler motioned to recess the Board of Commission Meeting until 1:00 p.m. to meet as fence viewers at 1650 and Iliff Road. Herb Pemberton seconded the motion. The motion passed 3-0.

At 1:00 p.m. the Commission met as fence viewers at 1650 and Iliff Road at the request of Earl and Daisy Self. The Commission, Clerk, County Counselor and the Selfs were present.

The Commission walked the fence line between the Self=s and Larry Schuster. The Commission found the East 2 of the fence to be the responsibility of the Selfs and the west 2 of the fence to be the responsibility of Schuster and that the West 2 of the fence does need some repair.

The Commission instructed the County Counselor to prepare a letter with their findings and to have it ready at next weeks meeting for their signatures.

Tom Foerschler motioned to adjourn until 9:00 a.m. Tuesday, September 3rd. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 3, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; 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 2-0.

The Commission approved the following pays/special pays: General, \$156,899.15; Employee Benefit, \$61,481.15; Appraiser, \$8,469.72; Rural Fire, \$6,432.07; Road & Bridge, \$29,687.41; School Resource Officer, \$3,435.85; Hospital Board Fund, \$34,036.88; Crime Victim Assist, \$1,384.65; Elderly, \$8,301.35; Economic Dev. Grant Fund, \$15,000.00.

The Commission Chairman signed the following add/abate/refund order numbers: 2001 - 1 thru 2001- 8 and 2001-10 - 2001-20.

Tom Foerschler motioned to approve the telephone cable burial requested by People=s Mutual Telephone Company located North of 1850 Road on 1095. Delbert Cannon seconded the motion. The motion passed 2-0.

Tom Foerschler motioned to approve a permit for David Cummins to haul trash. Delbert Cannon seconded the motion. The motion passed 2-0.

Harvey Taylor met with the Commission to discuss the community policing neighborhood night out against crime. The Commission agreed to provide \$1500.00 for the program that is to be held September 28.

Delbert Cannon motioned to send findings of the August 26, 2002 fence view between Earl and Daisy Self and Gary Schuster. Tom Foerschler seconded the motion. The motion passed 2-0. Following is a copy of the fence viewing order:

Delbert Cannon motioned to cancel purchase order #2001-01 for \$2,769.60 to S.B.C.. Tom Foerschler seconded the motion. The motion passed 2-0.

Tom Foerschler motioned to donate \$200.00 to the Silver Haired Legislature. Delbert Cannon seconded the motion. The motion passed 2-0.

The Clerk reported that after finding an error in the dates that terms end for the Planning Commission that District #2 only has one opening at the present time.

Andy Mayhugh presented C.U.P. 070281 for controlled shooting area requested by Gary Endicott. Delbert Cannon motioned to approve C.U.P. 070281 with conditions. Tom Foerschler seconded the motion. The motion passed 2-0. Following is a copy of Resolution #02-20:

At 10:11 a.m. 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. Delbert Cannon seconded the motion. The motion passed 2-0. The Commission, Clerk and Nutrition Director Marilyn Augur attended the executive session.

At 10:16 a.m. the executive session ended. No action taken.

The Commission appointed Tom Foerschler as voting delegate, Delbert Cannon first alternate and Herb Pemberton second alternate to the Kansas Association of Counties Annual Conference, November 17 - 19 in Wichita.

The Commission asked Jackie Walker to reschedule a tour of the Crawford County Jail to preferably September 23. Also, the Commission stated they plan a walk through of the nursing home building in Mound City next Monday at the Commission Meeting.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., Monday, September 9. Tom Foerschler seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

September 9, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$236,440.34; Employee Benefit, \$31,208.23; Appraiser, \$727.74; Rural Fire, \$11,025.81; Road and Bridge, \$57,973.43; Law Enforcement, \$69.32; 911 Telephone Tax, \$1,956.55; Hospital Board, \$14,761.85; Crime Victim Assistance, \$23.56; Elderly, \$8,868.27; Economic Development Grant, \$60.45.

The Commission Chairman signed add/abate/refund order numbers 2001-9 and 2001-21 through 2001-25.

Tom Foerschler motioned to approve a permit to haul solid waste for James Walker, Blue Mound. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve a permit to haul solid waste for David Ayers, Mound City. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed a notice that Allen Cowin will vacate the county property north of the annex by September 14, 2002.

The Commission reviewed the August 2002 Park Report year-to-date.

The Commission asked the County Counselor to review a sample policy for county employees using county vehicles. The policy is recommended by KCAMP.

Herb Pemberton motioned to approve Southeast Kansas Inc. dues of \$1000.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Traffic Control Director Larry Robinson reported that some road work needs to be done on the road over the KCPL dam. The Commission agreed to let KCPL provide the labor and materials to repair the road, the county will provide the traffic plan and signage needed.

Herb Pemberton motioned to approve repairs on the Appraisers 1992 Explorer at Cox Motor Company for \$965.32. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to place Linn County under a burn ban effective today September 9, 2002 until further notice. Delbert Cannon seconded the motion. The motion passed 3-0. County Counselor will study the possibility of stricter penalties for violating the burn ban.

At 10:10 a.m. at the request of Nutrition Director Marilyn Augur, 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, County Counselor and Augur attended the executive session.

At 10:15 a.m. the executive session ended.

As a result of the executive session, Herb Pemberton motioned to hire Helen Birch as LaCygne Site Manager at \$6.65 per hour. Tom Foerschler seconded the motion. The motion passed 3-0.

At the request of Sheriff Marvin Stites the Commission reviewed an application for a tow truck permit for Coffman Auto, Pleasanton. Delbert Cannon motioned to approve the towing permit for Coffman Auto, Pleasanton. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to increase the wages for experienced part time dispatchers to \$8.20 per hour. Herb Pemberton seconded the motion. The motion passed 3-0. Cindy Staton and Audrey Mahurin will be increased to \$8.20 per hour, effective today.

Zoning Administrator Andy Mayhugh presented lot split #128 requested by Edward and Sandra Canada. Herb Pemberton motioned to approve lot split #128 and to accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission recessed to meet at the nursing home building for a walk through tour. Those attending the tour were the Commission, County Clerk, County Counselor, County Treasurer, Bruce Smith and reporters Jackie Walker and Roger Sims.

After the walk through, Herb Pemberton motioned to adjourn until 9:00 a.m., Monday, September 16, 2002. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 16, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 to pay the following pays/special pays: General, \$75,338.05; Employee Benefit, \$22,833.26; Appraiser, \$8,175.12; Rural Fire, \$2,624.92; Road & Bridge, \$28,746.90; School Resource Officer, \$2,222.10; Hospital Board, \$21,692.42; Crime Victim Assist., \$679.46; Elderly, \$7,267.20; Economic Dev. Grant, \$2,875.00.

District 2 Foreman, John Black advised the Commission of a price on a 1993 International Tractor. Delbert Cannon motioned to purchase a 1993 International Tractor from Rich Hill Truck and Tractor for \$11,500.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Traffic Control Director, Larry Robinson reported he has interviewed for the position he has open in the Sign Department. At the recommendation of Robinson, Delbert Cannon motioned to hire David Gordon as assistant in the Traffic Control Department at \$9.17 per hour. Gordon will take a preemployment physical and be on the normal 6 month probation. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to let Robinson attend a Federal Highway Administration Conference in St. Joseph Missouri. Herb Pemberton seconded the motion. The motion passed 3-0.

Fred Kautt asked the Commission if a sign could be put up south of Beagle that says no shoulder. There have been 2 cars go off that road recently killing 3 people. Traffic Control Director reported a traffic study will be done on that road.

Fire Coordinator, Bernard Streeter was present for bid opening for a new Fire Coordinator Pickup. The only bid received was from Cox Motor Company, Pleasanton. Delbert Cannon motioned to purchase a new diesel pickup for the Fire Coordinator from Cox Motor Company for \$31,249.00 and not to except Cox Motor Company cash bid on the old 1997 pickup. Herb Pemberton seconded the motion. The motion passed 3-0.

After discussion the Commission decided to keep the fire ban in effect.

The Commission reviewed the Hospital Board Receipts and Expenditure report through August 2002.

The Commission reviewed July 15, 2002 minutes of the SEK Mental Health Center Board.

The Commission reviewed and approved the Sheriff Fee Report for August 2002.

At 10:00 a.m. bids were opened for new traffic signs. Bids received from Welborn Sales \$11,326.75, National Sign Company, \$8,576.38 and D.C. Wholesale \$9,659.37. Herb Pemberton motioned to accept the bid from National Sign Company, Ottawa, Kansas for \$8,576.38. Delbert Cannon seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Delbert Cannon motioned to adjourn until 9:00 a.m., September 23, 2002. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 23, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member; Don Proffitt, County Clerk; 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: \$1,500.00, General; \$11,500.00 Road and Bridge.

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

The Commission approved the purchase of a 3" water pump at \$501.02 from Stainbrooks Wholesale for Road District #2.

The Commission reviewed the PVD Substantial Compliance for the Appraisal Department stating that the Appraiser is in substantial compliance.

The Commission set October 7th at 1:00 p.m. for a fence view between Roger and Maggie Griffith and Carl Black requested by the Griffiths.

Herb Pemberton motioned to appoint Dave Jackson, LaCygne to the Planning Commission. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve Jeff Whitley as Station Chief at the Prescott Station. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to lift the county burn ban. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve lot split #129, North and East of Parker requested by Matt and Jamie Gamblin as requested and to accept the accompanying grant of road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Lorna Turley, Mound City City Council asked about Bunker Hill Parking Lot being repaved. Asphalt Foreman John Byington reported the parking lot is on the city right of way. The Commission asked Byington to work with the city and try to get the situation resolved.

At 10:26 a.m. Delbert Cannon 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. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Economic Development Director Dennis Arnold attended the executive session.

At 10:36 a.m. the executive session ended. No action taken as a result of the executive session.

The Commission agreed to transfer \$11,797.44 of the reimbursed F.E.M.A. Funds to the Employee Benefit Fund and \$25,621.62 to the Road and Bridge Fund.

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

County Clerk

Chairman of Board

September 30, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$70,888.75; Employee Benefit, \$50,383.12; Appraiser, \$8,168.94; Rural Fire, \$10,044.71; Road & Bridge, \$32,439.36; 911 Telephone Tax, \$819.24; School Resource Officer, \$3,193.06; Hospital Board, \$33,402.70; Crime Victim Assistance, \$679.46; Elderly, \$7,492.39; Economic Dev. Grant Fund, \$3,919.00.

The Commission approved for John Black, District #2 Foreman to have dump truck #204 repaired for approximately \$1500.00 and road grader #216 repaired for approximately \$2,200.00.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United located at 3213 West 2000 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve a permit to bury telephone cable requested by Sprint United located at 24384 1077 Highway. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a permit to bury telephone cable requested by People=s Communications at 1850 Road and Quarterman. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People=s Communications located at the Industrial Park, LaCygne. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission discussed a request by PWWSD #13 to bury water line throughout the county. The Commission asked Road Foreman Danny Morris to get more information and come back for approval.

At 9:36 a.m., 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, and Ed Fleming attended the executive session.

At 9:46 the executive session ended. No action taken.

Herb Pemberton motioned to pass resolution 02-21 to set schedule of fees for Linn County Planning and Zoning. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-21:

Tom Foerschler motioned to approve lot split #130 and to accept the accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to pass Resolution #02-22 to approve C.U.P. #080282 requested by Sharla and David Reynolds for a dog kennel. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-22:

Nutrition Director Marilyn Augur reported the furnace needs replaced at the Pleasanton Nutrition Center. Tom Foerschler motioned to accept the low bid of \$1,400.00 installed from Douglas and Sons, Paola for a Rudd Furnace. Delbert Cannon seconded the motion. The motion passed 3-0. Country Home had bid \$1,995.00 and Steve=s Appliance bid \$1,543.00.

Herb Pemberton motioned to approve a transportation contract with Fern Bolen, Pleasanton for next year. Tom Foerschler seconded the motion. The motion passed 3-0.

Economic Development Director, Dennis Arnold presented a request for a Micro Loan. Herb Pemberton motioned to approve \$15,000.00 micro loan to Michael and Kathy Workman for the Family and Friends Restaurant in Mound City. Delbert Cannon seconded the motion. The motion passed 2-0. Commissioner Foerschler abstained.

The Commission discussed a fence view requested by Dean West that involves a fence view on the Linn-Anderson County line. The Commission waited on a phone call from Anderson County Commission, but did not receive. The fence view will involve both County Commissioners. The Commission will wait until next week to set a date for viewing.

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

County Clerk

Chairman of Board

October 7, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton 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, \$155,805.77; Appraiser, \$2,703.41; Rural Fire, \$6,354.79; Road & Bridge, \$90,578.44; Law Enforcement Trust, \$334.45; 911 Telephone Tax \$1,957.95; Hospital Board, \$15,924.30; Special Alcohol, \$129.53; Elderly, \$9,940.95; Economic Development, \$17,918.70.

Herb Pemberton motioned to move next weeks meeting date to Tuesday, October 15th due to the fact that October 14th is a holiday and county offices will be closed. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission signed an agreement with Foote Construction Company to build box culverts for Linn County.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People=s Communication located on Valley Road. 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 between 2200 Road and 2300 Road on Farlin Road. Herb Pemberton seconded the motion. The motion passed 3-0.

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

Delbert Cannon motioned to allow Ed Fleming to attend a Solid Waste Operators Training in McPherson on November 6th and 7th. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to purchase 2 skid steers from Martin Tractor a #248 at \$15,590.00 and a #262 at \$14,902.00. Tom Foerschler seconded the motion. The motion passed 3-0. These machines were both on lease purchase for FEMA clean up.

Delbert Cannon motioned to approve a permit to bury cable requested by CrawKan Telephone Company starting on 239 Highway and Wattles Road north to 700 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by CrawKan Telephone Company starting on 69 Highway and going West on 200 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Andy Mayhugh presented a rezoning case and lot split requested by the Everhearts. Herb Pemberton motioned to approve Resolution 02-23 rezoning case number Z0702168 and lot split #131 and accept the accompanying road easement. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-23:

After a phone call with Anderson County Commission Chairman, Tom Foerschler announced the fence view on the Anderson County line between Dean West and Melvin Stewart will be held October 28th at 1:30 p.m. The Commission will meet at 31 Highway and the Anderson County Line and proceed to the fence view requested by West.

At 9:49 a.m., Tom Foerschler motioned to recess from the Board of Commission meeting into executive session to discuss a legal issue with the County Counselor (possible litigation). Delbert Cannon seconded the motion. The motion passed 3-0.

At 9:59 a.m. the executive session ended. No action taken.

Herb Pemberton motioned to hire Allen Kinsley as deputy at \$11.51 per hour to replace Kevin Friend. Tom Foerschler seconded the motion. The motion passed 3-0. Kinsley will take a pre employment physical and be on the normal 6 months probation.

Sheriff Stites reported that drug dog Tesa has medical problems and will probably need to be put to sleep. The Commission asked Stites to do what needs to be done.

At 10:27 a.m. at the request of Stites, 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. Delbert Cannon seconded the motion. The motion passed 3-0.

At 10:37 a.m. the executive session ended. No action taken.

Charlene Sims and Genny Kees met with the Commission concerning Linn County 21st Century Learning Center and invited the Commission to Lights on Program after school October 10th and to the coalition monthly meetings.

The Commission agreed to accept an offer of \$400.00 from Midland Information Systems for the counties old 400 computer.

Nutrition Director Marilyn Augur reported the floor at Bunker Hill is cracking again. She presented the Commission with estimates to repair the floor. The Commission asked Augur to get another opinion and get back to the Commission.

After discussion, Delbert Cannon motioned to appoint the County Clerk Don Proffitt to be the voting delegate at the KWORC Annual conference in Wichita. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Prescott Senior Citizens Quarterly Report through September 2002.

The Commission reviewed and approved the Park Receipts and Expenditures Report for September 2002.

Delbert Cannon motioned to recess the County Commission meeting until 1:00 p.m. to meet for a fence view between Griffiths and Black 2 mile west of 69 Highway and 239 Highway. Herb Pemberton seconded the motion. The motion passed 3-0.

At 1:00 p.m. the Board of Commission met as fence viewers at the fence between Roger and Maggie Griffiths and Carl Black west of 69 Highway on 239 Highway. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member; Don Proffitt County Clerk, Gary Thompson, County Counselor, Maggie Griffiths and Carl Black.

After walking a portion of the fence and driving a portion of the fence, the Commission discussed their finding with the County Counselor. The County Counselor will prepare their findings in writing and present to the Commission for their approval at next weeks meeting.

At the end of the fence view Delbert Cannon motioned to adjourn until 9:00 a.m., Tuesday October 8. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 15, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 Chairman signed the following add/abate/refund order numbers 2001-26 and 2001-27.

The Commission approved the following pays/special pays: General, \$80,731.28; Employee Benefit, \$45,685.56; Appraiser, \$8,175.12; Rural Fire, \$2,316.66; Road & Bridge, \$70,094.76; 911 Telephone Tax, \$819.24; School Resource Officer, \$2,222.09; Hospital Board, \$20,525.87; Crime Victim Assist., \$679.46; Elderly, \$8,554.37.

The Commission reviewed a request by L & K Service Inc. to pickup solid waste in Linn County. The Commission asked for the application to be completed before a decision is made.

Tom Foerschler motioned to approve a permit to bury water line requested by Bourbon County Rural Water District #4 at 1077 and 200 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to appoint Don Proffitt as KCAMP Voting Delegate and Tom Foerschler alternate delegate to KCAMP & KWORC. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Hospital Board report for September 2002.

The Commission reviewed and approved the Sheriff=s monthly fee report for September 2002.

Herb Pemberton motioned to approve a contract with Diehl, Banwart, Bolton, Jarred and Bledsoe to do the counties 2002 audit and prepare the counties 2004 budget at \$10,860.00 and \$1,765.00 respectively. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed the Appraisers 2002 procedural compliance check list for Linn County. Noting that P.V.D.. has approved all procedures

Herb Pemberton motioned to pass Resolution #02-24 to declare the counties old IBM Computer Model 9402-436 surplus property and to sell the computer to Midland Surplus Properties for \$400.00. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-24:

Nutrition Director, Marilyn Augur and Lee Callahan, Pleasanton Senior Board Member reported that the main furnace in Pleasanton Senior Center needs to be replaced. The Commission asked for bids for next weeks meeting.

Augur and the Commission discussed the crack in the floor at Bunker Hill Community Center. The Commission asked Augur to get bids for repairing the floor.

Herb Pemberton motioned to hire Colt Umphenour as part-time fire fighter at the Pleasanton Station. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve for Fire Coordinator, Bernard Streeter to purchase packets for the firefighter I and II training for \$750.00. Tom Foerschler seconded the motion. The motion passed 3-0.

At 10:07 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into an executive session to discuss trade secrets of a corporation and legal issues related to possible discussions with same corporation for twenty minutes. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Hospital Board Chairman John Teagarden and physician Dr. Hunt attended the executive session.

At 10:27 a.m. the executive session ended. No action taken.

At 10:27 a.m. Tom Foerschler motioned to extend the session for an additional twenty minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The same people were in attendance.

At 10:47 the executive session ended. Herb Pemberton motioned to extend the executive session for an additional 20 minutes. Delbert Cannon seconded the motion. The motion passed 3-0. The same people were in attendance.

At 11:07 the executive session ended. No action taken.

On the approval of the Hospital Board and the recommendation of Chairman Teagarden, Delbert Cannon motioned to hire Larry Brumleve as consultant to the Hospital Board to review procedures and possible improvements for \$3,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Teagarden reported he had checked with two hospital groups in the area and did not find any interest in taking over and reviewing the medical clinics in the county.

At 10:28 a.m. at the request of Zoning Administrator Andy Mayhugh, Herb Pemberton motioned to recess from the Board of Commission meeting into an executive session for a legal issue (possible litigation) for five minutes. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Mayhugh attended the executive session.

At 10:33 a.m. the executive session ended. No action taken as a result of the executive session.

Mayhugh presented lot split #132 and lot split #133. Herb Pemberton motioned to approve lot split #132 and #133 as requested and to accept the accompanying road easements. 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, October 21. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 21, 2002

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

At 9:23 a.m. 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, Clerk and County Counselor attended the executive session.

At 9:33 a.m. the executive session ended. No action taken.

Bids were opened for a backhoe for District #1, Danny Morris reported bids were received from John Deere, Case and Caterpillar. Bids received were V.I.P. Case \$54,618.00 w/trade; Martin Caterpillar \$57,900.00 w/trade; Murphy Tractor John Deere \$50,500.00 w/trade and recommended options for a total of \$51,765.00. Morris will review specifications and get back to the Commission with recommendations next week.

Herb Pemberton motioned to appoint Ed Fleming as Linn County voting delegate at the Craw-Kan Telephone Company annual meeting. Delbert Cannon seconded the motion. The motion passed 3-0.

Marilyn Augur and Lee Callahan presented bids for a new furnace at the Pleasanton Senior Center. Bids received were Spencer Heating \$2,741.84, Dennis Bland \$3,126.00 and Douglas and Sons \$2,800.00. Delbert Cannon motioned to approve the bids of Spencer Heating and Cooling for \$2,741.84. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission approved for the Nutrition Department to apply for a van for transportation at an 80/20 match.

Robert Lowe, Lee Summit, Missouri who owns 2 lots at Sugar Valley Lakes asked the Commission to think about the possibility of accepting the road right-of-way at Sugar Valley if the people at Sugar Valley are agreeable. The Commission tabled the issue.

At 10:18 a.m. Herb Pemberton motioned to recess the Board of Commission Meeting into executive session for 10 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 Zoning Administrator Andy Mayhugh attended the executive session.

At 10:28 a.m. the executive session ended.

At 10:28 a.m. Delbert Cannon motioned to extend the legal session for 10 minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The same people attended the executive session.

At 10:38 a.m. the executive session ended. No action taken.

Andy Mayhugh presented lot split #134. Delbert Cannon motioned to approve lot split #134 and to accept the accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Ellie Davey, County Treasurer presented the Commission with the interest report through September 2002. Total year-to-date interest is \$87,630.84.

Herb Pemberton motioned to move November 11 meeting date to Tuesday November 12th due to the Veterans Day Holiday and not to have a meeting the week of November 18th due to K.A.C. Annual Meeting in Wichita. Delbert Cannon seconded the motion. The motion passed 3-0.

Rick Porter, RC&D and Ross Hauck, National Forestry Service discussed the counties master fire plan. No action taken.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m. Monday, October 28. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

October 28, 2002

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

Delbert Cannon motioned to approve a permit to haul trash in Linn County for L & K Inc., Paola, KS. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve \$972.50 for Lake Region Solid Waste publication and mailing. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve Troy Mitchell as green thumb employee at the Transfer Station. Herb Pemberton seconded the motion. The motion passed 3-0.

Danny Morris, District #1 Road Foreman reported on bids opened last week. Herb Pemberton motioned to take the low bid for a John Deere backhoe from Murphy Tractor in the amount of \$51,000.00 with trade-in of the old backhoe. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the October 29th agenda and September 24th minutes of the Southeast Kansas Multi County Health Board.

Marilyn Augur, Nutrition Director reported on the cracked floor at Bunker Hill Community Center. Delbert Cannon motioned to have Kansas Basement and Foundation repair, mud jack the crack at Bunker Hill for \$4,380.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign agreement with East-Central Kansas Area on Aging for 2003 C1 & C2 meals for \$69,757.00. Delbert Cannon seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented 2 C.U.P.=s. Herb Pemberton motioned to pass Resolution #02-25 to approve C.U.P. #090283 as approved by the Planning Commission. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-25:

Herb Pemberton motioned to pass Resolution #02-26 to approve C.U.P. #060279 as approved by the Planning Commission. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-26:

Delbert Cannon motioned to pay Paul Rathenburger for his boat that was damaged while being used by Linn County Fire Department installing a dry hydrant. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:14 a.m. Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue (possible litigation) with the County Counselor. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Zoning Administrator attended the executive session.

At 10:24 a.m. the executive session ended. No action taken.

At 10:24 a.m. Herb Pemberton motioned to recess from the Board of Commission Meeting into executive session for ten 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 Zoning Administrator attended the executive session.

At 10:34 a.m. the executive session ended. No action taken.

Ellie Davey, County Treasurer presented the Commission with the Reconciliation of 2001 taxes and a list of uncollected personal property tax warrants 2001 Assessments.

Sheriff Marvin Stites reported on new mandates that require a security officer for the CJIS System to attend training in Wichita, November 5, and will require several new security issues.

At 11:05 a.m., Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for thirty minutes to discuss confidential data relating to financial affairs on trade secrets of a Corporation. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, John Teagarden, Dr. Kit Powers, Rod George and Allan Hire attended the executive session.

At 11:35 a.m. the executive session ended.

At 11:35 a.m. Herb Pemberton motioned to extend the executive session for twenty minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The same people attended the executive session.

The executive session ended at 11:55 a.m.. No action taken.

Delbert Cannon, motioned to recess from the Board of Commission meeting until 1:30 p.m. to meet for a fence viewing requested by Dean West. Herb Pemberton seconded the motion. The motion passed 3-0.

At 1:30 p.m. Commissioner Tom Foerschler, Delbert Cannon and Anderson County Commission Chairman Gene Highberger met to view a fence on the Anderson/Linn County line. Also attending the fence view were County Clerk Don Proffitt, County Counselor Gary Thompson, County Deputy Allen Kinsley, Dean West who asked for the fence view and Melvin Stewart who is the other party in the fence view.

After viewing the fence and hearing from both parties, Commissioner Tom Foerschler announced that the County Counselor will prepare a finding for the Commission to approve and to notify both parties involved.

At the end of the fence view the Linn County Commission adjourned until Monday, November 4th at 9:00 a.m.

County Clerk

Chairman of Board

November 4, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$59,860.49; Employee Benefit, \$60,056.72; Appraiser, \$8,175.12; Rural Fire, \$4,170.66; Road & Bridge, \$29,358.84; School Resource Officer, \$3,124.46; Hospital Board, \$38,971.36; Crime Victim Assistance Fund, \$679.46; Elderly, \$7,879.89; Economic Development Grant, \$100.00.

Delbert Cannon motioned to pass Resolution #02-27 to surplus a 1975 Ford Truck VIN T88JVV90288. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-27:

The Commission approved the following add/abate/refund order numbers 2002-1 through 2002-59.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People=s Telephone Company located at 1850 Road and 1095 Highway. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by People=s Telephone Company located between Taylor Road and Showalter Road on 1950 Road. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to allow Larry Davenport with Birk Sather Davenport Financial Services talk to county employees about their payroll savings plan. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to have the clerk go out for bids and to take the low bid for Thanksgiving Dinner to be catered November 25th. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission agreed to meet to canvass the November 5th General Election at 9:00 a.m. Friday, November 8th in the Clerk=s Office.

At 9:27 a.m. at the request of Economic Development Director Dennis Arnold, 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 Arnold attended the executive session.

At 9:37 a.m., the executive session ended. No action taken.

At 9:37 a.m. 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, possible litigation. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 10:47 the executive session ended.

As a result of the executive session, Herb Pemberton motioned to approve the County Counselor letter pertaining to the results of the fence view between Melvin Stewart and Dean West and to send the letter to the Anderson County Commission for their approval. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve for the County Treasurer to purchase 2 Dell Computers for the Treasurer=s Office for \$778.00 each. Herb Pemberton seconded the motion. The motion passed 3-0.

Mark Schuller, Extension Office discussed 4-H Building issues with the Commission. The Commission approved for Schuller to get prices for remodeling the kitchen and replacing the stove and furnace that are bad.

Charlie Blevins, landowner west of Prescott complained about cattle being on his property. The Commission asked Blevins to request a fence view.

Steve Riley, resident on 1700 Road west of Highway 7 asked about getting road repaired, culvert cleaned out and possibly lowering the speed limit. The Commission asked Riley to talk to Harry Wisdom and Larry Robinson.

At 10:15 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue (contract negotiation) with the County Counselor. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and County Counselor attended the executive session.

At 10:30 a.m. the executive session ended. No action taken.

At 10:34 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for thirty minutes to discuss a legal issue with the County Counselor (contract negotiations). Tom Foerschler seconded the motion. The motion passed 3-0.

The following attended the executive session: Bruce Smith, John Teagarden, Larry Thompson, Robert Stocking, Diane Van Kirk, Keith Couch, Dr. Kit Powers, Dr. Patrick Santiago, Dr. Obermeuller, Tierney Grasser, Olathe Medical Center, Jeffery Elbiss, Attorney Olathe Medical Services.

At 11:04 a.m. the executive session ended. No action taken.

At 11:04 a.m. Herb Pemberton motioned to extend the above executive session for thirty minutes. Delbert Cannon seconded the motion. The motion passed 3-0. The same people were in attendance.

At 11:34 the executive session ended.

As a result of the above executive session Herb Pemberton motioned to authorize the Hospital Board to allow the cardiologists affiliated with Olathe Medical Services, Inc. to temporarily work in the current Linn County Clinics to the extent the space and facilities will allow and to enter into a services agreement in that regard, and to make the East wing of the Nursing Home and the grounds surrounding available for use by the hospital board for lease to the Olathe Medical Services, Inc. And to authorize the Hospital Board to enter into an agreement to allow the Olathe Medical Services, Inc. to place a temporary mobile clinic on the grounds of the Nursing Home property. And to negotiate a letter of intent to that effect that : detailed costs and time table of configuring the east wing of the Nursing Home for use by the cardiologists and possibly the County=s Mound City clinic, will be sought from a construction manager. If the costs of the reconfiguration are acceptable to the Commissioners, the project will be under taken and a portion of the east wing leased to the Olathe Medical Services, Inc. Delbert Cannon seconded the motion. The motion passed 3-0. The Commissioners will study the feasibility of relocating the Mound City Clinic to the Nursing Home. The study will look at: cost of the reconfiguring needed, available hospital board capital improvement budget, other possible county uses and costs relating to the rest of the nursing home, advantages/disadvantages of county=s clinic being located with the cardiologists, possible use/disposal of the current clinic building. .

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

County Clerk

Chairman of Board

November 8, 2002

At 9:00 a.m. the Board of Linn County Commissioners met as the Board of Canvassers to canvass the November 5th General Election. Those present were Tom Foerschler, Chairman, Herb Pemberton, member, Don Proffitt, County Clerk, Dee George, Deputy Election Officer, and Dennis Arnold.

Tom Foerschler motioned to appoint Dennis Arnold as the 3rd member of the Board of Canvassers. Herb Pemberton seconded the motion. The motion passed 2-0.

The Board compared the election results on the ballot scanner printout to the abstract book and the write-in results in the write-in tally sheets to the abstract book.

The Commission reviewed 4 advance ballots that were turned in at the polls and directed the Clerk to count them.

The Commission reviewed 3 ballots that were received in the mail on November 6th and instructed the Clerk not to count those ballots.

The Commission reviewed Provisional Ballots the Commission instructed the Clerk to count 35 of the provisional ballots and not to count 19 ballots.

The canvassers walked across the street to the Courthouse, opened and counted 39 provisional ballots using the counties optical scanner. The results were added to the abstract book and the Board of Canvassers signed the abstract book.

Herb Pemberton motioned to adjourn the Board of Canvassers meeting. Tom Foerschler seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

November 12, 2002

The Board of Linn County Commission met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman, Herb Pemberton, 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, \$168,787.61; Appraiser, \$2,893.99; Rural Fire, \$13,917.97; Road & Bridge, \$89,983.11; 911 Telephone Tax, \$2,775.62; School Resource Officer, \$539.85; Hospital Board, \$28,171.38; Crime Victim, \$30.35; Elderly, \$11,016.45; Economic Development Grant, \$114.30.

The Commission approved the following add/abate/refund order numbers 2002-73 through 2002-76.

At the request of the Nutrition Director, Marilyn Augur, the Commission Chairman signed an agreement for capital assistance to purchase a new medical van. Linn County's 20% share will be \$6,695.90.

At 10:02 a.m., Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for 5 minutes to discuss a legal issue with the County Counselor (contract negotiation). Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 10:07 Herb Pemberton motioned to extend the executive session for 5 minutes. Tom Foerschler seconded the motion. The motion passed 3-0.

At 10:12 the executive session ended. No action taken.

The Commission reviewed a letter from Multi County Health Board asking the Commission to appoint a Commissioner and health care provider to the Health Board. Tom Foerschler motioned to appoint Delbert Cannon as representative to the Multi County Health Board. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission took the request to appoint a health care provider under advisement.

The Commission agreed to purchase the Wiles property for the Mine Creek Foundation for approximately \$120,000.00 to be reimbursed by the State of Kansas.

Tom Foerschler motioned to sign the findings from a fence view between Dean West and Marvin Stewart and to send findings to both West and Stewart. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the October year-to-date Park Report.

The Commission reviewed a fence view request from Charlie Blevins. Tom Foerschler motioned to set December 9th at 1:00 p.m. as the date for a fence view between Blevins and Gordon D. Williams. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed a fence view request from Edward and Carmen Self. Delbert Cannon motioned to set December 9th at 3:00 p.m. as the date for the fence view between Self and Jesse and Jamie Bollings. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:38 a.m. Herb Pemberton motioned to adjourn from the Board of Commission Meeting into executive session for 7 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 County Counselor attended the executive session.

At 10:45 a.m. the executive session ended. No action taken.

The Commission reviewed a request for a C.M.B. license requested by Dean Schoenhals for location at 11231 US 69 Highway to be known as the Back Door Saloon. There were no problems reported by the Sheriff or County Attorney. Potosi Township Officers Cynthia Smith and Ola Mae Earnest voted 2-1 to recommend denial due to the property being on US 69 Highway. After discussion, Delbert Cannon motioned to approve the C.M.B. License for Dean Schoenhals d.b.a. Back Door Saloon at 11231 69 Highway. Herb Pemberton seconded the motion. The motion passed 2-1.

Allen Hire and Rob George with Triangle Builders and John Teagarden, Hospital Board Chairman met to discuss work on the nursing home. Herb Pemberton motioned to hire Triangle Builders as project manager for phase I to estimate cost of remodeling the east wing of the nursing home. Linn county will pay Triangle builders \$3,500.00 for phase I. Delbert Cannon seconded the motion. The motion passed 3-0. Contract will be prepared and the Vice Chairman of the Commission will sign the contract, due to the Chairman being out of town this week.

The Commission settled 3 tied township clerk races where there were no candidate names on the ballot and were only write-in votes. In Liberty Township Carolyn Dunlop and Lisa Gainer both received 2 votes. Lisa Gainer won the flip of the coin. In Stanton Township Guy Antrim and Tom Tuggle received 1 vote a piece. Guy Antrim won the flip of the coin. In Valley Township Wayne Cox and Tom Patterson each received 2 votes. Wayne Cox won the flip of the coin. The new Township Clerks to be certified are Liberty Township, Lisa Gainer, Stanton Township Guy Antrim and Valley Township Wayne Cox.

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

County Clerk

Chairman of Board

November 25, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 Chairman signed the following add/abate refund order numbers 2002-77 through 2002-82.

The Commission approved the following pays/special pays: General, \$180,509.48; Employee Benefit, \$43,374.27; Appraiser, \$8,196.79; Rural Fire, \$1,890.84; Road & Bridge, \$29,400.98; School Resource Officer, \$2,222.10; Hospital Board, \$20,603.87; Crime Victim Assist., \$679.46; Elderly, \$7,554.79.

Herb Pemberton motioned to approve two permits to bury telephone cable requested by People Telephone Communication Company. One at 2100 Road and Umphrey Road and one at 2300 Road and Quarry 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 at 4966 West 1475 Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Clinic Manager Diane Van Kirk reported the Hospital Board has requested to fill a full time RN Position at the clinic left by Jennie Scott. The Commission decided to wait until we get a report back from the consultant that they hired before we add a full-time position.

The Commission instructed the County Counselor to write a letter to the PWWSD #13 stating that Linn County will fully support their efforts to bury water line on the county right-of-way when that time comes.

Herb Pemberton motioned to reappoint Tom Likely to a 3-year term on the Tri-Ko Inc. Board. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to pass Resolution #02-29 to approve the KWORC by laws. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-29:

The Commission reviewed the October Hospital Board report and minutes for the last Hospital Board Meeting.

Herb Pemberton motioned to accept the Declination from Lisa Gainer Liberty Twp. Clerk and to certify Carolyn Dunlop as Liberty Twp. Clerk, due to the November 5 general election. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to accept the declination of Wayne Cox as Valley Twp. Clerk and to certify Tom Patterson as Valley Twp. Clerk. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Sheriff=s monthly fee report for October 2002.

Herb Pemberton motioned to approve Resolution #02-28 to cancel warrants over 2-years old. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-28:

Tom Foerschler motioned to approve paying Kirkham Michael \$8,405.00 for the counties biannual bridge inspection. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:46 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into an executive session to discuss a legal issue with the County Counselor (possible litigation) for seven minutes. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk and County Counselor attended the executive session.

At 9:53 the executive session ended.

At 9:55 a.m. the Board took a five minute recess.

At 10:00 a.m. the Commission heard the application for a C.U.P. for a c & d landfill requested by V & H Enterprises. The Commission asked to hear from Earnest Ballweg who spoke against the request for the C.U.P.. Commissioner Foerschler asked if anyone was present to speak for the C.U.P.. No one responded. Allan Williams also spoke against the C.U.P.

Herb Pemberton motioned to follow the advice of the Planning Commission to deny the C.U.P. Delbert Cannon seconded the motion. The motion passed 3-0.

At 10:30 a.m. the Commission heard from a group led by Harvey Taylor and Judge Smith requesting that a study be done on building a new judicial center and jail and the present cost of farming out prisoners. Also, speaking in favor of the study or against the study was Jack Harris, Bill Hawk, Richard Wilson, Jim Shields, Cynthia Smith, Barry Walker, Ed Samyn, Tom Tuggle, Larry Hall, Gerry Smith and Edwin McWilliams. After lengthy discussion and comments the Commission decided to take the subject under advisement and to discuss it at a later date.

Charlene Sims and Genny Lees with Linn County 21st Century After School Program asked the Commission to help fund the program. At the present time they need approximately \$250,000.00 to fund the program. The Commission reported they will take the request under consideration.

Dorothy Eddleman, Librarian and Helen Barnes Board Member, updated on the library and asked if space in the nursing home would be available for expanding the library. After discussion the Library Board reported they will try to determine how much space they need.

Mark Schuller, Extension and the Commission discussed needs at the 4-H Building. Herb Pemberton motioned to purchase a Vulcan Commercial Stove for \$2,810.00 from Hardings in Joplin, Missouri and \$845.00 in material to remodel the kitchen. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission also asked Schuller to get bids on heating needs for the building.

The Commission reviewed minutes of an October 29th meeting and the November 26th agenda for the SEK Multi County Health Board.

The Commission reviewed the minutes of the September 22, 2002 meeting of the KCAMP Board.

The Commission reviewed the minutes of the August 19, 2002 meeting of the SEK Mental Health Executive Board Meeting.

Tom Foerschler motioned to purchase ten hydraulic heads and strainers for dry hydrant=s through Lake Region RC&D and to purchase battery unit for Centerville Fire Department power hawk for \$850.00 and to have the Rural Fire Department radio frequency license renew at the lowest possible price and to use Radio Business License Inc. at \$850.00 if that is the lowest price. Herb Pemberton 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 2nd. Delbert Cannon seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

December 2, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$66,978.76; Employee Benefit, \$41,320.03; Appraiser, \$8,222.89; Rural Fire, \$3,652.66; Road & Bridge, \$29,590.60; School Resource Officer, \$3,124.46; Hospital Board, \$33,288.43; Crime Victim Assist, \$679.46; Elderly, \$6,444.36.

The Commission Chairman signed the following add/abate/refund order numbers: 2002-83 through 2002-110.

Tom Foerschler motioned to approve a permit to bury water line requested by Garry Paddock located north of 600 Road on Harkness Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to have the tele-squirt fire truck repaired at Conrad Fire in Kansas City at approximately \$1500.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase coveralls for the road crews. Tom Foerschler seconded the motion. After discussion Tom Foerschler withdrew his second. The motion died for lack of a second. The Commission asked the road foreman to check on prices for coveralls.

Tom Foerschler motioned to purchase a trailer for District #2 backhoe. Motion died for lack of a second. Commissioner Cannon will look at the trailer and report back next week.

Delbert Cannon motioned to approve a letter of findings on the Griffiths/Black fence view findings. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of the fence findings:

At 9:29 a.m. Tom Foerschler motioned to recess from the Board of Commission meeting into an executive session for a legal matter (contract negotiations) with the County Counselor for ten minutes. Herb Pemberton seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Ed Fleming attended the executive session.

At 9:39 a.m. the executive session ended. No action taken.

Zoning Administrator Andy Mayhugh presented a rezoning request by Bob Bottiford for a highway retail zoning located at 7 Highway and 152 Highway for a Convenience Store/Feed Store. The Planning Commission has approved the rezoning. Delbert Cannon motioned to approve Resolution #02-30 to approve the rezoning case number Z0702171 as applied for. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-30:

Herb Pemberton motioned to approve lot split #135 requested by David and Jody Drake and to accept the accompanying road easement. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve lot split #136 requested by Maurice & Francis Cox and to accept the accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director gave an update on Economic Development in the county with prospects for a plumbing business and a commercial bakery. Also, brought up, possibly setting up a web site for Linn County. No action taken.

At 10:00 a.m., Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten 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 Arnold attended the executive session.

At 10:10 a.m. the executive session ended.

Herb Pemberton motioned to enter into an agreement to restructure the payment on the Tech Parts Building for Richard Jenkins for six months. That will drop the payment to \$4,000.00 per month for six months. This increase in the term will result in a reduction in payment and will be added on at the end of the contract with Jenkins. Linn County will make up the remainder of the payment for the 6 month period. Delbert Cannon seconded the motion. The motion passed 3-0.

Rob George and Alan Hire with Triangle Builders updated the Commission on the Nursing Home findings. The Commission asked Triangle to see what it will take to put the Cardiologist, Linn County Family Care and possibly a physical therapist in the old nursing home east wing, and also to find the cost for removing floor tile and glue.

Delbert Cannon motioned to have Triangle Builders scope the plumbing at the Nursing Home at a maximum cost of \$500.00. 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, December 9th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

December 9, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$102,138.38; Appraiser, \$1,758.63; Rural Fire, \$22,389.38; Road & Bridge, \$113,765.08; Special Machinery, \$21,000.00; 911 Telephone, \$1,955.60; Hospital Board, \$15,522.21; Crime Victim Assist, \$26.36; Elderly, \$9,526.90.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United, located west of 1077 on 407th. 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 located at 20137 Gireau Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to surplus a 1988 Chevy pickup and to advertise for bids to purchase a new pickup for District #1. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed prices for coveralls for road employees. After reviewing a petition from the courthouse employees against buying coveralls for road employees and discussion, the issue was dropped.

At the request of the Road Foreman Harry Wisdom, Tom Foerschler motioned to purchase guardrail from J & J Construction for \$750.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission gave approval for Noxious Weed Director to attend a weed seminar December 11.

The Commission discussed roads during the last snow storm with no action taken.

Tom Foerschler motioned to approve lot split #137 located at Highway 7 and Highway 152. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve Resolution #02-31 to deny the C.U.P. requested by V & H Enterprises for a C & D Landfill. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-31:

Clinic Manager, Diane Van Kirk met with the Commission to ask that the Commission hire Margaret Chambers as full time R.N., the Hospital Board has recommended the hiring. Herb Pemberton motioned to hire Margaret Chambers as full time forty hours per week R.N. at \$14.30 per hour. Delbert Cannon seconded the motion. The motion passed 3-0. Chambers will take a pre employment physical and be on the normal county six month probation.

Nutrition Director, Marilyn Augur reported that work is to start on mud jacking the floor at Bunker Hill. Herb Pemberton motioned to spend an additional \$600.00 if necessary to fix a crack in the floor by the east door that had not been found before. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve \$1,745.52 to Randall Hardware to lay carpet at Bunker Hill after the floor is fixed. Delbert Cannon seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve Resolution #02-32 authorizing Linn County to be named a party in a legal action by K.A.C. with respect to demand transfer reduction made by Governor Graves. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-32:

The Commission reviewed the November 2002 Park Report.

Herb Pemberton motioned to approve Purchase Order #2002-1 to Lockwood Company that was requested by the Register of Deeds. Tom Foerschler seconded the motion. The motion passed 3-0.

The Commission reviewed questions from Department Heads and Elected Officials in the Courthouse whether or not they could cut any staff if their office or if all courthouse offices were moved to the Nursing Home and had room to have all their employees together. All Departments concurred that no staff could be cut.

At 10:47, Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel matter related to non elected personnel. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 10:52 a.m. the executive session ended. No action taken.

Tom Foerschler motioned to recess until 1:00 p.m. to meet as fence viewers to view a fence between Charles Blevins and Gordon Williams at 200 Road and Read Road. Delbert Cannon seconded the motion. The motion passed 3-0.

At 1:00 p.m. the Commission reconvened at 200 Road and Read Road for a fence view and those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, Member; Don Proffitt, County Clerk and Gary Thompson, County Counselor; Charles Blevins, Gordon Williams and Deputy Harvey Taylor.

The Commission viewed the south 2 of the fence between Blevins and Williams. Blevins has installed a new six barbed wire fence on his half of the fence.

The Commission then drove around to the north 2 of the fence. At this point the Commission found that there is not any fence at all on the north 2 of the property line.

The Commission explained to Blevins and Williams that they will have the County Counselor prepare their findings and will send a copy of their findings to both Blevins and Williams in writing.

The Commission then drove to 1700 Road and Hadsall Road for a fence view requested by Ed Self between Self and Jesse Bolling.

At 3:00 p.m. the Commission met 1/4 mile north of 1700 Road on Hadsall Road for a fence view between Self and Bolling. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Don Proffitt, County Clerk and Gary Thompson, County Counselor. Ed and Carmen Self and Jesse Bolling and Deputy Harvey Taylor.

The Clerk updated the Commission on a telephone update report he received from Rob George with Triangle Builders concerning the Nursing Home. No action taken.

The Commission walked the 1/4 mile of east west fence and 1/4 mile of north south fence between Self and Bolling. After walking the fence and discussion the Commission advised Self and Bolling that the County Counselor will prepare their findings and notify both parties in writing of their findings.

With nothing further on the agenda, Tom Foerschler motioned to adjourn until 9:00 a.m. Monday, December 16, 2002. Delbert Cannon seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

December 16, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$59,795.81; Employee Benefit, \$41,523.70; Appraiser, \$8,196.79; Rural Fire, \$2,755.55; Road & Bridge, \$29,303.32; School Resource Officer, \$2,222.10; Hospital Board, \$23,237.92; Crime Victim Assist., \$679.46; Elderly, \$6,983.41.

The Commission Chairman signed the following add/abate/refund order numbers: 2002-111 through 2002-124.

Tom Foerschler motioned to approve a permit to bury water line requested by Ellis Construction located at Ingrahm Road and County Road 554. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury water line requested by Anderson County RWD #6. Located at 13344 Andrews Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury water line requested by Dave Eastwood located at 1880 West 135th Road. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve a permit to bury telephone cable requested by Sprint United located at 12934 1077 Road. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve for Harry Wisdom, Road Foreman District #3 to purchase two new grader tires from Cross Midwest at \$506.00 each. Herb Pemberton seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve Solid Waste Collection permit for L & K for 2001 Sterling Truck. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve the findings of the Blevins/Williams fence view and to send the findings to Blevins and Williams. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of their findings:

Tom Foerschler motioned to approve the findings of the Self/Bolling fence view and to send the findings to Self and Bolling. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of their findings:

The Commission reviewed bids for cover material. Bids were received from Hunt Midwest at \$6.75 per ton, Nation Rock at \$6.25 per ton, Wade Quarry at \$5.50 per ton and Ash Grove at \$6.50 per ton. Delbert Cannon motioned to purchase 13,500 tons of cover material from Wade Quarries at \$5.50 per ton. Tom Foerschler seconded the motion. The motion passed 3-0.

At 9:27 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into an executive session to discuss a legal issue with the County Counselor (possible litigation) for ten minutes. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk and County Counselor attended the executive session.

AT 9:37 a.m. the executive session ended. No action taken.

Tom Foerschler motioned to appoint Delbert Cannon as Commission Chairman for 2003. Herb Pemberton seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to appoint Herb Pemberton as Vice Chairman for 2003. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve purchase orders #2002-04 to Marrone=s Wholesale for food supplies in the amount of \$1,138.00. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission reviewed the Hospital Board Report for November and minutes and of the Hospital Board Meeting November 12, 2002. No action taken.

Herb Pemberton motioned to approve Resolution #02-33 designating the official depositories for county funds for 2003. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-33:

Delbert Cannon motioned to approve Resolution #02-34 designating the Linn County News as the official county newspaper for 2003. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-34:

Tom Foerschler motioned to approve Resolution #02-35 concerning the financial statements and reports of Linn County for 2003 and budget laws of the state. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-35:

Herb Pemberton motioned to approve Resolution #02-36 to adopt a plan document for contribution to security benefit advisor 457 program. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-36:

Dorothy Eddleman, Mary Somerville Library requested they need 3000 feet for library space if the county has it available in the Nursing Home. Also, if the county does not have space for the library they would like some old county records to be moved. The Commission took the request under advisement.

Herb Pemberton motioned to approve Purchase Order #2002-03 to Lockwood Company in the amount of \$1,095.00 for election supplies. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve purchase order number 2002-02 to the Linn County Treasurer Benefit Trust for Health Insurance claims in the amount of \$200,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

After reviewing bids from Lola Office Supply and Navrat=s, Herb Pemberton motioned to approve the purchase of four desks for the county clerk=s office at \$743.74 each. Tom Foerschler seconded the motion. The motion passed 3-0.

Allen Hire and Rod George with Triangle Builders gave an update on the nursing home.

At 10:41 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss lease rates (contract negotiations) for clinic space. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Allen Hire and Rod George attended the executive session.

At 10:56 the executive session ended. No action taken.

At 10:56 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting for fifteen minutes into an executive session to discuss lease rates (contract negotiations) for clinic space. Delbert Cannon seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Allen Hire and Rob George attended the executive session.

At 11:13 a.m. the executive session ended. No action taken.

At 11:13 a.m. Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss lease rates (contract negotiations) for clinic space. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Allen Hire and Rob George attended the executive session.

At 11:23 a.m. the executive session ended. As a result of the executive session Herb Pemberton motioned to instruct the County Counselor to negotiate floor space rental rates for possible renters at the nursing home.

Herb Pemberton motioned to close county offices at noon Tuesday, December 24th for Christmas Holiday. Delbert Cannon seconded the motion. The motion passed 3-0.

The Commission agreed to have the county service awards dinner on January 13th and also to have swearing in ceremony for Commissioner Pemberton at this time.

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

County Clerk

Chairman of Board

December 23, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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 Chairman signed the following add/abate/refund order numbers: 2002-125 through 2002-143.

Delbert Cannon 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, Ed Fleming, Solid Waste Coordinator attended the executive session.

At 9:16 a.m. the executive session ended. No action taken.

At 9:30 a.m. bids were opened for a new pickup for District #1 and to sell the old 1988 Chevrolet Pickup. Lin Lea Farms bid \$1,508.00 out right on the 1988 pickup. Bids were received from Cox Motor Company for \$17,685.00 for a new pickup and trade in of \$800.00 for a total trade in price of \$16,885.00 and Beckman Motor bid of \$16,694.60 for a new pickup and \$3,000.00 trade-in for a total trade price of \$13,694.60. Herb Pemberton motioned for Danny Morris to check and make sure specs are the same and if so to accept the bid from Beckman Motors for \$13,694.00 with trade of 1988 pickup.

Tom Foerschler motioned to approve the purchase of six tires for the medical van from Harlow Oil at \$690.00. Delbert Cannon seconded the motion. The motion passed 3-0. Rick=s Tire and Lube had bid \$759.00.

The Commission asked Fire Coordinator, Bernard Streeter to price radio and wiring needed for the new fire coordinator pickup and to get back to the Commission.

The Commission opened bids for the dinner for January 13th service awards and swearing in dinner. Bolling=s bid \$6.50 per plate, Everybody=s bid \$6.50, Family and Friends bid \$4.99 each. Herb Pemberton motioned to accept the bid from Family and Friends for \$4.99. Delbert Cannon seconded the motion. The motion passed 2-0. Commissioner Foerschler abstained.

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

The Commission reviewed the December 18, 2002 KCAMP Board meeting minutes.

Herb Pemberton motioned to hire Kevin Danciak as part time deputy at \$8.71 per hour. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to hire Brandi Shideler as dispatcher at \$9.11 per hour. Delbert Cannon seconded the motion. The motion passed 3-0. Shideler will be on normal 6-month probation and must take a pre employment physical.

The Commission gave the Sheriff approval to go out for bids for two new patrol cars for 2003.

Tom Foerschler motioned to approve for the Sheriff to purchase a radar unit from Kustom Electronics, Chanute, for \$1,975.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At 10:07 Herb Pemberton 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. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Sheriff attended the executive session.

At 10:12 a.m. the executive session ended. No action taken.

Herb Pemberton motioned to approve lot splits #138, 139 and 140 and to accept the accompanying road easements. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve Resolution 02-41 that approves the re-zoning case #Z0202170. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-41:

At 10:34 Herb Pemberton 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. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Andy Mayhugh attended the executive session.

At 10:39 a.m. the executive session ended. No action taken.

Delbert Cannon motioned to approve 2003 C.M.B. License renewals for Farm and Field Supply, Centerville; Stat Stop, LaCygne; Longhorn Restaurant, LaCygne and PDQ, Inc., Prescott. Herb Pemberton seconded the motion. The motion passed 2-1.

Herb Pemberton motioned to approve District Court Purchase Order=s #2002-7,8,9 & 10 for contract attorney fees at \$15,600.00 each and purchase order #2002-11 for judge pro tem fees of \$8,000.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve purchase order 2002-5 to Mid-Continent Micrographics Inc. for the Treasurer in the amount of \$5,000.00 for microfilming. Tom Foerschler seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve purchase order 2002-6 to Dell Marketing L.P. for two personal computers for the Treasurer at \$2500.00. Tom Foerschler seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve dues to the Kansas League of Municipalities for 2003 for \$516.54. Herb Pemberton seconded the motion. The motion passed 3-0.

At 11:00 a.m. 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 personnel. Tom Foerschler seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

At 11:05 a.m. the executive session ended. No action taken.

Herb Pemberton motioned to pass Resolution #02-42 that will amend the zoning regulations of Linn County, Kansas. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-42:

Herb Pemberton motioned to pass Resolution #02-40 to cancel four county warrants that are more than two years old. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-40:

Herb Pemberton motioned to pass Resolution #02-37 adopting county holidays for 2003. Delbert Cannon seconded the motion. The motion passed 3-0. Following is a copy of Resolution 02-37:

Herb Pemberton motioned to pass Resolution #02-38 adopting a schedule of pay dates for 2003. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #02-38:

The Clerk advised the Commission that both Carolyn Dunlop and Lisa Gainer have refused the position of Liberty Township Clerk (results of the November General Election) and that position is now open.

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

County Clerk

Chairman of Board

December 30, 2002

The Board of Linn County Commissioners met in a regular session. Those present were Tom Foerschler, Chairman; Delbert Cannon, Vice Chairman; Herb Pemberton, 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, \$170,184.52; Employee Benefit, \$78,813.70; Appraiser, \$15,931.32; Rural Fire, \$56,627.27; Road & Bridge, \$153,470.95; 911 Telephone Tax, \$819.24; School Resource Officer, \$3,191.48; Hospital Board, \$87,521.32; Special Alcohol, \$40.02; Crime Victim Assist., \$391.91; Elderly, \$29,021.04.

Delbert Cannon motioned to approve for Road Foremen John Black & Harry Wisdom to purchase 25 tons of Salt & Sand mix at \$32.00 per ton from Steve Watson. Tom Foerschler seconded the motion. The motion passed 3-0.

Tom Foerschler motioned to approve a Solid Waste Hauling permit for Dan Walker. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve PO# 2002-12 in the amount of \$74,250.00 to Wade Quarries for cover material. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve PO# 2002-13 to Beckman Motors for a new pick up in the amount of \$13,694.60. Delbert Cannon seconded the motion. The motion passed 3-0.

Delbert Cannon motioned to approve 2003 Cereal Malt Beverage license renewal for Dean Schoenhals dba Backdoor Saloon. Herb Pemberton seconded the motion. The motion passed 2-1.

The Commission reviewed the Nov. 18th meeting minutes of the SEK Mental Health Center Board.

Delbert Cannon motioned to approve Resolution #2002-39 for 2003 Employee Pay. Tom Foerschler seconded the motion. The motion passed 3-0. Following is a copy of Resolution #2002-39:

At 9:43 AM, Herb Pemberton motioned to recess from the Board of Commissioners 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, and County Counselor attended the executive session.

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

The Commission reviewed a letter from Miami County concerning the District Coroner salary proposal that would jump the District Coroner=s salary from \$2,340.00 per year to 18,000.00 per year. The County Counselor explained that the County with the most population hires the District Coroner and sets the salary.

The Clerk asked the Commission about closing County offices early on New Year=s Eve. The Commission did not take action on the issue.

Herb Pemberton motioned to surplus Rural Fire Dept. 1997 Ford F150XLT Pick Up and for the Solid Waste Dept. to purchase the Pick Up for \$1,949.81 by purchasing a light bar and radio for Rural Fire=s new Pick Up. Tom Foerschler seconded the motion. The motion passed 3-0.

Economic Development Director Dennis Arnold presented a proposal for a Web Site for Linn County. Tom Foerschler motioned to have Nastec Services, Inc. provide a Web Site for Linn County for \$5,000.00, plus \$50.00 per month for a Hosting fee. Delbert Cannon seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve PO# 2002-14 to Nastec Services, Inc. in the amount of \$5,600.00 for Web Site & monthly fee. Tom Foerschler seconded the motion. The motion passed 3-0.

At 10:35 AM Delbert Cannon motioned to adjourn until 9:00 AM Monday, January 6th. Herb Pemberton seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board