

January 6, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chair; Marty Read, Vice Chair, Frank Gable, Member, Charlie Trask, 2nd District Commissioner-elect, Donald L. Proffitt, County Clerk, and William Edwards County Counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Frank Gable seconded the motion. The motion passed 3-0.

The Commission Chairman signed the following add/abate/refund order numbers: personal property #1577-1581 and real estate #894.

Harold Mooney Jr. moved to reappoint Jim Wilson, Parker to a 3-year term to the Tri-Ko Board, effective January 2, 1997. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to approve an emergency vehicle permit to George Maloney. Frank Gable seconded the motion. The motion passed 3-0.

Frank Gable moved to approve Paris Township Treasurer and Trustee report for 1996. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve Cemetery District #1 and Cemetery District #4 annual reports for the year ending 12-31-96. Frank Gable seconded the motion. The motion passed 3-0.

Frank Gable moved to approve the quarterly financial statement for the Pleasanton Senior Citizen for quarter ending 12-31-96. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission reviewed notice of meeting of the SEKCAP Board to be held at 1:30 p.m. Monday, January 13 at Bunker Hill Community Center.

After reviewing the contract with Bill Cox, d.b.a. B.C. Construction, Commissioner Mooney did not feel the amount of footing would be sufficient to support the building. Long reported at the time they wrote the spec's we did not know where they would need the extra support. The Commission asked Long to advertise for bids for a 40' X 60' building. After purchasing the building, the Commission will amend the specs in the contract to fit the building and adjust the cost if any additional concrete to the contract amount.

At the request of Kathleen Horttor, Emergency Preparedness Director, Marty Read moved to approve Emergency Vehicle Permit for the 1990 Jeep that Horttor will use for emergency preparedness use. Frank Gable seconded the motion. The motion passed 3-0.

After discussing whether Horttor would be allowed to drive the 1990 Jeep to and from work, the Commissioners asked Horttor to provide information as to the number of responses and the time of responses during 1996.

The Commission asked about what seems like excessive tire usage for the sign truck. County Engineer Richard Long reported that it was probably due to excess weight of the truck and amount of gravel roads traveled.

Harold Mooney Jr. moved to approve a permit to bury cable requested by Sprint United Telephone Company. Work Order #05147999 located 2 miles West and 1 mile North of Parker. Frank Gable seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to publish Notice to Vacate road 1 mile North of Parker and East. Frank Gable seconded the motion. The motion passed 3-0. Following is a copy of the notice:

Long reported he had found a 45' Box Trailer in Kansas City, Kansas for \$2,900.00. During the discussion, Jay Newland, Sugar Valley resident from the audience felt that price was too high. After discussion, Commissioner Mooney asked Newland to see if he can find a better buy and come back to the Commission next week.

At 10:30 a.m. a hearing was held for Conditional Use Permit for Quail Creek Hunting Club. Speaking for the permit was Charles Trask, Gary Endecott, Brent Wheeler, and Harvey Taylor. Speaking against was Maryl and Jerry Tuggle, Spencer Burris, Kenneth Ludwig, Ralph Augur and Danny Smith, all property owners near the proposed hunt club. Most opposition involved excess noise and traffic and the possible effect on land values. The Planning Commission had previously turned the Conditional Use Permit down.

Marty Read moved to recess from the Board of Commission meeting for five minutes, for an executive session for a legal matter. Frank Gable seconded the motion. The motion passed 3-0. The Commission, County Counselor, Zoning Administrator and Clerk attended the executive session.

Frank Gable moved to adjourn the executive session and reconvene the Board of Commission Meeting. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to approve conditional use permit #099613 for Quail Creek Hunt Club with the following Conditions: there will be a 300' buffer with no hunting on all road frontages, a 100' buffer with no hunting within 100' from any adjoining property line, no skeet or trap shooting will be done within 300' of property line, a Quail Creek guide or employee will be with hunters at all times, and they will issue the conditional use permit for one year only, and will have to be renewed February 1, 1998. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

At the request of Edwards, Frank Gable moved to recess from the Board of Commission for ten minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Trask attended

the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission Meeting. Frank Gable seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Long reported that District #2 employee Edward Lee Umphenour was off work sick in December and had not been able to use all of his vacation time as required by the county. The Commission gave approval for Umphenour to carry six days of 1996 vacation time into 1997. Also the Commission agreed that this would not set a precedent but that any case in the future would be handled on an individual basis.

Marty Read moved to approve a 3% cost of living increase for all county employees and officials except temporary employees and minimum wage employees. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

With nothing further on the agenda. Marty Read moved to adjourn until 9:00 a.m., Monday, January 13. Frank Gable seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

January 13, 1997

The Linn County Commission met in a regular session. Those present were: Harold Mooney Jr. Chair; Marty Read, Vice Chair, Frank Gable, member; Donald L. Proffitt, County Clerk, William Edwards, County Counselor, and District 2 Commissioner-elect Charlie Trask.

Marty Read moved to approve the minutes of the last regular meeting as corrected. Frank Gable seconded the motion. The motion passed 3-0.

The Commission Chair signed the following add/abate/refund order numbers: personal property 1582-1584.

The Commission approved, the following special pays: General, \$13,438.69; Appraiser, \$185.23; Rural Fire, \$1534.02; Road & Bridge, \$3050.11; Community Corrections, \$937.12; Elderly, \$1653.10.

The Commission approved and signed a statement that the Linn County Affirmative Action plan will remain the same as last year.

Harold Mooney Jr. moved to appoint Charlie Trask as the Linn County representative to the SEK Juvenile Detention Center Board. Marty Read seconded the motion. The motion passed 3-0. Trask will replace Gable on that board.

Frank Gable moved to appoint Harold Mooney Jr. as alternate to the SEK Juvenile Detention Center Board. Marty Read seconded the motion. The motion passed 2-1.

Frank Gable moved to reappoint Dennis Arnold, Charles Conley and Harold Mooney Jr. to the local revolving loan advisory committee for 1-year and Robert Stocking to the Regional Advisory Committee for a 2-year term. Marty Read seconded the motion. The motion passed 3-0.

The Commission reviewed a letter from Alice Widner, Trading Post Historical Society thanking them for the youth grant they received from the county last year.

Marty Read moved to approve Resolution #97-1 and 97-2 stating the schedule of pay dates for 1997 and the salary of county employees for 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following are copies of resolution #97-1 and 97-2:

Marty Read motioned to move the January 20th meeting to Tuesday, January 21 due to the 20th being a holiday and the county offices being closed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve the Cemetery District #3 1996 annual report. Marty Read seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve the Cemetery District #5 annual report and the Valley Township Treasurer Report for 1996. Marty Read seconded the motion. The motion passed 3-0.

Frank Gable moved to sign an agreement with Bill Cox d.b.a. B.C. Construction to furnish materials and labor to pour cement floors for the Mound City Rural Fire Building, in the amount of \$18,945.00. Marty Read seconded the motion. The motion passed 3-0.

Jay Newland, rural Mound City reported that he had located a 40' X 102" Van Trailer in Kansas City Missouri for \$2,800.00. After discussion the Commission asked County Engineer Richard Long to look at the trailer. Also the Commissioners asked Newland to turn in expenses he incurred locating the trailer.

At the request of County Counselor, William Edwards, Marty Read moved to recess from the Board of Commissioners into executive session for a legal matter for 15 minutes. Frank Gable seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor and County Engineer attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

At the request of County Attorney-elect John Sutherland, Harold Mooney Jr. moved to recess from the Board of Commission meeting for 10 minutes on a personnel matter. Frank Gable seconded the motion. The motion passed 3-0. The Commission, Clerk, Counselor and Sutherland attended.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to hire Jo Clark, Mound City as Administrative Assistant (temporary) to the County Attorney at Clerk III salary. Clark will start as soon as she is available.

Marty Read moved to approve a permit to bury telephone cable requested by Sprint (W.O.#05148510) located 1½ miles north of Farlinville. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Frank Gable moved to approve permit for Solid Waste Collection for Solid Waste Management in Linn County. Marty Read seconded the motion. The motion passed 3-0.

Long reported that a county truck (spreader truck) had been involved in a minor accident with a private vehicle just east of LaCygne. There were no injuries and the accident had been reported to the insurance company.

Dennis Arnold, Economic Development Director gave the Commission an update on items on which he is working. Arnold reported that there are appointments that need to be made on the Economic Development Committee, and notified the Commission of a February 4th meeting put on by the Kansas Chamber of Commerce.

Arnold reported he had received an inquiry whether Linn County would be interested in building and leasing a 20,000 square foot building at a cost of \$500,000.00 to a company that may be interested in locating in Linn County and providing 50 jobs that would pay \$8 to \$10.00 per hour. The Commission although interested, decided to pass at this time.

Commissioner Harold Mooney Jr. presented outgoing Commissioner Frank Gable a plaque and a pen set to show appreciation for Gables 8 years of service to Linn County as District #2 Commissioner.

At 10:50 a.m. Commissioner Frank Gable left the meeting.

At the request of Sheriff Marvin Stites, Marty Read moved to sign an agreement with SEK Regional Correctional Center Fort Scott to house overflow prisoners as needed. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of that agreement:

Gene Kimball, Mid-Con Associates, Liberty Missouri and Stan Peterson and Jay Freund presented the Commission with preliminary architect designs for additions of 24 beds to the Linn County Jail and also asked the Commission to sign an agreement for them to complete the design for the addition. The Commission tabled any decision at this time.

Sheriff Stites presented the Commission with a break down of activities in his department during 1996.

At the request of Andy Mayhugh, Zoning Administrator, Marty Read moved to recess from the Board of Commission into an executive session for 10 minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The Commission, Clerk, County Counselor and Mayhugh attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 2-0. No action taken as a result of the executive session.

Mayhugh reported that Gould Evans, invited the county to a GIS meeting January 27 in Overland Park. Mayhugh is planning to attend.

With nothing further on the agenda, Harold Mooney Jr. motioned to adjourn until 9:00 a.m. Tuesday, January 21. Marty Read seconded the motion. The motion passed 2-0.

County Clerk

Chair of Board

January 21, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr. chair; Marty Read vice chair; Charles L. Trask, member, William Edwards, county counselor, Donald L. Proffitt, county clerk.

Marty Read moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The commission chair signed the following add/abate/refund order numbers:

Marty Read moved to elect Harold Mooney Jr. as commission chair for 1997. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to appoint Marty Read as commission vice chair for 1997. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to reappoint Bud Harrison, Vaughan Lindsey and Harvey Taylor to the Board of Zoning Appeals for a one-year term. Charles Trask seconded the motion. The motion passed 3-0.

At the request of the county clerk Marty Read moved to recess from the Board of Commission meeting for ten minutes for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Eric Tupin custodial department attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to transfer Nova Smith from the Nutrition Department to the night custodial job under the county personnel policy, that job openings will be posted to county employees first and that county employees will be given 1st preference even though Smith reported that she had not seen the posting and did not know the job was open until she read the classified add. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Smith will start approximately February 3, 1997 at \$1,156.11 per month and be on probation for six months.

Harold Mooney Jr. moved to approve township treasurer/trustee reports for 1996 from Scott, Sheridan, Potosi Townships. Marty Read seconded the motion. The motion passed 2-1. The Commission asked the clerk to see if the townships are going out for bids for cemetery mowing.

Harold Mooney Jr. moved to purchase a 48' van trailer from Jay Newland for \$2,800.00. Marty Read seconded the motion. The motion passed 3-0. Newland will also turn in expenses incurred in the purchase of the trailer.

At the request of Richard Long, county engineer, Charles Trask moved to hire Steve Shadden as part time employee at the transfer station at \$5.65 per hour, not to exceed 30 hours per week. Marty Read seconded the motion. The motion passed 3-0.

Jay Newland inquired why it takes two people to pickup roll off containers at the compactors. Long reported that it was felt that in the long run two people could do it about as cost efficient as one due to the number of times the container has to be handled.

Long reported that the dump truck that the county had purchased from Cox Motor Company, Pleasanton with a 45-day delivery, has now been put off for delivery until the last of February 97. No action taken.

Marty Read moved to vacate road Northeast of Parker, Kansas known as the D.W. Homes Road. That is shared with Miami County. Charles Trask seconded the motion. The motion passed 3-0. They will send a copy of the order to vacate to Miami County for the Miami County Commissioner's signatures.

The Commission agreed for Long to hire Kirkham Michael Company to do a study on drainage for a bridge project located southwest of Mound City that Long plans to rebuild in the near future.

At Long's request Marty Read moved to allow Long to advertise for bids for a new sign truck. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to recess the Board of Commission Meeting for ten minutes for an executive session for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, county counselor, county engineer, and county clerk attended the executive session.

Charles Trask moved to adjourn the executive session and reconvene the Board of Commission Meeting. Marty Read seconded the motion. The motion passed 3-0.

Kathleen Horttor Emergency Preparedness Director presented the Commission with a brief overview on Emergency Preparedness. Also, reported that Linn County will receive a \$16,480.00 grant from KDEM. Mostly to be used to update the Counties Emergency Operation Procedures and to purchase an EIS program for her computer.

At Horttor's request Harold Mooney Jr. moved to let Horttor hire a temporary employee at \$5.65 per hour for a maximum of six months to help compile and enter the emergency operating procedure's data. Marty Read seconded the motion. The motion passed 3-0.

The Commission asked Horttor to set up a meeting in the next two or three months on a Commission meeting date with people from other counties involved with E911 that will come to Linn County and advise the commission on the do's and don'ts of

setting up an E911 System.

Sheriff Marvin Stites updated the Commission on the costs incurred by the Sheriff's Department during 1996 for out of county prison housing, medical bills for prisoners that created his budget deficit for 1996.

At the request of the Sheriff, Marty Read moved for Stites to go out for bids for three new patrol cars that were budgeted for in 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Jim Lichty, Archetype discussed a proposed plan for a jail addition that he had drew up at Sheriff Stites request and had not heard back on any decision by the commission. The Commission reported that they were trying to gather enough evidence to make a decision.

Dennis Arnold, Economic Development Director reported Linn County had received an attraction grant form the Kansas Department of Commerce for \$41,000.00. Arnold plans to use the money to put on a recreation, or civil war drama at the Mine Creek Battlefield site with the grant monies.

Marty Read moved to recess from the Board of Commission meeting for twenty minutes for a legal and a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, county counselor, clerk and Long attended the executive session for the legal matter. Long left for the executive session for the personnel matter.

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

After discussing the problem with the counties telephone system, the commission asked the clerk to have a Sprint representative come to the next commission meeting to answer questions regarding the difference between the Centrex and Norstar telephone systems that Sprint has proposed to sell the county.

With nothing further on the agenda, Charles Trask moved to adjourn until Monday, January 27, at 9:00 a.m.. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

January 27, 1997

The Board of Linn County Commission met in a regular session. Those present were: Harold Mooney Jr. Chair, Marty Read Vice Chair, and Charles Trask, member, Donald L. Proffitt, Clerk; William Edwards, County Counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$86,783.15; Employee Benefit, \$55,993.76; Appraiser, \$13,205.70; Rural Fire, \$4,879.96; Road & Bridge, \$54,596.89; Community Corrections, \$28,825.32; DARE, \$1,475.45; Elderly, \$11,736.98.

The Commission agreed to pay Roger Carbon, Mound City \$125.00 to push snow around the courthouse and buildings. This is an increase of \$25.00.

Randy Johnson, rural Mound City met to discuss the property dispute concerning his property located 3 miles East and 2 ½ miles South of Mound City. Johnson reported that he would not sell the county the extra 15' of right of way for less than \$4,500.00.

Harold Mooney Jr. moved to recess from the Board of Commission meeting for 10 minutes for a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Richard Long, County Engineer attended the executive session

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0. No action taken at this time.

The Commission reviewed and approved the Sheriff monthly fee report for the month of December 1996.

The Clerk reported on response from Blue Mound, Mound City, Scott and Sheridan Township's concerning bidding on cemetery mowing as requested by the Commission, of the four, only Blue Mound takes bids. Mound City hired a person by the hour and the other two have more than one person mowing.

Marty Read moved to pay Randy Johnson \$2,500.00 for 15' of right-of-way on his property southeast of Mound City and any alleged damage to property. Charles Trask seconded the motion. The motion passed 3-0. Johnson reported he will accept this offer and the county counselor will prepare an agreement and a quit claim deed.

Marty Read moved to sign a letter and have the Clerk send to all county officials and employees that when they turn in mileage for reimbursement, documentation for all miles must accompany the voucher. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve the Blue Mound Senior Center quarterly report for quarter ending 12-31-96. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve the Stanton Township Treasurer/Trustee report for 1996. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to approve the 1997 Kansas Association of Counties membership dues in the amount of \$2,809.86. Harold Mooney seconded the motion. The motion passed 3-0.

Richard Long reported that former county employee Fred Bland passed away last night. Long does not know at this time when the funeral will be but District #1 shop employees will shut down and go to the funeral.

At Long's request Marty Read moved to appoint Darrell Lane as alternate to the Lake Region Authority so that Lane may attend and vote at Lake Region Meetings.

Diane Van Kirk, Linn County Fire Coordinator reported she had received four bids for the Mound City Fire Building. Bids received were Foote Construction \$31,869.00, Heyer Building Systems \$46,400.00, Double K Construction \$38,719.00, B. C. Construction \$42,979.00. Van Kirk and Long will review the bids and report to the Commissioners next week.

Van Kirk reported that she had inspected the building for sale by Doug McGown. Van Kirk reported that water drains and doors would have to be put in the building, plus the remodeling to make it useable as a fire station. No action taken by the Commission.

The Commission met with Craig Wood, Foote Construction about building the ADA ramp in the County Attorney Building. The Commission agreed to let Wood construct the ramp under the contract he had agreed to but had expired.

Terry Tollefson and Joe McKinney Sprint United explained two telephone systems to the Commission. A Centrex system that would be located in the Sprint Office and a Norstar Key system that would be located in the courthouse. After discussion Charles Trask motioned to purchase a Norstar system at approximately \$24,600.00. Marty Read seconded the motion. The motion passed 3-0. The Centrex System was cheaper but would not allow for E-911 or voice mail.

Marilyn Augur, Nutrition Director discussed an updated job description for the transportation driver that she will advertise to fill due to the transfer of Charlene Smith to the Custodial Department. Charles Trask moved to approve the job description as requested by Augur. Marty Read seconded the motion. The motion passed 3-0.

Ben Fortman, Noxious Weed Director presented the Commission with an annual Noxious Weed Eradication Report for 1996. Marty Read moved to accept and sign the report to be sent to the state. Charles Trask seconded the motion. The motion passed 3-

0.

Fortman reported he planned to attend a February 18-20 Household Hazardous Waste Training in Lawrence and a March 3-6 Annual Weed Conference in Topeka.

Andy Mayhugh, Zoning Administrator gave the Commission an update on his office during 1996. Also reported that a Sanitation Construction Workshop will be held January 31 in the Annex Building. Also a January 28, 1997 GIS meeting in Kansas City.

The Commission reviewed new Planning Commission by-laws that were presented by Mayhugh. Also, Mayhugh informed the Commission of a March Planning Commission Meeting to be held in Butler County.

Dennis Arnold, Economic Development Director reported the county did not receive the grant for the water and sewer grant. Also Arnold reported that grant money he has received is lottery money and not tax money.

John Johnson Mayor of Pleasanton and John Flores, Pleasanton discussed the future of tourism in Linn County. Johnson reported on the possibility of purchasing used buses from the K.C. Transit Authority. After discussion the Commission reported they feel it may be premature to purchase these buses and that also they were concerned with liability. However, Arnold and Long will try to look at the buses on January 29.

At the request of Dennis Arnold, Marty Read moved to recess from the Board of Commission meeting into executive session for five minutes for the discussion of confidential data relating to financial affairs or trade secrets of a business. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission, Clerk, County Counselor, and Arnold attended the executive session.

Harold Mooney Jr. moved to adjourn the executive session and reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 3-0.

At the request of County Attorney, John Sutherland, Marty Read moved to recess from the Board of Commission meeting for 10 minutes into an executive session for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Attorney attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0. As a result of the executive session, Marty Read moved to hire Jo Clark as full time employee in the County Attorney Office at Clerk III salary. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Clark has been working temporarily in the County Attorney Office and has passed a pre-employment physical. Clark will be on the required 6 months probation.

Marty Read moved to approve the County Attorney to purchase a p. c. and printer to network to the District Court from Network Tech, Inc. for \$2,627.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Due to inclement weather the Commission agreed to close the county offices at 2:30 p.m. this afternoon.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Monday, February 3. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

February 3, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, Vice Chairman, Charles Trask, Member, Donald L. Proffitt, County Clerk, William Edwards, County Counselor. Commissioner Harold Mooney Jr. was absent.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 2-0.

The Commission Vice Chair signed the following add/abate/refund order numbers: personal property 1586 - 1589.

Mrs. Zimmerman, Centerville met with the commission to discuss the possibility that the commission would give the Zimmerman's a corner area of property that adjoins their property. Supposedly the commission had agreed to this several years ago. Commissioner Read reported that the commission would study the issue and get back to her.

The Clerk notified the commission of a March 20th, SEK County Official Meeting to be held in Neosho County. Commissioner Read and Trask reported they plan to attend.

After discussion with the clerk, the commission agreed to a minor change in the new telephone system they agreed to purchase last week. The Commission agreed to installing one Norstar System for all the county offices including the Sheriff's Department. The proposal had included a separate smaller Norstar System for the Sheriff's Department. This will lower the initial cost some and also save on a separate maintenance contract on the extra system.

Charles Trask moved to approve the following annual reports: Mound City Cemetery Report, Treasurer/Trustee Report for Blue Mound, Centerville, Mound City and Lincoln Township. Marty Read seconded the motion. The motion passed 2-0.

Richard Long, County Engineer reported that KCP&L plans to do a test burn on railroad ties. They need an alternative place to go with the excess ties if the test burn does not work. The estimate is 10,000 to 50,000-ton of ties. The commission reported they do not want to accept the ties at the landfill.

Long discussed a license agreement revision for the county to get on private property. After discussion, the county counselor reported that all that is needed is a conveyance to be signed by the land owner. The commission agreed with the conveyance form rather than the license agreement we now use.

Long asked the commission for clarification on mileage reimbursement documentation. The commission reported they would like very clear documentation on mileage turned in.

After discussion with Long about widening the door at the transfer station. The Commission asked Long to check into the possibility of extending the dock instead. Long will get back to the commission after reviewing the situation.

The commission gave Long approval to check into putting a dike around the fuel tank at the transfer station.

Andy Mayhugh, Zoning Administrator presented a zoning change #Z1196133 requested by Loren Bogan 1 ½ miles east of Prescott from Ag to light industrial for use as an auto sales and repair. After discussion, Marty Read moved to approve the change as requested. Charles Trask seconded the motion. The motion passed 2-0. There was no opposition to the change.

Mayhugh presented a lot split request for 6.92 acres and a zoning change #Z1196132 from Ag to Ag residential requested by Ron Medlin, North of Parker. Charles Trask moved to approve the lot split and the zoning change as requested. Marty Read seconded the motion. The motion passed 2-0. There was no opposition to the change.

Marty Read moved to recess from the Board of Commission meeting into executive session for 10 minutes for preliminary discussion relating to the acquisition of real property. Charles Trask seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Doug McGown attended the executive session.

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

Marty Read moved to sign agreement with Lake Region Authority known as amendment #1 that covers maintenance or recycling equipment. Following is a copy of that agreement:

At the request of Kathleen Horttor, Marty Read moved to sign a memorandum of agreement to spend local emergency planning committee grant money as designated by LEPC. Charles Trask seconded the motion. The motion passed 2-0.

At the request of Horttor and after review, Marty Read moved to approve an emergency operating guide book presented by Horttor. Charles Trask seconded the motion. The motion passed 2-0.

At the request of Marilyn Augur, Nutrition Director, Marty Read moved to change Nancy Ekengren from Sub Van Driver to temporary employee and change her pay scale to \$5.65 per hour effective February 1. Charles Trask seconded the motion. The motion passed 2-0.

Dennis Arnold, Economic Development Director reported that after looking at the buses offered for sale by the KC Transit Authority he would not recommend the county purchase one.

Marty Read moved to recess from the Board of Commission meeting for five minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 2-0. The Commission, Clerk, and County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 2-0.

Ellie Davey, County Treasurer presented the Commission with a quarterly report of interest earnings for quarter ending 12-31-96. Total interest earned was \$259,181.91 for 1996.

At Davey's request Marty Read approved to purchase a copy machine from copy products, Iola for \$1,395.00 and trade in the old copier in her office. Charles Trask seconded the motion. The motion passed 2-0. The copier is to be paid from a 1996 purchase order.

Diane Van Kirk, Fire Coordinator reported to the commission as to the results of bids on a new Mound City Fire Station Building. She reported the low bid from Foote Construction did meet specs. Marty Read moved to accept the bid from Foote Construction in the amount of \$31,869.00 to erect the 40' X 60' metal building. Charles Trask seconded the motion. The motion passed 2-0. Foote Construction was the low bid received.

At Ben Fortman, Noxious Weed Director's request, Marty Read moved to sign the Linn County Noxious Weed Audit report for 1996. Charles Trask seconded the motion. The motion passed 2-0.

Marty Read moved to approve paying the SEK Regional Planning Commission dues in the amount of \$3,638.00. Charles Trask seconded the motion. The motion passed 2-0.

Charles Trask moved to increase county mileage reimbursement to .28 cents per mile for county employees and officials. Marty Read seconded the motion. The motion passed 2-0.

Charles Trask moved to appoint John Johnson, Pleasanton to the Linn County Economic Development Committee. Marty Read seconded the motion. The motion passed 2-0.

With nothing further on the agenda, Charles Trask moved to adjourn until 9:00 a.m. Monday, February 10. Marty Read seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

February 10, 1997

The Board of Linn County Commission met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair, Charles Trask, member, William Edwards, county counselor; and Donald Proffitt, county clerk.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask, seconded the motion. The motion passed 3-0.

The commission approved, the following pays: general, \$243,186.98; employee benefit, \$66,199.69; appraiser, \$6,024.27; rural fire, \$46,745.32; road and bridge, \$61,489.16; community correction, \$12,296.75; DARE, \$850.32; Elderly, \$14,214.56;

The commission chairman signed, the following add/abate/refund order number: personal property #1590.

Roger Holt, Linn County Ambulance met with the commission to discuss the remarks about the Linn County Ambulance service that was made at last weeks meeting. Holt reported on the improvements made in service, equipment and operation since they have been operating, and did not feel they should be called a glorified taxi service.

Also, Holt reported that the two hour wait for an ambulance that was reported last week was actually a 12-minute wait according to dispatch records.

Rubie Scott, Mound City reported that when she read in the Osawatomie Graphic that the Linn County Ambulance was nothing more than a glorified taxi cab that she was very upset. She stated that when her husband Bill, had a heart attack 1 ½ years ago and they called the Sheriff Department and ambulance she stated the response time was excellent. The care given Bill was excellent and felt that quick action and knowledge saved Bill's life.

Marty Read moved to cancel the remaining \$5.00 on P.O. #1996-8 to Copy Products. Charles Trask seconded the motion. The motion passed 3-0

Marty Read moved to pay \$1,216.00 for the county's share of cost for service from July 1996 thru December 1996 for attendant care and housekeeping service through the Senior care Act. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to accept the resignation of Nate Harris from the Economic Development Committee effective immediately. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve the 1996 Liberty Township Treasurer Report. Marty Read seconded the motion. The motion passed 2-0, with Charles Trask abstaining.

Marty Read moved to sign a contract with Sprint Telephone Company for Norstar Phone system for the courthouse and county offices, including phones, equipment and training in the amount of \$23,842.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to purchase the extended warranty for a five year period at \$1,350.00 per year on the county's optical scanning equipment. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to move next week's Commission meeting to Tuesday, February 18th due to Monday being a holiday and all county offices being closed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

At the request of County Engineer Richard Long, Marty Read moved to recess from the Board of Commission meeting for 15 minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Long and District #2 Road Foreman John Black attended the executive session.

Charles Trask moved to adjourn the executive session and reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 3-0. As a result of the executive session and on Longs recommendation, Charles Trask moved to hire Cathy Sherman, Pleasanton as Truck Driver in District #2. Sherman will have a preemployment physical, and will be at 90% of pay through the six months probation period, starting date to be approximately March 3, 1997. Marty Read seconded the motion. The motion passed 3-0.

At 10:00 a.m. Sheriff Marvin Stites opened bids for three new patrol cars. Bids received from Beckman Motors, Garnett at \$22,148.00 each for 1997 models. Bids from Cox Motor, Pleasanton at \$22,043.00 for 1997 models and \$21,522.00 for 1996 models. Stites will review the spec's and get back with the Commission next week.

At the request of Stites, Marty Read moved to approve Stites to purchase a new engine or rebuild the engine in a 1994 Ford Patrol car and to let the Sheriff decide the most economical way to go. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long reported that Bolling Barbeque in Blue Mound is going to repair the sidewalks in front of his building and would like for the county to do the same thing, Long will check into the issue.

Marty Read moved to sign a restrictive covenant on 12.66 acres in the old Linn county landfill as requested by the State of Kansas and to record it in the Register of Deeds Office. Charles Trask seconded the motion. The motion passed 3-0.

Andy Mayhugh, presented the Commission with a lot split requested by Rick Courtois for 3.6 acres located 4 miles east and 3/4 miles south of Mound City. Marty Read moved to approve the lot split. Harold Mooney Jr. seconded the motion. The motion

passed 3-0.

Marty Read moved to accept a 35' road easement along property associated with the lot split. Charles Trask seconded the motion. The motion passed 3-0.

Jerry Gamble, U.S. Fish and Wildlife Service discussed the pros and cons of opening their area to possible hunting. The Commission feels like the area should be opened to hunting south of the Marais Des Cygne River and as much of the land opened North of the river as possible. The Commission had been contacted by only one landowner a Marvin Thomey, that did not want the area open to hunting. Gamble did report that only shot guns would be legal.

Andy Mayhugh reported that Vaughn Lindsey has resigned from the Board of Zoning Appeals. After accepting Lindsey's resignation, Harold Mooney Jr. appointed Robert Stainbrook, LaCygne to replace Lindsey on the Board of Zoning Appeals. Commissioner Mooney reported the appointment will be a 2-year term.

Commissioner Harold Mooney appointed Nat Hubbard, LaCygne to replace Neal Byrd as a member of the Linn County Economic Development Committee.

Charles Trask moved to have the Clerk set up a sexual harassment schooling for all county employees. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Clerk reported that County Government Day will be March 17 this year.

With nothing further on the agenda, Charles Trask moved to adjourn until 9:00 a.m. Tuesday, February 18. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 18, 1997

The Board of Linn County Commission met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member; Donald L. Proffitt, county clerk and William Edwards, county counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$3085.61; Employee Benefit, \$34,434.25; Rural Fire, \$344.87; Road and Bridge, \$31.89; Elderly, \$125.00.

The Clerk reported that district court clerk, Maribeth Kehl has been contacted by the KU School of Law and wants to know if Linn County has any old pictures related to early day government in the county and if so, they would like to borrow them for a display and possible tour. After discussion, it was the consensus of the commission to allow K.U. to borrow pictures as long as someone would sign for them and be responsible for them.

The commission reviewed a notice from KDHE that Continental Coal Company has applied for a permit to strip mine coal north and east of Prescott, Kansas. The Commission had no objection at this time.

Dennis Arnold, economic development director reported on the tourism grant received by the county. Arnold stated that the majority of the counties matching part of the grant would be to blacktop the road from 52 highway to the battlefield site.

Charles Trask moved to purchase a pager for county counselor, William Edwards. Marty Read seconded the motion. The motion passed 3-0. Edwards will purchase a pager.

Richard Long, county engineer reported he has had Larry Nelson an electrician look at the wiring at the transfer station. Nelson reported that the service is in a 480v single phase and the compactor unit is 240v. Nelson feels considerable work needs to be done to be sure the electrical is safe. An estimate of \$6,500.00 to \$7,000.00 was given. Nelson is to give Long a specific list of repairs and Long will talk to REA before a decision is made.

Marty Read moved to publish notice to vacate road north of Farlinville known as the F.P. Dobyns Road. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long reported that Randy Johnson has moved his fence back to his property line.

Andy Mayhugh, zoning administrator discussed a planning commission recommendation to combine the planning commission and the BZA. After discussion, Marty Read moved to accept the recommendations and combine the planning commission and the B.Z.A. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Mayhugh will modify Chapter #19 then take it to the planning commission, a public hearing and then the commission for final approval of the changes.

Sheriff Marvin Stites reported on the new patrol car bids and at Stites recommendation, Charles Trask moved to purchase 2-1997 patrol cars from Cox Motor Company, Pleasanton at \$22,043.00 each. Marty Read seconded the motion. The motion passed 3-0. Cox was the low bid on the cars and Stites felt his budget would only be able to purchase 2 cars instead of the three that had been bid.

At the request of Stites, Harold Mooney Jr. moved to allow the Sheriff to post a new position (receptionist) in the Sheriff Department and then advertise the opening if necessary. This position will be a clerk II at \$1,250.34 per month. Marty Read seconded the motion. The motion passed 3-0.

The Sheriff advised the commission that he had decided to purchase a rebuilt engine for a patrol car. Stites reported that it was going to cost more to rebuild the old engine in the patrol car than to put a rebuilt engine in and there would not be a warranty if he has the old engine rebuilt. The commission agreed.

Mark Schuller, Extension agent reported that he had received a quote from Bob Shoop with Kansas State University to put on a sexual harassment school for county employees for \$1,000.00 per day plus mileage. The clerk reported that is the same amount that Barbara Scott Girard, Wichita attorney would charge.

Schuller also gave the commission a brief outline of what the county extension council does in Linn County, and the number of people employed in the county.

Marvin Thomey, landowner near the federal wildlife reserve and several local residents met with the Commission to oppose public hunting on the federal land near them. Thomey a wildlife photographer and writer felt there was other concerns opening the area to public hunting other than his own personal interest. Others speaking were Don Walker with safety being the issue, Sam Boyd feels that they could find a better use for the area rather than hunting, Joe Stude safety, Harvey Taylor, safety. Doug Staton, Roscoe Staton and Bill Rhodes all reported they really didn't see a problem with safety and a buffer requirement would be acceptable, but the main thing was to get the area open to the public. The commission reported they would take this information under advisement.

The commission instructed the clerk to contact Barbara Scott Girard to give a sexual harassment training class to all Linn County Department Heads and employees, tentatively set the date for training on March 6, 1997.

With nothing further on the agenda, Charles Trask moved to adjourn until 9:00 a.m. Monday, February 24. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

February 24, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read Vice Chairman; Charles Trask, Member; Donald L. Proffitt, County Clerk, and William Edwards, County Counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$85312.75; Employee Benefit, \$57,516.44; Community Policing, \$1032.98; Appraiser, \$13968.50; Rural Fire, \$3934.96; Road & Bridge, \$46244.67; Community Correction, \$28,923.46; DARE, \$1520.26; Elderly, \$9821.97.

Harold Mooney Jr. moved to appoint Michael Page, Parker, to the Linn County Economic Development Committee. Marty Read seconded the motion. The motion passed 3-0.

The Commission by consensus agreed to meet at 8:00 a.m. Friday, February 28 as the Board of Canvassers to canvass the February 25 Primary Election.

The Commission reviewed and approved the Sheriff monthly fee report for the month of January.

The Commission reviewed a letter from Jayhawk Linn USD 346 thanking County Engineer, Richard Long, County Sheriff Marvin Stites and Fire Coordinator, Diane Van Kirk for participating in career day.

The Commission reviewed Notice of a February 24th Southeast Kansas Mental Health Center Governing Board meeting.

Richard Long, County Engineer, reported that the City of LaCygne plans to burn the wooden spools that were left in the LaCygne Industrial Park and the County will dispose of the debris in the County landfill. The Commission agreed to their procedure.

Long opened bids for an F450 new sign truck with bed and auto crane, the following bids were received: Beckman Ford Garnett 41,825 with a gas engine, \$44,987 with a diesel engine, Cox Motor Company, Pleasanton \$43,050 with a gas engine, \$46,250 with a diesel engine. Long will review the bids for meeting the specs requested and get back to the Commission next week.

After discussion Marty Read moved to have B.C. Construction, Pleasanton, install a 16' door to replace the present door on the transfer station building for \$3,249.00. Charles Trask seconded the motion. The motion passed 3-0.

Long and Commissioners discussed the way that Linn County presently splits up the box culvert work in the County. Long reported that a couple of other contractors would like to bid on the projects. Long will check the experience of the other contractors before a decision is made.

Long reported he has received a letter from Blackwell Sanders Attorney's for Deffenbaugh Industries . They would like to set up a meeting to discuss the contract that U.S.A. purchased to haul Linn Counties Solid Waste. Former County Attorney Robert Young has been notified of the letter.

Marty Read moved to publish Notice to Vacate Road in Block 11 in Centerville. Charles Trask seconded the motion. The motion passed 3-0.

Long and the Commission also discussed needed road work and ditching. Also, discussed the Boicourt Bridge project and a request for a boat ramp in the Marais Des Cygne River.

At the request of Nutrition Director Marilyn Augur, Marty Read moved to recess from the Board of Commission meeting for 15 minutes for an executive session for a personnel issue. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Augur attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission Meeting. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to hire Robert Basore, Linn Valley Lakes as the medical van driver subject to a pre-employment physical to begin at \$6.25 per hour through the 6-month probation period and then receive clerk I wages. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask moved to pay site mangers \$1.00 per day for car allowance on days they are required to deliver home bound meals. Marty Read seconded the motion. The motion passed 3-0. This would replace the .28\$ per mile rate the county pays for use of personal vehicles.

The Commission approved \$6,000 payment to the East Central Kansas Area on Aging to be made in two installments. One \$3,000 payment to be made this month and the other \$3,000 to be paid in June 1997.

At the request of Eric Tupin, Maintenance/Custodial Department Marty Read moved to recess from the Board of Commission Meeting for 10 minutes for an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Tupin attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Commissioner Mooney announced that Eric Tupin had notified the Commission that he plans to end his employment with Linn County approximately the middle of April. Tupin will post the position to county employees and then advertise if necessary.

Irma Thompson, Emergency Preparedness Employee announced the county has received a grant check in the amount of \$16,480.00, also KCP&L has donated 19 spill kits to the county.

Dennis Arnold, Economic Development Director presented the Commission with a proposed 1997 work plan for his department.

At Arnold's request Harold Mooney Jr. moved to purchase spotlight equipment from Theatrical Equipment Company of Wichita for \$7,195.00. Charles Trask seconded the motion. The motion passed 3-0. The lighting equipment would be used at Mine Creek Battlefield Site for musical productions, etc. that Arnold has planned.

Marty Read moved to recess from the Board of Commission meeting for 10 minutes into an executive session for a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, County Engineer and County Counselor attended the executive session.

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

With nothing further on the agenda, Marty Read moved to adjourn until 8:00 a.m. Friday, February 28 to meet as the Linn County Board of Canvassers. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

February 28, 1997

The Linn County Board of Commission met at 8:00 a.m. as the County Board of Canvassers to canvass the February 25th primary election results in the cities of Prescott, Pleasanton, LaCygne and the results of the U.S.D. 344 member districts of 4, 5, and 6. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, member, Donald L. Proffitt, County Clerk and Dee George Deputy Election Officer.

The Board compared the A.I.S. Vote tabulation to the vote abstract book totals.

The Board reviewed 3 permanent advance ballots that were sent to Prescott Nursing Home and people declined to vote, the ballots were returned unopened.

The Commission reviewed 6 provisional ballots, 3 provisional ballots were counted and 3 were not. The votes from these provisional ballots were entered in the abstract book and the results were approved and signed by the Board of Canvassers.

With nothing further on the agenda, Marty Read moved to adjourn the Board of Canvassers Meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 3, 1997

The Linn County Board of Commissioners met in a regular session. Those present were Harold Mooney Jr. Chair; Marty Read, Vice Chair; Charles Trask, member, Don Proffitt, Clerk; and William Edwards, County Counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to approve the minutes of the February 28th Board of Canvassers Meeting. Charles Trask seconded the motion. The motion passed 3-0.

Marvin Stites, County Sheriff, reported that he will have to buy a new computer software to report to the K.B.I.. Marty Read moved to purchase K.B.I. Software from Brendt Drafting, Valley Center, Kansas for approximately \$2,000.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to approve operation and maintenance agreement for the Linn County Park, required by the Kansas Department of Wildlife and Parks. Harold Mooney Jr. seconded the motion. Commissioner Trask questioned why the K.D.W.P. is still involved in the Park. After discussion, the motion passed 2-1.

The Commission reviewed letters from Mary Ellen Price, Mound City and Alice Widner, Trading Post. Both letters were in support of the Linn County Ambulance Service.

Richard Long, County Engineer, reported on a problem south of the LaCygne Industrial Park because of some dikes that hold back water on the road. Long will try to work through the state to get the problem solved.

Long reported that after reviewing the bids and specs on the new sign truck he recommended going with the low bid from Beckman Motors. Marty Read moved to accept the Beckman bid of \$44,987.00 for the 97 Ford F-450. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long discussed the need to purchase a boom mower for Road District #3. After discussion the commission asked Long to get some prices.

Kathleen Horttor, Emergency Preparedness Director reported the engine in her 1990 Jeep is not running and need's major repair. It is under the 30-day warranty period on a 50/50 cost basis. The counties' share of a new engine would be \$1,000.00. Marty Read moved to purchase a new engine for the Jeep through Northside Auto for \$1,000.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

E-911 was discussed, the Commission feels that E-911 should be under direction of a 9-member Board consisting of the County Sheriff, Fire Coordinator, Emergency Preparedness Coordinator, Ambulance Director, 1 member from the public in each Commission District and 1 County wide representative for city fire and city police. Also, the Commission agreed that E-911 equipment and dispatch would be located in the Sheriff's Department.

Horttor reported she will not be able to attend the March 6th Sexual Harrassment Awareness Training Class due to being in Topeka for training. Also the Clerk reported that Weed Director, Ben Fortman would be at an annual Noxious Weed Seminar and will be absent.

Diane Van Kirk, Fire Coordinator reported that Foote Construction needs 25% down to order the building for the Mound City Fire Station. Marty Read moved to pay Foote Construction \$7,967.25 down payment on the Fire Building for Mound City. Charles Trask seconded the motion. The motion passed 3-0.

Van Kirk reported a pumper truck in Centerville is out of service due to a bad drive line. Also, a Hellcat Truck in Mound City has same problem. The Commission gave approval for repairs.

At Van Kirks request, Marty Read moved to hire Dan Purinton, Pleasanton and Tom Lowe, Prescott for part time fire fighters at their respective fire departments. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Clerk and Van Kirk reported they plan to inspect the LaCygne Rural Fire Building and see what needs to be done to keep water out of the building and possibly see if it can be heated better. The building needs the repairs due to the fact that it is used for the South Lincoln Precinct voting location.

Ed Samyn, Mound City, reported that his road has not been graded for 2 months. He would like to see some ditching done and some crown put on the road. Commissioner Read reported he would talk to Long and see what can be done.

Andy Mayhugh, Zoning Administrator presented the Commission with 3 zoning changes. Charles Trask moved to approve the following 3 zoning changes. Case #Z0197135 from Heavy Industrial to Ag. #Z0197134 from Ag to Ag Residential. #Z0197136 from Ag to Ag/residential. Marty Read seconded the motion. The motion passed 3-0. There were no opposition to these changes.

The counties' comprehensive plan, subdivision's and green houses were discussed. Also, Mayhugh reported he will be out of town March 6 and will not be able to attend the Sexual Harrassment Awareness training class.

The Commission reported they would like to have the people that miss this class attend a K.A.C. class or League of Municipalities class on this subject.

Marty Read moved to approve a lot split requested by Kelly Rhynerson, North of Boicourt. Harold Mooney Jr. seconded the

motion. The motion passed 3-0.

At the request of Eric Tupin, Maintenance/Custodial Department, the Commission agreed to let Tupin purchase an air conditioner for the Appraisers Offices.

Dennis Arnold, Economic Development Director and Mike Neal, owner of Double N Trailers met with the Commission to discuss an agreement to help Neal move his business from its location on Wall Street Road to the Old Kipper Building in Pleasanton.

Marty Read moved to recess from the Board of Commission Meeting into an executive session for 10 minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Arnold attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission Meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to give Double N Trailers \$3,000.00 allowance through Economic Development for moving costs providing that Double N has 10 people hired within 1 year. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Also, was agreed that the county will haul the tires to the landfill that was left by Tire Lock. The tires are located at the old Kipper building property.

Arnold said that plans were going ahead to provide for the Community Development Grants, Youth Employment Grants and KCP&L Youth Grant (4) as in previous years.

Richard Long reported on reasons and location of all auto accidents reported in the county in 1996. There were 247 accidents reported with 139 being animal related, mostly deer.

Marilyn Augur, Nutrition Director reported that sub van driver Nancy Ekengren was booked solid for Thursday, March 6th and could not attend the Sexual Harrassment Awareness training classes. The Commission excused Ekengren.

Marty Read moved to appoint Calvin Hughes, Olathe as the counties Hearing Officer for 1997. Charles Trask seconded the motion. The motion passed 3-0.

The Clerk gave the Commission an update on the counties employee health insurance cost as of January 31, 1997. At this point costs are averaging out at \$142.61 per month for single coverage and \$375.07 per month for family coverage. These figures are above the projected, but below the maximum. The Clerk reported that claims in February were very high and would raise the figures considerably.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., March 10th. Harold Mooney Jr. seconded the motion. The Motion passed 3-0.

County Clerk

Chair of Board

March 10, 1997

The Board of Linn County Commission met in a regular session. Those present were Harold Mooney Jr., Chair; Marty Read, Vice Chair; Charles Trask, Member; Donald L. Proffitt, County Clerk; William Edwards, County Counselor.

Marty Read moved to approve the minutes of the last regular session as printed. Charles Trask seconded the motion. The motion passed 3-0.

The Commission Chairman signed, the following add/abate/refund order numbers: personal property #1591-1592, real estate 895-900.

The Commission approved the following pays/special pays: General, \$87,315.19; Employee Benefit, \$25,000.00; Community Policing, \$195.00; Appraiser, \$8,624.88; Rural Fire, \$14,300.99; Road & Bridge, \$46,284.99; Community Corrections, \$9,042.22; Law Enforcement, \$87.85; Elderly, \$11,220.64.

Marty Read moved to amend the February 10th minutes to read that Cathy Sherman Road District #2 employee will have a preemployment physical, and will be at 90% of pay for 60 days and be on probation for six months. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission reviewed and approved the Sheriff's monthly fee report for the month of February 1997.

Marty Read moved to approve Emergency Vehicle Permits for Morse Auto Salvage, Centerville and Donald E. Edgerton, Linn County rural fire fighter. Charles Trask seconded the motion passed 3-0.

The Commission reviewed information from Denise Dias, Linn County Extension Agent reporting the various functions of her job.

The Clerk reported that 83 employees and department heads had signed the attendance sheets at the March 6 sexual harassment awareness training the county provided.

The Commission reviewed the insurance list of each county departments equipment. No action taken.

Richard Long, County Engineer reported that he is still waiting for information on other bidders that would like to bid on the counties box culverts work.

Marty Read moved to approve permits to bury telephone cable from the Sheriff's Office to the courthouse requested by United Sprint Telephone Company. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission reviewed a notice of the annual commission, engineer meeting to be held in Chanute April 8.

The price of tractors and mowers for District #2 and District #3 were discussed. Commission asked Long to see if he could get the prices lowered.

After discussion, Marty Read moved to approve Applebaugh Electric to do the needed electrical repairs at the transfer station in the amount of \$6,960.00 for material and labor. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to publish an advertisement to accept bids on farming the 22.9 tillable acres the county owns near the transfer station. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to not close the alley in Centerville that had been requested by Shelley Zimmerman. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission had received several calls against closing the alley.

Kathleen Horttor, Emergency Preparedness Coordinator notified the Commission of an information meeting by Kansas Department of Emergency Management to be held March 14, 1997 in Erie, Kansas.

The Commission approved an E911 Board consisting of nine members to include the Sheriff, Fire Coordinator, Emergency Management, County Ambulance Service, one Person representing city fire departments, one person representing city police departments and one person from each Commission District.

At the request of Sheriff Marvin Stites, Marty Read moved to recess from the Board of Commission meeting for 20 minutes into an executive session to discuss a personnel matter. The Commission, Clerk, Sheriff, County Counselor attended the executive session.

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

Shelly Zimmerman, Centerville met with the Commission to ask them to stay the enforcement on her green house in Centerville for being out of compliance until the planning commission studies the zoning requirements and the commission decides on the issue.

Charles Trask moved to stay the enforcement of the requirements for the Zimmerman Greenhouse until the issue is researched. Marty Read seconded the motion. The motion passed 2-1.

Rick Porter, Lake Region, RC&D gave the Commission an update on the Lake Region authority. No Action taken.

Ellie Davey, Linn County Treasurer reported the Motor Vehicle Department now handles CDL renewals. At Davey's request Marty Read moved to remove the \$1.00 county fee on Drivers License Renewals. Also, the Commission approved a request by Davey to let Mound City F.C.E. use the Courthouse Lawn for their annual Easter Egg Hunt.

At the request of the Clerk, Marty Read moved to recess from the Board of Commission 15 minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m. Monday, March 17. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

March 17, 1997

The Board of Linn County Commissioners met in regular session. Those present were Harold Mooney Jr., Chair; Marty Read, Vice Chair; Charles Trask, Member, Donald L. Proffitt, County Clerk; and William Edwards, County Counselor.

Marty Read moved to approve the minutes of the last regular meeting as corrected. Charles Trask, seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$4562.35; Rural Fire, \$1089.58; Road & Bridge, \$426.96; Elderly, \$461.73.

At the request of Sheriff Marvin Stites, Marty Read moved to recess from the Board of Commission Meeting for 10 minutes into executive session, for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Sheriff, Clerk, and County Counselor attended the executive session.

Charles Trask moved to adjourn the executive session and reconvene the Board of Commission Meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Commissioner Read left the meeting to talk to the government day students.

Darlene Elam a county resident who lives on Brooklyn Ridge met with the Commissioners to ask for a variance to put a mobile home on her property for her son to live in. She reported that she had called Zoning Administrator Andy Mayhugh and he had told her to come to the Commission Meeting. After discussion the Commission asked Elam to get back to Mayhugh to start the procedure with him and the Planning Commission or Board of Zoning Appeals.

Commissioner Read returned to the meeting.

At the request of the County Counselor, Charles Trask moved to recess from the Board of Commission Meeting for 10 minutes into an executive session for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commissioners, Clerk, and County Counselor attended the executive session.

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

Charles Trask moved to let Clinton Baugh, Pleasanton rent the approximate 20 acres on the North Side of the Pleasanton Industrial Park to sew oats at \$28.00 per acre and also sew fescue/clover and deduct the cost of those seeds from his rent payment. Marty Read seconded the motion. The motion passed 3-0.

County Engineer Richard Long reported that KDWP wants a description of 2 sections of road in Area G that has never been officially dedicated and also requested the county close one portion of road not being used.

Harold Mooney Jr. moved to publish notice to close road in Section 25, Township 20S, Range 24E known as the J.W.L. Gray Road. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to vacate road as published in Section 34, Township 20S, Range 23E known as the F. P. Dobyms. Charles Trask second the motion. The motion passed 3-0.

Charles Trask moved to recess from the Board of Commission meeting into executive session for 10 minutes for a personnel matter. Marty Read seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Eric Tupin and Larry Murray attended the executive session.

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

11 government day students from Jayhawk Linn, Pleasanton and Prairie View High School were welcomed and introduced to the Commission.

Dennis Arnold, Economic Development Director and Al Smith and Jim Gilpin with Mid America Inc. met with the Commission to update the Commission on their activities. They also presented the Commission with several Economic Development related brochures.

Charles Trask moved to join Mid America Inc. with a full annual membership in the amount of \$2,068.00. Marty Read seconded the motion. The motion passed 3-0.

Ben Fortman, Noxious Weed Director gave government students a short overview of the Noxious Weed Department. Fortman also presented the Commission bids to purchase chemicals. Marty Read moved to accept the low bid from Terra International, Blue Mound in the amount of \$34,846.00. Charles Trask seconded the motion. The motion passed 3-0.

At the request of Fortman, Marty Read moved to recess the Board of Commission meeting into executive session for 5 minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Fortman, Clerk, and County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session Marty Read moved to hire Bernard Streeter, Pleasanton as temporary Noxious Weed Employee at \$6.00 per hour. Charles Trask seconded the motion. The motion passed 3-0.

Fortman reported that he has been approved as Linn County Noxious Weed Director by the Kansas Department of Agriculture. This is an annual approval.

Fortman also discussed the household hazardous waste pickup dates for Linn County.

Harold Mooney Jr. motioned to approve permit to bury water line, located north of Parker to the county line then East 1 mile. Requested by Galen Broadstreet. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to approve permit to bury water line located 2 miles East and 3 miles South of Mound City requested by Rural Water District #2. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to approve a permit to bury telephone cable located North of Lake Chaparral. Requested by United Sprint Telephone Company. Charles Trask seconded the motion. The motion passed 3-0.

Long reported that Road District #3 Foreman Steve Spencer has resigned. Long has the job opening posted to county employees.

Long reported that he has met with Brent Nation to discuss the back water problem on the road next to his property and hopefully have worked out a plan to correct the problem.

Marty Read moved to offer Sellars Tractor Company \$52,000 for Tractor and mower for District #2 with trade in of old tractor and \$58,000 for tractor and mower for District #3 with trade-in of old tractor and mower. Charles Trask seconded the motion. The motion passed 3-0.

Commissioner Read left the meeting.

With nothing further on the agenda, Harold Mooney Jr. motioned to adjourn until 9:00 a.m. Monday , March 24, Charles Trask seconded the motion. The motion passed 2-0.

County Clerk

Board of Commission

March 24, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr. Chairman; Charles Trask, Member; Donald L. Proffitt, County Clerk, William Edwards, County Counselor. Commissioner Read was absent.

Charles Trask moved to approve the minutes of the last regular session as printed. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Harold Mooney Jr. moved to appoint Richard Wurtz, Mound City, as an alternate to the SEK Planning Commission Revolving Loan Committee. Charles Trask seconded the motion. The motion passed 2-0.

Harold Mooney Jr. moved to go ahead and give the City of LaCygne the \$750.00 Community Action Grant that was approved for 1996, but the city had not applied for. Charles Trask seconded the motion. The motion passed 2-0.

The Commission appointed Roger Sims, Parker and Ray Miller, Mound City, as members of the Lake Region Authority Solid Waste Advisory Committee.

Harold Mooney Jr. moved to appoint Bob Bousfield, LaCygne as the representative from District #1 as a member of the Linn County Emergency Communication Board. Charles Trask seconded the motion. The motion passed 2-0.

The Commission reviewed minutes of a February 24th SEK Mental Health Center Governing Board meeting. Also, minutes of the February 25th SEK Multi County Health Board meeting and notice of a March 25th meeting of the Multi-County Health Board.

After reviewing a proposal from Sprint United for long distance service, Charles Trask moved to change the county's long distance service to Sprint United Business Sense Program, with Fridays free on domestic calls. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Instate calls to be .159 cents per minutes and state to state calls at .155 cents per minute.

At the request of Nutrition Director Marilyn Augur, Charles Trask motioned to recess from the Board of Commission meeting into executive session for 10 minutes for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 2-0, the Commission, Clerk, County Counselor and Augur attended the executive session.

Charles Trask moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 2-0. As a result of the executive session Commissioner Mooney announced the resignation of Robert Basore as the medical van driver.

Bids were to be opened for farming the 22.9 acres near the Linn County Transfer Station. However, there were no bids received.

Steve Thompson, Linn County Appraiser reported that he plans to mail valuations out by the end of the week. Thompson feels that overall the counties values are fairly stable. Thompson and the Commission also discussed the tax cut plan approved by the house and senate that will lower the statewide school tax.

At 10:00 a.m. the Commission heard an appeal of the recommendation not to install a septic tank as requested by John White in Countryside Estates, just east of Mound City by the Zoning Administrator, Andy Mayhugh. Mr. White was represented by his daughter Peggy White Rusbarsky. Rusbarsky stated that when her parents purchased the lot and checked with Mayhugh about putting in a septic tank they were told that if they could get an easement from the adjoining landowner that would give them a total of 3 acres then it shouldn't be a problem getting a septic tank approved. Then after putting in a foundation and utilities and spending several thousand dollars Mayhugh still would not recommend that they put in a septic tank. Mayhugh reported that the records in the Register of Deeds Office do not show that they have a total of 3 acres, and after doing a soil test he could not recommend a septic tank. After further discussion the Commission Chairman reported that the Commission could not back away from the sanitation codes that were in place in the county. Any decision by the Commission to override the recommendations of Mayhugh died for lack of a motion. County Counselor, Will Edwards will send a letter to the White's stating the results of this appeal.

Ray Miller, Lake Region Authority Representative reported that the Lake Region Authority's budget will not increase for next year, also, that Linn County has applied for a grant to dispose of pre-law tires. He also reported that Lake Region will study the need for regional landfill. He also invited the Commission to a May 20th, 9:00 a.m., Lake Region Meeting at Sugar Valley Club House. Also, discussed composting in the county.

Kathleen Horttor, Emergency Preparedness Director reported the County has received a check from leftover FY96 funds from the state in the amount of \$1,047.45. At the request of Horttor, Charles Trask motioned to approve the purchase of EIS Software Program in the amount of \$6,100.00 and to also let Horttor purchase a new printer not to exceed \$300.00. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Scott Shields and Daniel Stutt representatives from the Kansas Department of Health and Environment discussed LEPP Grant applications for Linn County. After discussion the Commission asked Andy Mayhugh to prepare the grant application and bring back for their approval.

The Commission Chairman signed a contract with Foote Construction Company to provide and erect the Mound City Fire Station Building for a total of \$31,869.00. Also, the Commission Chairman signed a conditional grant agreement with Double N Trailer Manufacturing Company to reimburse Double N Trailer up to \$3,000.00 in relocation expense.

Harold Mooney Jr. moved to recess from the Board of Commission meeting into executive session for 30 minutes to interview candidates for the custodial/maintenance position. Charles Trask seconded the motion. The motion passed 2-0. The Commission, Clerk, County Counselor and Larry Murray attended the executive session.

Harold Mooney Jr. moved to adjourn the executive session and reconvene the Board of Commission Meeting. Charles Trask seconded the motion. The motion passed 2-0.

As a result of the executive session, Charles Trask moved to hire Bernard Streeter, Pleasanton for the Courthouse maintenance position subject to results of a preemployment physical. Streeter's salary will be \$8.40 per hour after receiving 90% of that amount for 60 days. Streeter will also be on the normal six months probation period. Streeter will start as soon as results of a physical are received. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Brad Woelhoff, introduced Kip Lindberg the new curator of the Mine Creek Battlefield Site. Lindberg will temporarily have an office in the southwest corner of the second story of the courthouse.

With nothing further on the agenda, Charles Trask moved to adjourn until 9:00 a.m. Monday, March 31. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

March 31, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, Member, Donald L. Proffitt, County Clerk; William Edwards, County Counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$85010.07; Employee Benefit, \$63670.09; Community Policing, \$1,479.35; Appraiser, \$14,821.77; Rural Fire, \$6,184.96; Road & Bridge, \$49,491.18; Community Corrections, \$29810.13; DARE, \$1368.27; Elderly, \$11346.83.

The Commission Chairman signed the following add/abate/refund orders: personal property 1593-1595.

Earl & Daisy Self met with the commission to complain about the road near their house. Although the County has done some work on the road, they are not satisfied. After discussion, Commissioner Read reported he will not blacktop that road, however, the Commission and County Engineer Richard Long will meet Wednesday afternoon and look at the road.

Wallace Miller, Mound City also reported a washing problem on the road just West of the entrance to the Mound City Lake. Long will check into the problem .

At the request of Denise Dias, Marty Read moved to proclaim April 5th as Family Choice T.V. Day and to turn off violence on T.V.. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

At the request of J.R. May, Harold Mooney Jr. moved to install a 60' tube (culvert) in front of the 69 tire and lube center, just south of the 69-152 junction. Charles Trask seconded the motion. The motion passed 3-0.

Sharon Henry met with the Commission to ask why the county will not let a mobile home built prior to 1976 be setup in the county. Zoning Administrator, Andy Mayhugh reported that prior to that mobile homes did not have to meet current codes. After discussion, the Commission agreed to let Henry ask for a variance through the planning commission.

County Engineer Richard Long presented the Commission with a road closure. Harold Mooney Jr. moved to close the road known as J.W.L. Gray road, North of Boicourt as published in Section 25, Township 20, Range 24 East. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to approve a permit to bury water line located 3 miles North of Blue Mound, requested by Bourbon County Rural Water District #4. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long reported that part-time employee Steve Shadden had quit at the transfer station. At Long's request, Marty Read moved to hire John Aleshire as part-time employee at the transfer station at \$5.65 per hour. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to recess the Board of Commission meeting into an executive session for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Andy Mayhugh attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. As a result of the executive session, the Commission instructed Andy Mayhugh to write a letter to John White, explaining to him that we had found that the 2 acre easement for a septic system adjoining his property in Countryside Estates had been recorded.

At the request of Rural Fire Coordinator, Diane Van Kirk, Marty Read moved to purchase a MAKO Air Compressor to fill air tanks from KAN-OK Apparatus Inc., in the amount of \$8,800.00. Harold Mooney Jr. seconded the motion. The motion passed 2-0, Commissioner Trask abstaining.

Van Kirk reported that the Linn County Fire Board recommended that the county replaces 3 older fire trucks at Blue Mound with one good late model pumper truck. The Commission instructed Van Kirk to price new and used trucks and report back.

The Commission gave Van Kirk approval to have drive lines repaired in a Mound City fire truck.

The Commission agreed to pay Foote Construction for the cost of the building, only upon delivery of the building for the Mound City Fire Station. We will hold cost for constructing the building until the job is complete.

Zoning Administrator, Andy Mayhugh presented the Commission with a Zoning Change from AG Residential to light industrial requested by J.R. May for building a tire shop. Harold Mooney Jr. moved to approve zoning change #Z0297138 as requested. Charles Trask seconded the motion. The motion passed 3-0. There was no opposition to the zoning change.

The next zoning change request heard was a request to change from Ag to light industrial for the purpose of putting in a commercial plumbing shop requested by Shane Rutherford located 3 miles east of Mound City on 52 highway. After discussion and reviewing petitions against the change signed by over 20% of the adjoining landowners that would require a 3-0 vote to approve the change. Marty Read moved to deny the zoning change because it does not agree with the county comprehensive plan, the road is too narrow and visibly is not good enough in the area to accommodate increased traffic. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

The Commission Chairman signed a letter of support for the 319 grant being applied for by the Lake Region RC&D.

Marty Read moved to apply for a LEEP Grant from the State. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The money is to be used for feasibility study for sanitation problems in Linn County.

The Commission gave the Clerk approval to purchase 7 additional telephones to add to the new phone system for an additional cost of \$1,831.00.

The Commission gave tentative approval to the 1998 Lake Region Authorities proposed budget.

The Clerk reported that he had received a check from the insurance company Northwestern National in the amount of \$23,278.00 to replace the old phone system that was hit by lightening and Sprint cannot repair.

Harold Mooney Jr. moved to approve quarterly reports for Pleasanton Senior Center. Charles Trask seconded the motion. The motion passed 3-0.

The Clerk advised the Commissioners that due to the new tax cut that was approved and waiting for the Governors sign, and will probably force the county to purchase a new computer system due to the fact that we probably will not be able to purchase a program that will produce tax statements in our present advanced 36 format.

The Commissioners read a letter from SEK Multi County Health Officer Ernie Davidson concerning new State KDHE Sanitation Standards going into effect for counties that do not have their own standards. No action taken.

Charles Trask moved to not allow mileage reimbursement to the Commission for traveling to and from regular scheduled Commission meetings. The motion died for lack of a second.

The Commission agreed to meet Friday, April 4th at 8:00 a.m. as the Board of Canvassers to canvass the April 1st City/School election.

With nothing further on the agenda, Charles Trask moved to adjourn. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 2, 1997

At 1:30 p.m. the Linn County Commission met in a special session in front of the property of Earl & Daisy Self, just east of Farlinville School House to inspect a problem with water running off the road and down their driveway.

Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member, Don Proffitt, county clerk; Richard Long, county engineer, road foreman, John Black, road employee Shorty Poole, and Earl and Daisy Self.

After reviewing the problem the Commission decided to install 2 - 18" X 26' tubes (culverts) in front of their property and build up their driveway to keep the water from running off the road into their driveway. This work will be done just as soon as Dig Safe has been contacted and locates any buried cable.

Also, the Commission agreed that we will remove the large rock that was removed from the ditch and left on Self's property. The Commission adjourned the meeting at 2:00 p.m.

County Clerk

Chairman of Board

April 4, 1997

The Board of Linn County Commissioners met at 8:00 a.m. as the County Board of Canvassers to canvass the April 1st City and School Election. Those present were Harold Mooney Jr., Marty Read, Charles Trask, Donald L. Proffitt, County Clerk and Dee George, Deputy Election Officer.

The board compared the AIS ballot tabulation report to the abstract, counted the write-in votes and compared certificates of votes cast to the number of votes counted.

After reviewing the provisional ballots, the board decided to count seven provisional ballots which they then added to the results in the abstract book.

As a result of the canvass, the board determined that there existed two ties, one tie vote in USD 346-4 and a tie in USD 346-6 member districts.

First the tie vote was broken according to KSA-3108, the names of the two winners, Gary Troth and George Slaughter, were put in a box and Commissioner Trask drew the name of Gary Troth to be elected from USD 346-4. Both candidate's Troth and George Slaughter were present for the tie breaker.

Next the board put the two names of the candidates who tied for school board in USD 346-6. Keith Brownback and Tammy Brownback. Commissioner Read drew the name from the box and the board declared Keith Brownback to be elected from USD 346-6. Neither of these candidates were present.

The Board of Canvassers certified the tabulations as recorded in the voter abstract book to be correct and then signed the voter abstract book.

The Board of canvassers adjourned at 9:40 a.m.

County Clerk

Chairman of Board

April 7, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman, Marty Read, Vice Chairman, Charles Trask, member, Donald L. Proffitt, County Clerk and County Counselor William Edwards.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Charles Trask moved to approve the minutes of the April 2nd special meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Charles Trask moved to approve the minutes of the April 4th meeting as the Board of Canvassers to canvass the April 1st City/School Election. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commissioners reviewed notice of an April 14th of SEK/CAP Board Meeting to be held at 1:30 p.m. at Bunker Hill Community Building.

The Board by consensus approved to let the Linn County News use the Linn County Logo as part of their name.

Richard Long, County Engineer reported that Garland Ginther bid \$450.00 for 22.9 acres near the transfer station. After discussion, Marty Read moved to reject the bid. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long reported that KDOT will be doing a field check on a bridge southeast of LaCygne project #54C3452 at 1:00 p.m. today.

Long reported that he has selected Harry Wisdom as Road Foreman in District #3. Marty Read moved to transfer Harry Wisdom District #2 employee to District #3 Road Foreman effective today.

Long and Commissioners discussed the KDOT meeting in Chanute tomorrow. Commissioner Mooney plans to attend with Long.

Marty Read moved to pay Charles Clay foreman pay while he has been acting road foreman in District #3. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved that if an assistant foreman is moved up to fill in for a foreman for a period of more than two weeks (10 days) that person will be paid foreman pay for the period of time worked. Charles Trask seconded the motion. The motion passed 3-0.

Marilyn Augur, Nutrition Director reported that the maxi-van that Mary Ann Post will drive for SEKCAP transportation should be in, in the next week or two.

At the request of Marilyn Augur, Marty Read moved to hire Nancy Ekengren as medical van driver at \$6.67 per hour to be effective April 7, 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Charles Trask moved to recess from the Board of Commission into executive session for 10 minutes for a legal matter. Marty Read seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Action taken as a result of the executive session is that the county will start making checks to Deffenbaugh Industries for solid waste pickup instead of U.S.A. Waste. The County Counselor will prepare a letter to be sent to U.S.A. Waste and Deffenbaugh Industries.

Eric Tupin, Larry Murray and Bernard Streeter, maintenance custodial department gave the Commissioners an update on the maintenance department and Eric Tupin reported that Friday will be his last day.

At the request of Ben Fortman, Noxious Weed Director, Marty Read moved to recess from the Board of Commissioners meeting into executive session for 15 minutes for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, County Clerk, County Counselor and Fortman attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, there was no action taken.

William E. Madl met with the Commission to complain about the slow response of the Sheriff's Department to a break-in at his farm house April 4th. Madl reported it was 6½ hours before a deputy arrived. After lengthy discussion, the Commission reported that Madl needs to talk to the Sheriff and that the Commission has no control in running the Sheriff's Department.

Charles Trask moved to recess from the Board of Commission Meeting for 10 minutes into an executive session for a personnel matter. Marty Read seconded the motion. The motion passed 3-0. The Commission, Clerk and Fortman attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission Meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Charles Trask moved to hire Franklin Leonard, Pleasanton as temporary employee in the NoxiousWeed Department at \$5.65 per hour. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Leonard will start April 14, 1997.

With nothing further on he agenda, Charles Trask moved to adjourn until 9:00 a.m., Monday, April 14. Marty read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 14, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman, Charles Trask, Member, Donald L. Proffitt, County Clerk, William Edwards, County Counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

Charles Trask moved to approve the following pays: General, \$235,895.65; Employee Benefits, \$794.18; Community Policing, \$30.00; Appraiser, \$1,619.70; Rural Fire, \$44,442.27; Road & Bridge, \$88,558.20; Community Correction, \$11,112.78; Law Enforcement, \$56.90; Elderly, \$10,263.34. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

After discussing, mileage reimbursements, Charles Trask moved to purchase a late model pickup for the zoning administrator. Marty Read seconded the motion. The motion passed 3-0. The Commission asked the Clerk to have the Zoning Administrator get some prices on a late model pickup.

The Commission reviewed and approved the sheriff's monthly fee report for March 1997.

Marty Read moved to approve the quarterly statements for the Prescott Senior Center and the Mound City Bunker Hill Community Center. Charles Trask seconded the motion. The motion passed 3-0. Also, Commissioner Trask asked that they be more specific on repair costs in the future.

Charles Trask moved to appoint Ilo Brown, Pleasanton as a member of the Linn County E-911 Board. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Brown will be the member of the Board appointed from Commissioner District #2.

At the request of Richard Long, County Engineer, Marty Read moved to approve a permit to bury water lines 2 miles East and 1½ miles North of Blue Mound requested by Dale Sprague. Charles Trask seconded the motion. The motion passed 3-0.

Long reported that Garland Ginther had called and asked if he raised his bid on the 22.9 acres for farming near the transfer station if the Commission would take the offer. The Commissioners agreed to talk to Ginther. After discussion, Marty Read moved to rent the 22.9 acres for a 2-year period for \$700.00 per year. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Long will have a contract prepared.

At the request of Long, Charles Trask moved to recess from the Board of Commission meeting into executive session for 10 minutes for a personnel matter. Marty Read seconded the motion. The motion passed 3-0. The Commission, Clerk, Long and County Counselor attended the executive session.

Charles Trask moved to adjourn the executive session and reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to hire John McWilliam and Tina West as part-time employees at the transfer station to cut tires beginning May 1st at \$5.65 per hour. Charles Trask seconded the motion. The motion passed 3-0.

Long reported that the County will receive \$509.40 from Green Thumb for training expenses for John Aleshire, a recently hired employee at the transfer station.

Long reported the County will be getting some federal money, an 80/20 share, to replace a bridge southeast of LaCygne. The reason for replacing the bridge is the bad alignment of the present bridge.

Long reported on the KDOT meeting that he and Commissioner Mooney attended last week. They discussed stripping county blacktops and 69 highway improvements.

Jim Martin, Pleasanton met with the Commissioners to discuss the need to put water to his building near the Pleasanton Industrial Park. He will need to hook into the counties water line. Since this is the 1st request for this, Harold Mooney Jr. moved to recess from the Board of Commission meeting for 10 minutes for a legal matter to set a policy for this issue. After failing to get a second, Commissioner Mooney withdrew his motion.

Charles Trask moved to allow Martin to hook onto the counties water line providing he hires a licensed contractor to do the work. Marty Read seconded the motion. The motion passed 2-1.

Edwin McWilliam, reported after checking on the counties employment applications that John Aleshire did not have an application in the file. After checking into the matter, Long reported that because Aleshire had already gone to work that his application had been pulled from the application file and put into his employee personnel file.

Commissioner Trask questioned the amount of utility bills at the park, this year and also asked how much revenue the park takes in. The Clerk reported the Park has taken in \$23,224.21 this year and that it took in \$198,277.45 in 1996. The Clerk will check with Bruce Holt, Park Director on the utility costs.

After a report that May 1st is a National Day of Prayer and at the request of Keith Couch, Marty Read moved to sign a proclamation that May 1st be a day of prayer in Linn County. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is the proclamation following is a copy of that proclamation:

Bob Rushing who lives west of Prescott complained to the Commissioners about the way roads in his area are being graded. Commissioner Read reported he will look into the matter.

Marty Read moved to recess from the Board of Commission meeting into executive session for 10 minutes for a legal matter.

Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission Meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Linn County Treasurer, Ellie Davey reported on interest earned in the first quarter of 1997. Total interest earned through the 1st quarter is \$56,901.47.

At the request of the Clerk, Marty Read moved to recess from the Board of Commission meeting into executive session for 15 minutes for a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, and County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Gene Bonham, Community Corrections Director presented the Commissioners with their FY-98 plan. This just includes the adult services. The new law will put the juveniles under the youth authority. After questions and discussion, Marty Read moved to approve the FY-98 plan and the appointments to the Community Corrections Governing Board. Charles Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Monday, April 21st. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 21, 1997

The Board of Linn County Commissioners met in a regular session, those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk, William Edwards, county counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to sign the agricultural lease with Garland Ginther for 22.9 acres near the Transfer Station at \$700.00 per year. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask moved to send notice to Potosi Township Board for recommendation regarding a cereal malt beverage license requested by Marvin Scott Hartman for the Linn County Speedway. Harold Mooney Jr. seconded the motion. The motion passed 2-1. Trask also asked if the speedway had agreed at some point to close by a certain time at night? The Clerk will try to find out.

Commissioner Read reported that tomorrow the scenic byways tour will meet at noon at the St. Patrick's Catholic Church in Fulton. All the commissioners and the press are invited to attend. The Commission reviewed a letter from the State Historical Society thanking the county for finding an office for Kip Lindburg while they are building the visitor center at the Mine Creek Site.

Commissioner Read, reported that he had a call from Solid Waste Systems stating that they were not allowed to dump their container Monday. Darrell Lane, Solid Waste Coordinator, stated that the reason they were turned down was due to not having empty containers at the transfer station.

Charles Watson, also stated that his drivers have been harassed for items being in their containers that should not be in the compactor. Lane reported he always gets after the drivers when something obvious is dumped on the floor that should not be there.

Irma and Harold Milsap, Mound City reported that they rent pasture from Alva Davidson and that the County has put in a bridge at the property and destroyed the fence and left it that way. She would like for the county to repair the fence. Commissioner Read reported he will check into the problem.

Bruce Holt, Park Director gave the Commission an update on the Linn County Park & Marina and explained the utility costs and costs for campsites.

At the request of Bruce Holt, Marty Read moved to recess from the Board of Commission meeting for 10 minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commissioners, clerk, county counselor and Holt attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Marilyn Augur, Nutrition Director reported that the SEKCAP van has been received. A Dodge Maxi-van and that the counties 20% share will be \$5,821.00.

Sheriff Marvin Stites, presented the Commission with bids for light bars for the new patrol cars. At Stites recommendation Marty Read moved to take the low bid from Emergency Vehicle Equipment Co., Dallas at \$2,942.00 each. Charles Trask seconded the motion. The motion passed 3-0.

At Stites request Marty Read moved to approve the purchase of two pyramid repeaters and radios for patrol cars from Western Communications at \$4,504.40. Charles Trask seconded the motion. The motion passed 3-0.

Stites also reported that a prisoner had a stroke and is in Shawnee Medical Center under 24 hour guard. Stites reported this could be very expensive if it continues.

At the request of Brad Woelhoeff, Historical Society, Commissioner Trask reported he would have District #2 road department do some work on the Mine Creek property. The work needed will probably take approximately one day.

At the request of Andy Mayhugh, Zoning Administrator, Marty Read moved to recess from the Board of Commission meeting for 10 minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commissioners, clerk, county counselor, and Mayhugh attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commissioners meeting. Harold Mooney seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to purchase a 1994 Ford Ranger pickup from Andy Mayhugh for \$8,000.00, for the Zoning Administrators use. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to recess from the Board of Commissioners meeting for five minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commissioner, clerk, and county counselor attended the executive session.

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

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m. Monday, April 28. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

April 28, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk; William Edwards, county counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$94876.70; Employee Benefit, \$62,972.89; Community Policing, \$1467.65; Appraiser, \$14578.38; Rural Fire, \$7060.62; Road & Bridge, \$75764.48; Special Machinery, \$74979.36; Community Corrections, \$28,641.08; Law Enforcement, \$250.00; DARE, \$1,365.35; Elderly, \$11356.58; Economic Development, \$7,195.00.

The Commission Chairman signed the following add/abate refund order numbers: real estate 901-908.

The Commission reviewed minutes of a March 25, 1997 SEK Multi County Health Center Governing Board meeting and notice of an April 29, 1997 meeting to be held in Iola.

The Commission reviewed minutes of an SEK Mental Health Center Governing Board meeting held March 17, 1997 in Chanute.

The Commission reviewed a letter from Steve Johnson, Blue Mound, asking that the county spray the fence row at the Blue Mound Ball Park for weeds in the chain link fence. The Commission gave approval for the Noxious Weed Director to spray the fence row.

The Commission Chairman signed an agreement to electronically send federal tax payments to the IRS.

The Commission reviewed a 1986 letter stating that the Linn County Speedway would shut down by 10:30 p.m. on race nights. No action taken.

Charles Trask moved that when an employee works overtime, a brief explanation accompany the voucher. Marty Read seconded the motion. The motion passed 3-0.

Richard Long, County Engineer and the Commissioners discussed a copy of a letter from the Kansas Department of Ag to Melvin Nation, Route 1, Centerville concerning an unlawful levee. No action taken by the Commission.

Long reported that he had asked for bridge building experience from two companies that had asked to be included in the concrete box culvert work. Long stated that only Jim Martin responded and that after checking references he feels that Martin meets minimum requirements, after discussion the Commission instructed Long to advertise for bids to install box culverts within the county.

Long reported they have started cutting up tires at the Transfer Station.

Long discussed a Lake Region RC&D Meeting to be held May 20th at Sugar Valley Club House and asked one Commissioner at least to be there to greet the other counties.

Long discussed repairing a historical bridge near Goodrich or closing the road to the bridge, after discussion Long will check into the possibility of closing the road. Long also discussed replacing a bridge 5 miles S. W. of Mound City using double t beams. The four beams would cost \$17,136.00, also discussed the Boicourt Bridge project.

Marty Read moved to pass resolution #97-03 declaring a 1985 Ford Dump Truck surplus property. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of resolution #97-03:

Also Long and the Commission discussed a 1988 model pickup with 133,000 miles on it and starting to cost quite a bit in maintenance costs. Charles Trask moved to advertise for bids to purchase a ½ ton pickup for District #1. After discussion it was decided for long to check and see if the old sign truck will work as a road striping truck. Commissioner Trask's motion died for lack of a second. Long will report back to Commissioners next week.

At Long's request, Charles Trask moved to advance Edward Lee Umphenour to Assistant Foreman in Road District #2 effective May 1st. Marty Read seconded the motion. The motion passed 3-0.

Long reported that he is moving Curtis Fleming, Equipment Operator from District #1 to District #2 and that he will advertise to replace Fleming in District #1.

At the request of Marilyn Augur, Nutrition Director, Marty Read moved to sign KDOA Document stating the authority of signatures for in-home contracts. Charles Trask seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented a lot split and zoning change for Ag to Ag residential requested by Vernon Morrell. Charles Trask moved to approve zoning change #Z0397139. Marty Read seconded the motion. The motion passed 3-0. There was no opposition to the change.

Marty Read moved to approve the above lot split as requested. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Also the Commission signed agreement for grant of road easement provided for with the lot split.

Mayhugh presented the Commission a request for Conditional Use Permit requested by Continental Coal Company. Phil Tearney and Bill Moore were present to represent Continental Coal and to answer questions or objections. The Commissioners raised

concern of a near by resident Cheryl Wallace of possible damage caused by blasting. Moore reported that the blasting is strictly controlled and that also a pre blast survey would be done on near by property, and that if any damage should occur their liability insurance would be there to cover it. After lengthy discussion, Charles Trask moved to approve conditional use permit #CUP039714. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of CUP039714:

Mayhugh and Tom Swan, Chairman of the Linn County Planning Commission met with the Commission to discuss proposed changes to the counties zoning regulations, a proposal to replace rezoning with conditional use permits. Economic Development Director Dennis Arnold spoke up, stating that their change could be detrimental to Economic Development in Linn County. After lengthy discussion, Marty Read moved to return the proposed changes to the Planning Commission for their review. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

At the request of Dennis Arnold, Marty Read moved to allow up to \$3,000.00 for printing Border War Brochures. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to appoint Larry Thompson, Centerville to the E911 Governing Board. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Arnold gave Commissioners an update on SEK Planning Committee, and also discussed unemployment in the county.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Monday, May 5. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 5, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk; William Edwards, county counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The commission chairman signed, the following add/abate/refund order numbers: personal property 1596.

Marty Read moved to approve paying \$425.00 to Laird-Noller Ford, Lawrence for replacing the alternator on the 1991 Ford. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The vehicle quit on a trip to Salina for a meeting.

Marty Read moved to appoint Linn County Engineer, Richard Long as Linn Counties voting delegate to vote for state representative to NACO Board. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

After the clerk reported that Potosi Township Board had recommended denying the CMB License for the Linn County Speedway, Marty Read moved to deny the CMB License. The motion died for lack of a second.

Charles Trask moved to approve CMB License for Marvin Scott Hartman, Linn County Speedway. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

The Clerk advised the commission that he had placed an advertisement to bid in the Linn County News to have the Judicial Building restrooms remodeled to ADA specifications, also to move the south entrance door.

The commission reviewed a letter from Mary Ann Post, Mound City, showing appreciation of the new SEKCAP van the commission helped purchase.

Charles Trask moved to approve permit to bury telephone cable 1 mile north of Trading Post and east to State Line requested by Craw-Kan Telephone Company. Marty Read seconded the motion. The motion passed 3-0.

Long and the commission discussed stripping county blacktop roads. It would cost approximately 5.5 cents per foot to have a contractor do it. A striping machine would cost the county approximately \$25,000.00 and \$7.00 per gallon for paint. The issue was tabled to a later date.

Long reported that John McWilliam temporary landfill employee resigned effective today.

Long reported he has prepared bid specs for box culvert work to be done in Linn County. The north ½ and the south ½ of the County will be taken as separate bids.

The Commission and Long discussed a request to close a road south of LaCygne. Also, fences belong to Brownback and Wilkerson being on county road right of way. Long will research both issues and report back.

Steve Thompson, County Appraiser and the commission discussed the 1996 real estate appraisal/sales ration study. Also Thompson reported that formal appeal hearings have been low this year.

Jerry Gamble, Marais Des Cygne Wildlife Area Representatives presented the Commission with a revenue sharing in lieu of taxes check in the amount of \$16,053.00 and also gave the commission a brief update on the wildlife area.

Sheriff Marvin Stites, presented the commission with overtime records for his department for the last year. Also, he reported the new patrol cars are here.

At the request of Bruce Holt, Park Director, Harold Mooney Jr. moved to hire Erin Goodison as pool manger and Carol Jean Carroll part time marina employee to begin in late May at \$5.50 per hour. Charles Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director asked for a price policy on coffee cups that he purchased through Economic Development. Harold Mooney Jr. moved to sell the cups to employees at \$3.50 each and to the public at \$5.00 each or \$4.50 each for four or more. Marty Read seconded the motion. The motion passed 3-0.

Arnold reported that List and Clark has hired four people through the summer youth employment program, also that community challenge grants will be reviewed at a meeting tomorrow night. Also, discussed wheeling of electricity.

With nothing further on the agenda, Charles Trask moved to adjourn until 9:00 a.m., Monday, May 12th. Marty read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 12, 1997

The Board of Linn County Commissioners met in a regular session. Those present were, Harold Mooney Jr., chairman; Marty Read, vice chairman, Charles Trask, member; Donald L. Proffitt, county clerk.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$163,711.10; Appraiser, \$2,336.51; Rural Fire, \$6,491.59; Road & Bridge, \$64,136.12; Community Corrections, \$8,201.14; Law Enforcement, \$32.96; DARE , \$730.79; Elderly, \$16,108.64.

Dennis Arnold, Economic Development Director, discussed the grants that were recommended by the Economic Development Committee. Marty Read moved to approve the grants as recommended by the Economic Development Committee. Charles Trask seconded the motion. The motion passed 3-0. Following are the grants as approved:

Bruce Holt, Park Director reported that Carol Caroll will not be able to accept employment at the park due to family health problems. The commission agreed to let Holt hire a replacement as soon as he can hire someone.

Marty Read moved to approve a Blue Mound Senior Center quarterly report. Charles Trask seconded the motion. The motion passed 3-0.

The commission accepted the resignation of Luella Sanders from Senior Building Board in Blue Mound.

Richard Long, County Engineer opened bids at 9:30 a.m. for 1985 Ford Dump Truck. Bids received from C.C. LaFollette \$2,100.00; Puka's Rock Company, \$2,195.00; Vern Morrison, \$4,700.00. Marty Read moved to sell the truck to Vern Morrison, Kincaid for \$4,700.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to approve a permit to bury telephone cable, w.o. #05156939, north of Farlinville and west, requested by Sprint United. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The road closure south of LaCygne requested by Bob Fry was discussed. After discussion the commission asked Long to get the interested parties in to discuss the issue with the commission.

Long reported that Frank Makemson, District #3 road employee retired effective May 7.

Marty Read moved to publish notice to vacate road in 27-20-24 known as the George T. Wolf road. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long reminded the commission about the May 20th, 9:00 a.m. Lake Region RC&D meeting. Also, asked if the old SEKCAP Van would be available for landfill tours. The commission asked Long to check with Marilyn Augur as to the ownership of the van first.

Several road issues were discussed. Ditching and cleaning at the Doug and Becky Brake property, clearing at the Clinton Brown property, road right-of-way at the Brownback and Wilkerson properties, and the culvert put in at the Earl Self property.

County Sheriff, Marvin Stites discussed the need to purchase new carpet for the sheriff's department. Marty Read moved to approve for Stites to go out for bids for carpet and installation. Also, to get bids to build a ADA ramp and move a door at the entrance into the Sheriff Department. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented the commission with a lot split requested by Norma Jean Querry, LaCygne and a road easement. Harold Mooney Jr. moved to approve the lot split as requested and to accept the road easement necessary for the lot split. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to change the May 26th meeting date to Tuesday, May 27th due to the 26th being a holiday.

With nothing further on the agenda, Charles Trask moved to adjourn until 9:00 a.m., Monday, May 19. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 19, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; William Edwards, county counselor; and Donald L. Proffitt, county clerk.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission chairman signed the following add/abate/refund order numbers: personal property 1597.

The commission reviewed a 1998 budget request in the amount of \$46,000.00 from the SEK Multi-County Health Department. Marty Read moved tentatively to approve \$46,000.00 for the 1998 Budget. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to purchase a new drum for the copy machine in the annex at \$508.75. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to send notice to Lincoln Township Board for their recommendation for Cereal Malt Beverage License, requested by Vicky L. Donovan in Linn Valley Lakes. Charles Trask seconded the motion. The motion passed 2-1.

The Commission reviewed a letter from Thomas Bracho, Cerritos, California asking that Linn County adopt English as the official language in Linn County. Marty Read moved to have a resolution prepared to establish English as the official language of Linn County. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Engineer Richard Long reminded the commission of an RC&D Meeting at Sugar Valley clubhouse at 9:00 a.m. tomorrow.

Long reported the west side of the Boicourt Bridge is poured to the normal water level and they will start on the east side.

At 9:30 a.m. bids were opened for concrete bridge work for the remainder of the year. Separate bids were asked for the north ½ of the county and the south ½ of the county.

Bids were received from Foote Construction, Pleasanton, Construction Consultants, Mound City, and Jim Martin Construction Company, Pleasanton. Long will review the bids and get back with the commission next week.

At the request of Long, Charles Trask moved to hire David Chapman as temporary summer help in the road department in District #2 at \$5.65 per hour. Marty Read seconded the motion. The motion passed 3-0.

Long reported that 3-R Rock Company had bid \$2,000.00 plus the cost of insurance to shoot the rock ledge off the right-of-way on Green Valley Road near the Clinton Brown residence. After discussion the commission asked Long to talk to Brown and explain the situation and cost and see if Brown would agree to letting the commission leave the rock and just dressing up the area. Long will talk to Brown and get back with the commission.

Marty Read moved to appoint Harvey Taylor to the Planning Commission from District #3. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Diane Van Kirk Fire Coordinator discussed the purchase of a new or newer fire truck for the Blue Mound Fire Department to replace 3 old outdated trucks. After lengthy discussion, Marty Read moved for Diane to take bids for a new fire truck outright and also to ask for a lease purchase agreement. Charles Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director reported that the Economic Development Committee will meet tomorrow night at 7:30 p.m. in LaCygne.

At the request of Linn County Treasurer, Ellie Davey, Marty Read moved to recess from the Board of Commissioners meeting into executive session for fifteen minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to post a full time position in the Treasurer's Office for five days to county employees. Charlie Trask seconded the motion. The motion passed 3-0.

The commission and treasurer discussed the possibility of the rural fire district borrowing money from the county to purchase a fire truck. Davey will check into the issue and get back with the commission.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Tuesday, May 27th. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

May 27, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk; William Edwards, county counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: general, \$85,347.94; employee benefit, \$57,491.28; Appraiser, \$13,502.70; Rural Fire, \$4,723.77; Road & Bridge, \$51,488.78; Community Corrections, \$28,594.76; DARE, \$1,644.01; Elderly, \$11,348.51.

Harold Mooney Jr. moved to reappoint Myron Stroup to a 3-year term to the Planning Commission. Marty Read seconded the motion. After discussion the clerk reported that Stroup's term is not up this year.

Harold Money Jr. moved to rescind the motion to reappoint Myron Stroup to the Planning Commission. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to reappoint Harvey Taylor to the Planning Commission for a 3-year term. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Charles Trask moved to reappoint Clinton Baugh to the Planning Commission for a 3-year term. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to sign resolution #97-4 stating that English be the official language of Linn County. Marty Read seconded the motion. The motion passed 3-0. Following is a copy of resolution #97-4:

Bids were opened to remodel to ADA Standards the janitor closets in the judicial building to a unisex restroom and to move the south entrance door. The only bid received by 4:30 p.m. Friday, May 23rd was a bid by Frank Johnson Construction Company, Pleasanton. After reviewing Charles Trask moved to accept the bid from Johnson for a total of \$4,760.00 to remodel the janitor closet and ADA Unisex restroom and move the south entrance door in the judicial building. Marty Read seconded the motion. The motion passed 3-0. The Commission rejected a bid from Rutherford Plumbing that was received Saturday, May 24 by phone by the clerk.

Marty Read moved to approve order to vacate road in southwest quarter in Section 27, Twp. 20S, Range 24E. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of the order to vacate road:

Marty Read moved to approve the Sheriff's Monthly Fee Report for the month of April. Charles Trask seconded the motion. The motion passed 3-0.

The Commission reviewed a request for matching funds from the East Central Kansas Area on Aging \$6,000.00 in match dollars for federal funding and \$4,000.00 for the Senior Care Act Match. There was no action taken at this time.

Diane Van Kirk, Rural Fire Coordinator discussed going out for bids for a new fire truck for Blue Mound Rural Fire Department. Marty Read moved to have Van Kirk go out for bids for a new fire truck. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Bids are to opened June 16th at 10:00 a.m..

The commission reviewed a list of the total number of calls by the Linn County Fire Department during 1995 and 1996.

Ben Fortman, Noxious Weed Director presented bids for chemical purchase. Marty Read moved to purchase chemicals from Terra International, Blue Mound for a total of \$28,560.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Fortman presented the commission with 1998 annual noxious weed plan required by Kansas State Board of Ag. Marty Read moved to sign the 1998 annual noxious weed plan. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Wayne Ellis, Pleasanton discussed a fence problem he has been having with the adjoining landowner to the north (the federal wildlife service) the commission had viewed the fence in 1990. The commission advised Ellis to retain a lawyer to try to get the fence fixed.

Andy Mayhugh, Zoning Administrator discussed the amendment to the Zoning regulations. Mayhugh reported that the Planning Commission had voted to combine the Planning Commission and Board of Zoning appeals in section 19.01. Marty Read moved to approve resolution #97-5 to amend zoning ordinances. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of resolution 97-5:

Mike Dillingham and Irene Barber, MCI asked the Commission for and received permission to review the counties' telephone bills and see if MCI could save the county money on their long distance calls.

Ellie Davey County Treasurer discussed the county loaning money to the rural fire district to purchase a fire truck for Blue Mound Rural Fire Department. No action at this time.

Marty Read moved to recess the Board of Commission meeting for fifteen minutes for a legal session with county counselor William Edwards. The commission, clerk, and zoning administrator also attended the executive session. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0. As a result of the executive session commission chairman instructed Mayhugh to

continue to follow zoning regulations.

The commission reviewed notice of a May 27th meeting of the SEK Multi-County Board of Health and April 29th minutes of their last meeting.

The Commission reviewed a letter from Cheryl Kratzberg, teacher and Beth Smith para educator, Prairie View Level IV Special Education Department, thanking Bruce Holt for allowing their students to do a 9-week work study program at the Linn County Park. They also read letters attached from several students.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Monday, June 2nd. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 2, 1997

The Board of Linn County Commissioner met in a regular session. Those present were Harold Mooney Jr. Chairman, Marty Read Vice Chairman; Donald L. Proffitt, County Clerk, William Edwards, County Counselor. Commission Member Charles Trask was absent due to illness.

Harold Mooney Jr. moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 2-0.

Marty Read moved to pass resolution #97-7 to cancel warrant #9184 for \$144.00. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Following is a copy of resolution #97-7:

Bob Frye, Ron Briggs, Mitch Clark and Mr. and Mrs. Vernon Mooney met with the Commission to discuss moving a road away from the river, building a dike and then closing the road. Frye asked the county to pay for part of the dike construction. County Engineer Richard Long reported he does not feel there is justification for the county to help build the dike. After discussion, the Commission asked Frye to have a contract prepared that Clark and the Mooneys can agree to that would require Frye to be responsible for the maintenance of the roads and also, to let them petition the commission to reopen the roads if Frye does not keep the road maintained.

Richard Long, discussed the Boicourt Bridge and the extra costs associated with the delay in construction. Mostly because of the agreement with Kansas Department of Wildlife and Parks not allowing construction work while bald eagles were in the area.

Long presented contracts with Jim Martin Construction to build concrete culverts in Linn County. Marty Read moved to sign the contract with Jim Martin Construction Company. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Harold Mooney Jr. moved to approve telephone cable burial (five locations)permits for Peoples Mutual Telephone Company. Marty Read seconded the motion. The motion passed 2-0.

Long reported he has posted the position in Road District #3 to fill the opening left by Frank Makemson retiring. Long reported that Jerry LaBonte District #1 employee has asked for the position. The Commission agreed to transfer LaBonte to District #3. This will leave two openings in Road District #1.

Long discussed the 5-year plan for road and bridge projects.

After reviewing two prices for mowers, Marty Read moved to purchase a Bushog mower from Conley Sales for \$8,190.00 for Road District #3. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Also, price given for a John Deere mower at \$8,400.00.

Gabe Faimon, with Kansas Department of Emergency Preparedness gave an overview of the commissioners responsibility with emergency management in the county. The Commission agreed to a meeting at a later date for all county officials and possibly city officials to review the role each entity plays in emergency management.

At the request of Linn County Sheriff, Marvin Stites, Marty Read moved to purchase six pyramid repeaters from Western Communications, Butler, Missouri for a total of \$6,228.00. Harold Mooney Jr. seconded the motion. The motion passed 2-0. This should stop a problem of the radios locking up at certain times.

Maryl Tuggle, rural Mound City complained about the county cutting trees and brush on their property with the boom mower and throwing limbs and brushes all over their property. Tuggle reported she would rather trim the trees themselves than the county making such a mess.

Dennis Arnold, Economic Development Director reported he received a \$400.00 scholarship to go to an August 10 -15 Economic Development Institute at Oklahoma State University. Marty Read moved to approve \$615.00 for tuition to the above school with \$400.00 to be reimbursed to the county. Harold Mooney seconded the motion. The motion passed 2-0.

Also Arnold reported they are planning the business appreciation meeting. Marty Read moved to allow up to \$1,000.00 for the business appreciation Lunch to be held June 27th. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

At the request of Arnold, Marty Read moved to recess from the Board of Commission meeting into an executive session to discuss the acquisition of real property for ten minutes. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The Commission, Clerk, County Counselor, and Arnold attended the executive session. The Commission extended the executive session for two additional ten-minute periods.

Harold Mooney Jr. moved to adjourn the executive session and reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 2-0. It was announced that the commission will go to Lenexa to tour a prospective business Thursday, June 5 at 9:00 a.m.

At the request of County Treasurer, Ellie Davey, Marty Read moved to recess from the Board of Commission meeting for ten minutes into an executive session for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The Commission, Clerk, Counselor and Davey attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Marty Read moved to transfer Cinda Reynolds to the Treasurers Office effective June 1 at Clerk III salary and waive four months of the normal 6-month probation due to the fact that Reynolds has spent four months working for the Treasurer. Also, that seniority increases will only be held back for the 60 days while Reynolds is on probation. Harold Mooney Jr. seconded the

motion. The motion passed 2-0.

At the request of Marilyn Augur, Nutrition Director, Marty Read moved to approve resolution #97-6 to declare the 1989 van surplus property. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Following is a copy of resolution 97-6:

At the request of Augur, the Commission agreed to let the nutrition sites open Saturday, June 21st to make up some meals for the year.

Marty Read moved to recess from the Board of Commission meeting for fifteen minutes for an executive session for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The Commission, Clerk, County Counselor attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 2-0. No action taken as a result of the executive session.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, June 9th. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

County Clerk
Chairman

Commission

June 9, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman, Charles Trask, member; county counselor William Edwards and Donald L. Proffitt, county clerk.

Harold Mooney Jr. moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$92830.47; Appraiser, \$1568.86; Rural Fire, \$10692.64; Road & Bridge, \$76726.21; Community Corrections, \$8183.72; Law Enforcement, \$34.92; Special Fire Equipment Replacement Fund, \$8850.00; Elderly, \$9653.42.

The commission signed the following add/abate/refund numbers: personal property #1598.

The clerk reported he had received a letter from Miami County stating they are reviewing the Juvenile Intake Contract between the counties and that they may request an increase in payments from Linn County.

The commission reviewed a notice of a SEKCAP Board meeting to be held June 9 at 1:30 p.m. at Bunker Hill Community Center.

The commission agreed to a request by Frank Johnson to move the start date and ending date back one week on the remodeling to ADA standards the District Court restroom. Johnson is to start the project June 16th and finish by July 8th.

The Commission reviewed a Thank You card from Linn County Seniors thanking them for the new SEKCAP Van that was recently purchased.

Charles Trask moved to approve a C.M.B. License for Vicky L. Donovan d.b.a. Outsiders Supply in Linn Valley Lakes. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

County Engineer Richard Long reported the county had received twelve applications for the two road district positions in District #1. After review Harold Mooney Jr. moved to hire Mark Johnston, Blue Mound and Eddie Fleming Jr., Pleasanton as Road District #1 Equipment Operators subject to results of pre-employment physicals. Both will be on six months probation with 90% of pay for 60 days.

The Commission and Long discussed a request by Ray Gene Troth to purchase 7 acres of land Northwest of the Transfer Station. The County asked Long to have the property appraised before deciding whether to sell.

After discussion the Commission agreed to furnish labor and equipment to blacktop the roads bordering Mound City Cemetery if the city of Mound City will furnish the material.

Long reported due to not being able to find corners it will take approximately two weeks to survey the ground needed to replace the bridge 7 miles west of Mound City. The Commission agreed to let Long go out for bids to have the corners and quarter corners located by a local surveyor.

Marty Read moved to approve a permit to bury telephone cable south of Mound City just off 7 Highway requested by Sprint United Telephone Company WO #5159741. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The road one mile east, 2 miles south and 1/4 east from Mound City was discussed. The right-of-way being very steep is eroding and the land owner's fence is leaning badly. The landowners want the county to replace the fence. Commissioner Read will look the area in question over before the commission makes a decision.

Long invited the commission to tour the Caterpillar Plant in Peoria, Illinois August 12-15. They made no decision.

Denise Dias and Mark Schuller presented the extension council proposed 1998 budget. Marty Read moved to tentatively approve \$103,120.00 for the 1998 extension council budget. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Buddy Payne, rural Pleasanton, complained to the commission about a thistle problem near his property. The Commission asked Noxious Weed Director, Ben Fortman to check into the problem.

Linn County Sheriff, Marvin Stites reported he had lost a 1996 model patrol car in an accident last week. The accident was caused due to a large rock on 7 Highway. Stites did not feel it was the deputy's fault.

Also at Stites request Marty Read moved to allow the Sheriff Department to purchase a new radio and repeater installed from Western Communications, Butler, Missouri for \$2,260.00. Charles Trask seconded the motion. The motion passed 3-0.

Tom Swan, Planning Commission Chairman presented a conditional use permit requested by Sherry Storey for a dog kennel, located 8 miles west of Mound City. After review Marty Read moved to approve the conditional use permit and adding additional conditions that no Mastiffs, Rottweilers, Doberman Pinscher or Pitt Bulls be raised. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of the conditional use permit:

Gene Bonham, Community Corrections Director reported there are a lot of questions on how the new juvenile detention laws will effect the county and Department of Corrections. After discussion Marty Read moved to approve the FY98 Juvenile Comprehension Plan. Charles Trask seconded the motion. The motion passed 3-0.

At the request of County Appraiser Steve Thompson, Charles Trask motioned to recess from the Board of Commissioners meeting for 20 minutes into an executive session for a personnel matter. Marty Read seconded the motion. The motion passed 3-

0. The commissioners, county counselor, county clerk and Thompson attended the executive session.

Harold Mooney Jr. moved to adjourn the executive session and reconvene the Board of Commission Meeting. Marty Read seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to hire a part time employee in the Appraiser Department for 25% review at \$6.00 per hour. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask moved to approve a 2-year contract with Steve Thompson and the Linn County Appraiser. The county counselor will draw up a contract. Marty Read seconded the motion. The motion passed 3-0.

Diane Van Kirk, Fire Coordinator discussed a set of guidelines for members of the Linn County Rural fire Board. Harold Mooney Jr. moved to accept the guidelines that require attendance at board meetings. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of those rules:

At Van Kirks request, Charles Trask motioned to hire the following part time firefighters. Bernard Streeter, Pleasanton, Stacy Murrow, Blue Mound and Don Durflinger, Prescott station. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to recess from the Board of Commission meeting for twenty minutes for an executive session for a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, county counselor, county clerk and Dennis Arnold attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Arnold reported that KCP&L advised him that there are some questions about whether or not the conduit is laid to the west end of the LaCygne Industrial Park. Arnold will try to have it located if its there.

The commissioners reviewed a letter from Emergency Preparedness Director asking if July 28 would work for a meeting between State, County and City Officials to discuss duties of officials in emergency situations. After discussion the commission agreed that July 28 would not be a good date for the meeting.

The commission and clerk discussed changes in the way vacation for employees are accrued and used. After lengthy discussion Marty Read motioned to have the county counselor prepare changes in writing and bring them back for review. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m.. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 16, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member, Donald L. Proffitt, County Clerk; William Edwards, county counselor.

Marty Read moved to approve the minutes of the last regular session as printed. Charles Trask seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General \$3,204.82; Rural Fire, \$160.93.

Harold Mooney Jr. moved to appoint Charlene Sims, Parker to the Linn County Planning Commission for a 3-year term. Marty Read seconded the motion. The motion passed 3-0.

Commission Chairman read a letter from the City of Mound City regarding the replacement of the bridge on Little Sugar Creek which they endorsed and asked that the county resurface the street from Seven Highway to 1st street at the north end of Mound City.

Harold Mooney Jr. moved to have department heads include a 3% cost of living increases in their initial 1998 budget requests. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask motioned for the commission salary to not be included in the 3% cost of living increases. The motion died for lack of a second.

Marty Read moved tentatively to approve \$24,000.00 for the 1998 Historical Society Budget. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved tentatively to approve the following 1998 budget requests Custodial Budget \$51,225.00, Special Building, \$83,000.00, General Courthouse \$273,000.00, Jr. College Budget \$129,200.00. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned tentatively to approve \$4,000.00 for the Special Alcohol Budget from 1998 and \$1,200.00 for the Special Park and Recreation budget. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved tentatively to approve \$40,000.00 for the 1998 Election Budget of \$108,800.00 for the Clerk Budget, Juvenile Detention Budget, \$47,000.00, Commission Budget, \$44,000.00; County Counselor \$20,000.00, windfall \$327,013.00; and the Contingency Budget of \$469,000.00. Marty Read seconded the motion. The motion passed 3-0.

Charles Trask motioned to amend the Linn County Employee vacation leave policy in the employees' handbook as follows. Marty Read seconded the motion. The motion passed 3-0.

Richard Long, County Engineer and Commission discussed picking up the trash at the Linn County Park, reporting that the county pays solid Waste \$400.00 per month to haul the trash to the transfer station. However, solid waste pays the county approximately \$300.00 per month (one day per week at \$75.00) to sort the trash at the transfer station. It was decided that Linn County could not afford to haul the trash for the difference.

The Commission reviewed a letter from the city of Mound City stating that they would provide up to \$10,000.00 in material to blacktop the roads around the Mound City Cemetery if the county will provide the labor and equipment after discussion the commission approved proceeding with the project.

Long reported that Linn County has received approval from the state to accept and store pre law tires at the Linn County Transfer Station.

Marty Read moved to recess from the Board of Commission meeting into an executive session for a legal matter for ten minutes. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, county engineer and road employee John Black attended the executive session.

Harold Mooney Jr. moved to adjourn the executive session and reconvene the Board of Commission Meeting. Charles Trask seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Leon Hester, 3-R Rock asked the commission why they had not picked up the additional 3,000 tons of rock he had offered the county at \$3.00 per ton. Long reported the county has used all of the rock needed in that area this time.

Linn County Fire Coordinator, Diane Van Kirk, opened bids for a new fire truck for Blue Mound Rural Fire Department. Bids received from Kan-OK, Lawrence for one Pierce unit per specs for \$110,000.00 with sixty day delivery. Bid received from Conrad Fire, Olathe for an E-One unit per specs for \$108,675.00 with thirty day delivery. Van Kirk will review the bids with the Fire Board and report back to the commission next week.

Karen Tuggle, Linn County Conservation District, presented their proposed 1998 budget. Marty Read moved to tentatively approve \$20,000.00 for their 1998 budget. Charles Trask seconded the motion. The motion passed 3-0.

Economic Development Director, Dennis Arnold reported that the county will have to extend the conduit to the west end of the LaCygne Industrial Park, at a cost of \$1,565.84. Charles Trask moved to purchase 1500' of conduit from Lock Supply, Pittsburg for \$1,565.84 delivered. Marty Read seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to sign an agreement with Mike Hayes, Pleasanton to share crop wheat planted in the Pleasanton Industrial Park. Marty Read seconded the motion. The motion passed 3-0. Hayes is to release possession as soon as the wheat is

harvested. The county will receive 25% of the sale of the wheat.

Arnold reported that USD #344 has agreed to sign the revitalization inter local agreement for the Pleasanton Industrial Park. Arnold will have resolution and publication notice prepared.

Kris Burnett, summer employee in Economic Development Department gave an update on the various projects she is working on for the summer.

At the request of Andy Mayhugh, Zoning Administrator, Marty Read moved to recess from the Board of Commission meeting for fifteen minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Mayhugh attended the executive session.

Harold Mooney Jr. moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Bernard Streeter, maintenance department showed the commission pictures of damage to the roof of the courthouse. There are several slates broken.

Marty Read moved to recess from the Board of Commissioners meeting into an executive session for a personal matter for five minutes. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, and Streeter attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0. As a result of the executive session the commission agreed to allow Streeter a 2-day leave of absence without pay June 19, 20 for personal reasons.

County Appraiser Steve Thompson, presented the commission with his proposed 1998 budget. Marty Read moved to tentatively approve the 1998 Appraisers Budget for \$229,000.00 and \$75,606.00 for the Reappraisal Fund. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

At the request of Thompson, Marty Read moved to recess from the Board of Commission meeting into executive session for fifteen minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commissioners, clerk, county counselor and Thompson attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission Meeting. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved to pass resolution 97-8 appointing Steve Thompson as Linn County Appraiser for two years. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of Resolution #97-8:

Marty Read moved to sign a 2-year contract with Steve Thompson as county appraiser at \$35,000.00 per year effective July 1, 1997. Charles Trask seconded the motion. The motion passed 3-0. Thompson will receive any cost of living raises given to other employees.

Marvin Stites, County Sheriff reported Linn County has been approved for next year for DARE and Community Policing Grants.

Stites reported that probably the patrol car that was wrecked is not totaled and that he should know for sure, possibly later today.

Kathleen Horttor, Emergency Preparedness Director gave an update on a spill of slow set asphalt from the KDOT storage area at 7 Highway and Wall Street road, approximately 5300 gallons could have been spilled. KDHE is cleaning up the area.

After reviewing bids, Marty Read moved to accept a bid from Schmitz Surveying, Parker with a maximum of \$3,200.00 to locate the southwest corner of Section 4-23-23. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The only other bid received from Springer Surveying did not have a maximum limit on the bid.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Monday, June 23. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

June 23, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr. chairman; Marty Read, vice chairman; Charles Trask, member; Donald Proffitt, county clerk; William Edwards, county counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The commission reviewed the minutes of the May 27th SEK Multi-County Health Board Meeting and reviewed notice of a June 24th board meeting.

The commission reviewed minutes of the May 19th SEK Mental Health Center Governing Board Meeting held in Humboldt, Kansas.

The commission reviewed and approved the sheriff monthly fee report for the month of May 1997.

Marty Read moved to publish notice of public hearing to adopt a neighborhood revitalization plan for the Pleasanton Industrial Park. Hearing to be at 10:00 a.m. July 14, 1997. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of the motion:

Jack Sturman, Tri-Ko and Kirk Davis, Lake Mary Center presented the commission an update on both programs and proposed 1998 budget. Marty Read moved tentatively to approve \$51,610.00 for the mental retardation budget for 1998. Charles Trask seconded the motion. The motion passed 3-0.

Richard Long, County Engineer presented bids for a new dump truck for the Road District #1. Bids received were from Cox Motor, Pleasanton, for a 1998 model truck with net trade of \$54,850.00, KCR International Truck, Kansas City, Missouri net difference \$56,600.00, Beckman Ford, Garnett net difference of \$55,060.42, Merle Kelly Ford, Chanute, net difference of \$54,736.26. Long will review the bids and get back with the commission next week. The trade-in would be a 1976 model dump truck.

Long and the commission discussed the oil lost from a KDOT storage tank at 7 Highway and Wall Street Road. KDOT has asked the commission for permission to spread approximately 350,000 gallons of water and oil mix that was pumped from a nearby pond onto county roads. The commission agreed to permit KDOT to spread the water on county roads.

Long reported they are starting to ditch the road from 52 Highway south to Mine Creek Historical Site entrance. Long reported he plans to use the rock closest to the site, but rock will have to meet state specs.

Long reported the county is having some problems with getting enough containers to handle the solid waste.

Long stated we should be done cutting tires at the transfer station by the end of the month. Long would like to transfer Tina West to Road District #3 to mow road sides after the tire cutting is finished.

The commission and Long discussed the possibility of the road department being put on four ten-hour days through the summer months. No action taken.

Kathleen Horttor, Emergency Preparedness Director discussed the department budget, computer upgrade of a \$1,130.00 and departmental report.

Charles Trask moved to recess from the Board of Commission meeting for ten minutes for an executive session for a personnel matter. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Horttor attended the executive session.

Charles Trask moved to adjourn the executive session and reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 3-0. Commissioner Trask reported he would like to see the Emergency Preparedness Budget cut some, also, that the number of meetings attended seems to be excessive.

Marty Read moved to take the Emergency Preparedness Budget under advisement. Charles Trask seconded the motion. The motion passed 3-0.

Linn County Sheriff, Marvin Stites had found a 1997 Ford police car through Cox Motor Company, Pleasanton. The vehicle is located in Illinois. After discussion, Harold Mooney Jr. moved to purchase the 1997 Crown Victoria from Cox Motor Company for \$22,263.00 and dispense with the bidding procedure due to the emergency situation of needing to replace a police car that was wrecked. Marty Read seconded the motion. The motion passed 3-0. The county should receive approximately \$17,000.00 from the insurance company for the vehicle that was totaled.

Fire Coordinator, Diane Van Kirk reported that the Fire Board had met and reviewed fire truck bids and recommended the E-one fire truck should be the one to be purchased. After discussion, Marty Read moved to purchase the E-One Fire Truck from Conrad Fire at \$108,000.00. Charles Trask seconded the motion. The motion passed 3-0. \$65,000.00 is to be paid from Rural Fire and the balance to be paid from Special Fire Equipment Replacement Fund.

Sharon Barnes, Register of Deeds presented the commission with proposed 1998 budget. Marty Read moved tentatively to approve \$62,963.00 for the Register of Deeds 1998 Budget. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to recess from the Board of Commission Meeting for twenty minutes into an executive session for a legal matter. The commission, clerk, county counselor, employee's Donna Stites, and David Lamb being asked to stay for the executive session. Charles Trask seconded the motion. The motion passed 3-0.

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

Marty Read moved to recess from the Board of Commission meeting for fifteen minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, and fire coordinator attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission Meeting. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read moved to combine the Emergency Preparedness Department with the Rural Fire Department. Emergency Preparedness Coordinator and part-time employee will be relieved of their duties effective immediately. The Rural Fire Coordinator will assume the duties of Emergency Preparedness Coordinator. Charles Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charles Trask motioned to adjourn until 9:00 a.m. Monday, June 30. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of the Board

June 30, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk; William Edwards, county counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The commissioners approved the following pays/special pays: General, \$91,652.58; Employee Benefit, \$71,254.64; Appraiser, \$12,772.34; Rural Fire, \$3904.96; Road & Bridge, \$94,814.90; Community Corrections, \$28,507.18; DARE, \$1441.34; Elderly, \$11082.17.

The commission chairman signed, the following add/abate/refund order numbers: personal property 1599 and 1600.

Marty Read moved to sign resolution to amend Linn County Employee Handbook effective June 30, 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Three copies with original commission signatures are to be kept in the clerk's office. Copies will be made and distributed to employees. Also, the county counselor will review the handbook.

After lengthy discussion with Roger Holt, Linn County Ambulance, Harold Mooney Jr. moved tentatively to approve the Ambulance Fund Budget for 1998 in the amount of \$60,000.00 and the Emergency Medical Fund Budget for 1998 at \$11,200.00. Marty Read seconded the motion. The motion passed 2-1.

At the request of Linn County Sheriff, Marvin Stites, Charles Trask motioned to approve purchase of an ACER Pentium Computer from Advantage Computers for \$1,575.00. Marty Read seconded the motion. The motion passed 3-0. The other quotation was from Best Buy at \$1,763.00.

Marty Read moved to pay the former Emergency Preparedness Director through the 30th of June, and one month severance pay and all unused vacation and to increase Fire Coordinator Diane Van Kirk's pay to \$2,000.00 per month effective July 1, 1997. Charles Trask seconded the motion. The motion passed 3-0.

Sheriff Stites reported he has hired Jeff Staton as undersheriff effective July 14, 1997. Staton will be at 90% pay for 60 days, and be on the standard 6-month probation and he has taken his preemployment physical.

County Engineer, Richard Long reported on the bids received last week for a new dump truck for Road District #1. After discussion, Harold Mooney Jr. moved to take the next to low bid of \$58,276.00 from Cox Motor Company, Pleasanton. Charles Trask seconded the motion. The motion passed 3-0. The low bid of \$57,236.26 from Merle Kelley Ford, Chanutte was rejected due to buying in Linn County and only approximately 1% difference in price. This was an outright purchase with no trade-in.

Long reported two bids were received to purchase the 1976 F-8000 Ford Dump Truck from the county. Bids received were from Kevin Friend \$702.00, Vern's used cars \$3,375.00 and Charles LaFollette \$2,226.00. Marty Read moved to accept the highest bid from Vern's Used Cars for \$3,375.00. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved to hire George Huffman as part-time road employee in Road District #1. Charles Trask seconded the motion. The motion passed 3-0.

Long reported that a county road employee Charles Haverfield had an accident while mowing road ditches. The tractor Haverfield was operating hit a vehicle driving down the road. There were no injuries, or damages to the tractor.

Charles Trask moved tentatively to approve \$269,000.00 for the 1998 Solid Waste Budget. Marty Read seconded the motion. The motion passed 3-0.

Harold Mooney Jr. moved tentatively to approve \$2,131,085.00 for the 1998 Road & Bridge Fund Budget. Marty Read seconded the motion. The motion passed 3-0.

Marilyn Augur reported the Pleasanton Senior Center needs some repairs to the exterior. Also, some trees that need taken out near the building. The Commission asked Auger to get some quotes to remove the trees and to see if the City of Pleasanton will remove the one that may be on the city property.

Charles Trask moved tentatively to approve \$286,420.00 for the 1998 Elderly Fund Budget. Marty Read seconded the motion. The motion passed 3-0.

Elizabeth Maxwell, Area Agency on Aging Director gave an update and overview on the area agency. Maxwell also reported on the Senior Care Act. At Maxwell's request, Marty Read moved to approve up to \$4,000.00 for the 1998 Senior Care Act. Charles Trask seconded the motion. The motion passed 3-0.

Vernon Holmes asked the commission about the possibility of the county giving some ground on the south side of the Holmes Cemetery Road for right-of-way so the road going into the cemetery can be widened. The Commission did not have any objections to this request.

Harold Mooney Jr. moved tentatively to approve the following proposed 1998 budgets: Fair Building, \$3,000.00; Fair Premium, \$7,525.00 and 4-H Building Fund, \$9,000.00. Charles Trask seconded the motion. The motion passed 3-0.

At 10:30 a.m. the commission recessed for one hour to attend a Wholesale Water District announcement. The meeting reconvened at 11:30 a.m..

Robert Chase, SEK Mental Health Center Director, Allen Houser, Financial Officer and Rose Kane, Board Member presented the

commission with their proposed 1998 Budget. After discussion, Charles Trask moved tentatively to approve \$69,300.00 for the SEK Mental Health Center Budget. Marty Read seconded the motion. The motion passed 3-0.

Charles Trask moved to recess from the Board of Commission meeting for ten minutes for an executive session for a personnel matter. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and fire coordinator, Diane Van Kirk attended the executive session.

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

Van Kirk presented her proposed 1998 Rural Fire District #1 Budget. Marty Read motioned tentatively to approve \$369,920.00 for the 1998 Rural Fire Budget. Charles Trask seconded the motion. The motion passed 3-0.

Van Kirk reported a fire truck in Pleasanton, and one in Centerville need air suction valves replaced. Also Van Kirk feels there should be a foam nozzle in each fire station. The Commission approved repairing the trucks and installing foam nozzles at each fire station.

Andy Mayhugh, Zoning Administrator presented the Commission with two lot splits and zoning changes. Both from Ag to Ag Residential. There is no opposition to the changes. Harold Mooney Jr. moved to approve zoning change number's Z20597140 and Z20597141 with the lot splits as requested and the required right-of-way. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read moved tentatively to approve \$46,900.00 for the 1998 Planning and Zoning Budget. Charles Trask seconded the motion. The motion passed 3-0.

Bruce Holt, Park Director presented the proposed 1998 Park Budget. Harold Mooney Jr. moved tentatively to approve \$246,000.00 for the 1998 Park Budget. Charles Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director presented the proposed 1998 Economic Development Budget. Charles Trask moved tentatively to approve \$227,679.00 for 1998 Budget. Marty Read seconded the motion. The motion passed 3-0.

The Commission approved hiring Janette Scott as Part-time employee in the county attorney's office at \$5.65 per hour.

With nothing further on the agenda, Mart Read moved to adjourn until 9:00 A.M. Monday, July 7. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 7, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, vice chairman; Charles Trask, member; Will Edwards, county counselor; and Donald L. Proffitt, county clerk. Commissioner Mooney was not in attendance.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 2-0.

The commission approved the following pays/special pays: General, \$7,194.44; Rural Fire, \$211.35; Elderly, \$863.48.

The commission vice chairman signed, the following add/abate/refund order numbers: personal property 1601-1603.

Marty Read moved to approve the Blue Mound and the Pleasanton Senior Center quarterly reports. Charles Trask seconded the motion. The motion passed 2-0.

Charles Trask moved to approve a \$5,000.00 increase in costs for juvenile detention in the agreement with Miami County for 1998. Marty Read seconded the motion. The motion passed 2-0. The new contract to be prepared will require \$20,000.00 from Linn County in 1998.

The Clerk reported that the July 1, estimated county evaluation for 1997 is \$145,964,418 down from last year by \$450,060.00. The figures also show \$980,551.00 in new improvements.

The Emergency Preparedness Budget was discussed. The commission agreed some funds should be budgeted for Emergency Preparedness for next year, for supplies and it was decided that \$175.13 per month increase in salary for Fire Coordinator should be paid out of Emergency Preparedness Budget.

Charles Trask motioned to approve \$1,086,500 for the 1998 Employee Benefit Budget. Marty Read seconded the motion. The motion passed 2-0.

After reviewing a health insurance quote from Blue Cross and Blue Shield with maximum annual costs of \$580,334.25, Charles Trask motioned to stay with our present carrier Positive Care at a maximum annual cost of \$476,279.40. Marty Read seconded the motion. The motion passed 2-0. The Commission decided to change prescription cards from PCS to P.B.A. and to drop the annual \$100.00 deductible per family with the cost per prescription of \$10.00 for generic drugs and \$15.00 for name brand drugs.

Richard Long, County Engineer presented bids for base rock to blacktop the road from 52 highway south to Mine Creek Park Entrance. Bids received were 3R Rock Company 4,000 tons at \$3.65 per ton and Ash Grove Aggregate, 4,000 tons at \$4.20 per ton. After discussion, Long will review analysis on rock and get back to the commission.

Charles Trask moved to recess from the Board of Commission meeting for ten minutes for an executive session for a legal matter. Marty Read seconded the motion. The motion passed 2-0. The commission, county counselor, county clerk, Long and Darrel Lane, Solid Waste Department attended the executive session.

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

Charles Trask moved to approve a permit to bury water line East of Pleasanton on Tiger Road and South ½ mile requested by Rural Water District #2. Marty Read seconded the motion. The motion passed 2-0.

Long reported he is going to go out for bids to test water wells at the Linn County Landfill Site as requested by KDHE.

Marty Read moved to approve a permit to bury telephone cable 5 miles North of Mound City requested by Sprint Telephone Company. Work Order #5162718. Charles Trask seconded the motion. The motion passed 2-0.

Long reported he plans to mow the water way at the LaCygne Industrial Park when it is dry enough due to complaints received.

Marilyn Augur, Nutrition Director reported she had not received any bids on the van that was advertised for sale.

Marty Read moved to sign a contract with East Central Kansas Area Agency on Aging for data entry for client assessment for C.A.R.S. Program. Charles Trask seconded the motion. The motion passed 2-0.

Augur presented quotes for removing trees in the Pleasanton Senior Center yard. Quotes received were \$80.00 from Baucom Tree Service and Jim Carr bid \$60.00. Charles Trask motioned to have Jim Carr remove the trees for the \$60.00 quote. Marty Read seconded the motion. The motion passed 2-0.

The Commission asked Augur to go out for bids to have the Senior Center Building resided with Vinyl siding.

Ben Fortman, Noxious Weed Director presented his proposed 1998 Budget. Charles Trask moved tentatively to approve \$130,500.00 for the 1998 Noxious Weed Budget. Marty Read seconded the motion. The motion passed 2-0. \$4,000.00 is to be transferred to the Noxious Weed Eradication Fund to increase that fund to \$20,200.00.

Fortman reported they are having a Household Hazardous Waste pickup in Pleasanton July 12th and he has been picked to be at the July 19th 4-State Farm Show in Pittsburg, Kansas.

Miller Matthews III, U.S.A. Waste and the commission discussed reassigning the Deffenbaugh Solid Waste contract to U.S.A. Waste. Matthews proposed reassignment of the contract to U.S.A. Waste with a \$24.50 per ton tipping fees, plus \$70.00 per

container pickup fee for all trash picked up in the county that is over the projected 3,000 tons per year plus the 3% yearly growth that was projected in the original contract. County Counselor, William Edwards proposed before Linn County could agree to their proposal there would have to be a penalty section (35.00 per ton) if U.S.A. does not pickup solid waste from Linn County and Linn County has to haul it. Commission will wait for a contract.

At the request of Steve Thompson, County Appraiser, Marty Read moved to recess from the Board of Commission Meeting for ten minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 2-0. The commission, county counselor, county clerk and Thompson attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 2-0.

As a result of the executive session, Marty Read motioned to move Mary Whitley from Clerk III to Administrative Assistant in the Ag Real Estate Property Department at \$1,577.29 per month, and to move Pam Cannon from Clerk II to Clerk III at \$1,438.83 per month effective August 1, 1997. Charles Trask seconded the motion. The motion passed 2-0.

At the request of Ellie Davey, County Treasurer, Charles Trask moved to tentatively approve the Treasurer's 1998 Budget of \$107,690.00. Marty Read seconded the motion. The motion passed 2-0.

Andy Mayhugh, Zoning Administrator discussed a proposed LEPP Grant Application. Marty Read moved to sign 1998 LEPP contract for a \$9,186.00 grant to be used for sewer feasibility studies. Charles Trask seconded the motion. The motion passed 2-0.

Marvin Stites, County Sheriff presented his 1998 Budget request of \$744,285.80. After discussion the commission tabled a decision until next weeks meeting.

At the request of County Attorney John Sutherland, Marty Read motioned tentatively to approve \$111,945.00 for the 1998 county attorney budget. Charles Trask seconded the motion. The motion passed 2-0.

Judge Steve Hill, Judge Richard Smith and Court Clerk Maribeth Kehl presented the proposed 1998 District Court Budget. Charles Trask motioned to tentatively approve \$234,050.00 for the 1998 District Court Budget. Marty Read seconded the motion. The motion passed 2-0.

Don George, Kansas Department of Wildlife and Parks met with the commission to see if they are still interested in helping with activities to promote fishing and possibly swimming and water skiing at the proposed new wholesale water district lake now that funding for the lake is available. The commission reported they are still interested.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m.. Monday, July 14th, Charles Trask seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

July 14, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman, Charles Trask, member, Donald L. Proffitt, county clerk, William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$207,606.03; Appraiser, \$8,266.75; Rural Fire, \$3,546.27; Road & Bridge, \$122,761.04; Community Correction, \$10,751.42; Law Enforcement, \$16.95; Elderly, \$9,779.64; Special Park & Recreation, \$600.00; Park, \$10,145.30.

The Commission reviewed and approved the sheriff's monthly fee report for the month of June.

Marty Read motioned to cancel the remainder of purchase order #1996-6 for \$467.80. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to tentatively approve \$7,600.00 for the 1998 Emergency Preparedness Budget. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve a permit to bury water line on Rural Water District #1 requested by Scott Wood, building permit #B97095. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to accept rock bid form 3-R Rock for 4,000 tons at \$3.65 per ton for the Mine Creek Historical Site Road. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission Meeting for five minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

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

Robert Stocking, reported that due to time restraints that he is going to have to resign from the SEK Mental Health Center Board. Stocking reported he will send a letter of resignation.

At 10:00 a.m. the Economic Development Neighborhood Revitalization Public Hearing was held for the Pleasanton Industrial Park. There was no one from the public present. After discussion with Economic Development Director Dennis Arnold, Marty Read moved to approve resolution #97-9 regarding the neighborhood revitalization plan. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of resolution #97-9.

Marty Read moved to approve the neighborhood revitalization plan for the Linn County Industrial Park at Pleasanton. Charles Trask seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator and Dennis Arnold discussed proposed changes to the industrial zoning. After discussion, Marty Read moved to approve an I2 Heavy Industrial Zoning that would eliminate some conditional use permits, and for Mayhugh to prepare a resolution with the changes to the Linn County Zoning. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission approved for Nutrition Director Marilyn Augur to advertise for bids to install vinyl siding on the Pleasanton Senior Center. Bids to be with and without removing old siding.

Augur reported she has a person interested in purchasing the surplus used van that did not sell. The Commission instructed Auger to advertise again for bids for the van.

Charles Trask motioned to sign the FY-98 agreement for In-Home meals with K.D.O.A. Marty Read seconded the motion. The motion passed 3-0. The agreement amount is \$36,237.00.

Ellie Davey, County Treasurer reported on interest earned through the first six months of the year. Total interest earned year-to-date is \$109,051.58. Just below last years earning at this time.

Fire Coordinator, Diane Van Kirk reported the new fire truck will be delivered Wednesday night. Van Kirk reported they need to be paid at that time. After discussion, it was agreed to special pay for the fire truck for next Monday, \$65,000.00 to come out of All District Fire and \$43,000 out of special machinery.

Gene Bonham, Community Corrections Director presented the commission with a Kansas Department of Corrections Juvenile Authority contract, and the Juvenile Budget and Adult Budget. Marty Read moved to sign the juvenile authority contract and the FY-98 Juvenile and Adult Budget for 6th Judicial District. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting for ten minutes into an executive session for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Sheriff Marvin Stites attended the executive session.

Marty Read moved to adjourn the executive session. The motion passed 3-0. No action taken as a result of the executive session.

The commission and the sheriff discussed his proposed 1998 Budget. After discussion the commission took \$69,000.00 out of prisoner keep, one vehicle out at \$20,000.00 and took out \$16,480.00 for transportation officer/process server. Marty Read motioned to tentatively approve \$638,000.00 for the 1998 Sheriff Budget. Charles Trask seconded the motion. The motion passed 3-0. The Sheriff's original budget request had been \$744,285.80.

With nothing further on the agenda, Marty Read moved to adjourn until 9:00 a.m., Monday, July 21st. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 21, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, Member; Donald L. Proffitt, County Clerk; William Edwards, County Counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$71.75; Fire, \$65,000.00; Special Fire, \$43,000.00.

Bill Chambers, LaCygne asked the Commission to haul some dirt from the City of LaCygne to the Industrial Park. Most of the dirt would be put on his lot in the park. Marty Read moved to use county trucks and a loader to haul dirt from the LaCygne City settling pond to the Industrial Park. Charles Trask seconded the motion. The motion passed 2-0. Commissioner Mooney abstained from the voting. Chambers is to get the City of LaCygne to sign an interlocal agreement.

Economic Development Director, Dennis Arnold and the Commission discussed the utilities in the LaCygne Industrial Park. Harold Mooney Jr. motioned to pay for ½ of the material to finish the sewer line in the Industrial Park, approximately \$1,000.00. Charles Trask seconded the motion. The motion passed 3-0. The City of LaCygne will pay the other ½ of materials and furnish the labor.

Charles Trask motioned to have Mike Page bury electrical line on the north side of the park at \$1.05 per foot. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The other quote Arnold received was \$1.12 per foot.

Marty Read motioned to change the road crews to four-ten hour days per week through the month of August on a trial basis. The motion died for lack of a second.

County Engineer, Richard Long reported there is a problem on the east end of the Boicourt Bridge. He is to be at the bridge this morning to discuss the problem.

Long reported that Roy Purvis, District #3 road employee is leaving county employment effective July 31, 1997. The job has been posted to county employees.

Charles Trask motioned to recess from the Board of Commission meeting into executive session for ten minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor, Long and Darrell Lane, Solid Waste Department attended the executive session.

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

The Clerk reported that the employee's health insurance contract has been signed with Positive Care as the administrator for the next year, beginning August 1, 1997. The only change will be changing the prescription card from PCS to PBA, there will not be a deductible of \$100.00 as there was this year. Also, there will not be any mail order scripts. Each 30-day script will have to be filled at a pharmacy with \$10.00 generic co-pay and \$15.00 brand name co-pay unless there is no generic then the co-pay will be \$10.00. New prescription cards are to be available before August 1, 1997. Total max cost would be \$446,845.80 for the present number of employees.

Marty Read motioned to make application for zoning change from Ag to I-2 for the Industrial Park at Pleasanton. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission reviewed notice of a July 29th meeting and reviewed minutes of a June 24th meeting of the SEK Multi-County Health Board. No action taken.

The November 16-18 KAC Meeting to be held in Wichita was discussed. Commissioner Mooney and Read plan to attend and asked the clerk to make reservations.

The Commission reviewed a thank you note from Wayne Comer, Treasurer of the Silver Haired Legislature, thanking them for the \$200.00 donation given to them, by the county. No action taken by the Commission.

Andy Mayhugh, Zoning Administrator presented the Commission with resolution to amend the counties zoning regulations as discussed at last weeks meeting. Marty Read motioned to pass resolution #97-10 to amend the county zoning regulations. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of resolution #97-10:

Marty Read moved to try on a temporary basis through the month of August for the Road Department to work ten hours per day, four days per week. Charles Trask seconded the motion. The motion passed 3-0.

Rick Nash, Route 2, Mound City, discussed putting a radio station in Linn County. Nash asked that the county put up the money to apply for the radio frequency license. A lengthy discussion followed without a decision being made due to lack of information.

Marty Read motioned to recess from the Board of Commission meeting for ten minutes into an executive session for a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Arnold attended the executive session.

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

Kip Lindberg, Mine Creek Curator, reported to the Commission that they have delayed the Mine Creek Information Center construction. Lindberg reported that instead of starting construction this fall that it will be next spring before starting due to the decision to rebuild the Adair Cabin in Osawatomie before they build the Mine Creek Site.

Harold Mooney Jr. motioned to go out for bids to remove two dead trees in the courthouse lawn and to get bids for replacing them with well started trees. Marty Read seconded the motion. The motion passed 3-0.

Charles Trask moved to let Dennis Arnold pay Wheeler and Collins, Shawnee Mission, \$500.00 to file for a radio signal license in Linn County if after further research by Arnold and Edwards determines that the information concerning the radio station license is accurate and for the county clerk to cut the check, and have ready if needed, to file for the license before the next meeting. Marty Read seconded the motion. The motion passed 3-0.

Marty Read moved to pass resolution #97-11 declaring three fire trucks at the Blue Mound Fire Station Surplus Property. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of Resolution #97-11:

Marty Read moved to accept the resignation of Robert Stocking from the SEK Mental Health Center Governing Board effective July 14th, 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

An employment law seminar to be held in Salina July 24th was discussed. The county counselor will check the possibility of attending.

With nothing further on the agenda, Charles Trask motioned to recess until 9:00 a.m., Monday, July 28th. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

July 28, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, Member; Donald L. Proffitt, County Clerk; William Edwards, County Counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$87,519.41; Employee Benefit, \$65,257.12; Appraiser, \$13,146.34; Rural Fire, \$4,999.96; Road & Bridge, \$57,314.68; Community Corrections, \$29,525.49; DARE, \$1,117.44; Elderly, \$11,113.36.

The Clerk reported he had heard from PVD concerning the drop in state assessed utility valuation that contributed to a four million-dollar drop in valuation on the power plant. The Clerk reported the drop in valuation on the Western Resources half on the plant due to a twenty-five million-dollar rate decrease that lowered their overall value 8.5%.

The Clerk reported the County has received the license agreement from the City of LaCygne to allow the county to haul dirt from the city settling pond to the Industrial Park.

Marty Read motioned to approve Emergency Vehicle Permit for Robert Maloney, Mound City, for a 1990 Chevrolet Lumina, VIN #0351. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read moved to approve the quarterly report of the Bunker Hill Community Senior Center. Charles Trask seconded the motion. The motion passed 3-0.

The Commission reviewed the minutes of the last monthly SEK Mental Health Center Board meeting. No action taken.

Harold Mooney Jr. motioned to approve \$600.00 for the 1998 RC&D Program Budget as requested by the Lake Region Resource Conservation and Development Council. Charles Trask seconded the motion. The motion passed 3-0.

After a discussion concerning the fact that after September 1, 1997 the Kansas Department of Revenue, PVD will no longer support the KSCAMA Software on the System 36 computer and the Directive from PVD that all counties have an AS400 available by September 1, to run KSCAMA. Marty Read motioned to have the clerk proceed with having Linn County in compliance with the directive. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Linn County Engineer, Richard Long reported that the Blue Mound City Mayor, Steve Brown had asked the county to tear down a city building and haul to the demolition landfill because they do not have the equipment to do the job. The Commission asked Long to see if they could burn the roof, cutting down on the material that would need to be hauled off.

Harold Mooney Jr. motioned to approve a permit to bury water line located 1000' east of 1095 Highway on No Name Road, requested by Miami County Rural Water District #3. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask motioned to approve a permit to bury water line located 1 mile North and 2½ east of Pleasanton, requested by Linn County RWD #2. Harold Money jr. seconded the motion. The motion passed 3-0.

Long reported he had not received any bids to test the landfill wells. Long will contact a laboratory and see if he can get them to do the testing.

The four ten-hour days for road crews were discussed. Long reported the hours would be from 6:30 a.m. to 5:00 p.m. After discussion that brought up the fact that rock quarries are not open at 6:30 a.m. and that some road employees are not happy with the change, Harold Mooney Jr. motioned to rescind last week's motion to change road employees hours and to leave them on eight hour days, five days per week. Charles Trask seconded the motion. The motion passed 2-1.

Commissioner Trask complimented Long and the road crew on the way they built the road up Southeast of Pleasanton near Donnie Snows residence. Long reported he would pass the compliment onto the road crew.

A request by Linn County Fair Board to chip and seal the roads into the fair grounds was discussed. It was decided that due to time constraints to wait until after the fair to start the project.

Long reported that the County will need to purchase approximately 1½ acres of ground to build the Campbell Bridge Southwest of Mound City. Three property owners would be involved. Commissioner Read and Long will visit with the landowners.

Long stated he is concerned that the dirt the county is to haul from a LaCygne City settling pond is too wet to haul. The Commission asked Long to try to haul it and that if it is too wet we won't haul it.

Long reported on the Boicourt Bridge meeting with KDOT he attended last week. Long stated there is the possibility that one of the abutments has shifted some. However, Long feels that the problem could be that the reference point has shifted. After determining what is causing the problem, KDOT will try to come up with a solution.

Linn County Auditor, Terry Sercer, went over the counties 1998 budget after making some changes to Road and Bridge and the General fund. The Commission approved publishing a Notice of Budget Hearing for 9:45 a.m., August 11.

Mark Schuller, Linn County Extension Agent invited the Commission to the Linn County Fair.

A fair day for county employees was discussed but the consensus of the commission was not to give the extra day off.

Marilyn Augur, Nutrition Director opened bids to sell the surplus nutrition van. Bids received were Al Winters, Pleasanton \$1,067.50, Richard Thomas, Mound City \$800.00. Sue Jackson, Mound City \$700.00. Charles Trask motioned to accept the bid of \$1,067.00 from Al Winters. Marty Read seconded the motion. The motion passed 3-0.

Vernon and John Holmes, Stan Brittingham and Cheryl Simons, met with the Commission to ask that the county give them extra land for the Holmes Cemetery and the road into the cemetery. After ownership of the cemetery and road was unclear, the Commission asked the Clerk to determine ownership (Sheridan Township or Holmes Cemetery) and then for the group, owning the cemetery, to come back to the commission with the request.

Andy Mayhugh, Zoning Administrator presented three cases to the Commission. The first case heard was zoning case #Z0697145, an application by Al Winters for an auto sales and auction business. Al Winters spoke in favor of the zoning change from Ag/Residential to Light Industrial. Harold Mooney Jr. motioned to deny the rezoning. Charles Trask seconded the motion. The motion passed 2-0. Commissioner Read abstained from the vote. The Planning Commission had previously denied this request unanimously.

The next request zoning case Z0697143, by Clarence Martin to rezoning 120 acres from Ag to Ag/Residential. After lengthy discussion Charles Trask motioned to approve the zoning change as requested. Marty Read seconded the motion. The motion passed 3-0. The Planning Commission has previously approved the zoning change.

The next request for zoning change, zoning case #Z0697142 from Ag to Ag/residential, a lot split and road easement requested by Phil Stiffler. Marty Read motioned to approve the zoning change, lot split and to accept the road easement. Charles Trask seconded the motion. The motion passed 3-0.

Gene Bonham Community Corrections Director discussed with the Commission a contract between Community Corrections and the Department of Corrections concerning selected parole cases in the program. Charles Trask motioned to approve the contract as requested. Marty Read seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director introduced American One owner's Ron Matsch, Terry Combs and John Baker, also Ray Barmby from Chapman Securities Incorporated. A discussion followed concerning a request by American One for the county to finance a manufacturing facility in LaCygne Industrial Park through certification of participation. After lengthy discussion, Harold Mooney Jr. motioned to pass resolution #97-12 determining the advisability of financing the acquisition and equipping of a manufacturing facility by the execution and delivery of a lease purchase agreement. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of resolution #97-12:

At Arnold's request, Marty Read moved to reappoint Richard Wurtz to the OEDP Committee of the SEK Regional Planning. Charles Trask seconded the motion. The motion passed 3-0.

After hearing Arnold's findings on the proposed radio station, Marty Read motioned to void check #12368 for \$500.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

With nothing further on the agenda. Charles Trask motioned to adjourn until 9:00 a.m., Monday, August 4. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

August 4, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Donald L. Proffitt, County Clerk; and William Edwards, County Counselor. Commissioner Trask was absent due to illness.

Marty Read moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

The Commissioners approved the following pays/special pays: General, \$4,290.00.

The Commission Chairman signed the following add/abate/refund order numbers: Real Estate 909.

Marty Read motioned to approve resolution #97-13 appointing Diane Van Kirk as Emergency Preparedness Coordinator for Linn County. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Following is a copy of resolution #97-13:

The Clerk reported that after reviewing ownership records that Holmes Cemetery owns the land the cemetery sits on and also the road leading into the cemetery.

Andy Mayhugh, Zoning Administrator presented the Commission with a lot split application request by Eugene Owens located West of Prairie View High School. Harold Mooney Jr. motioned to approve the 20-acre lot split as requested. Marty Read seconded the motion. The motion passed 2-0.

Mayhugh presented the Commission with a semiannual report on the number of homes built, building permits, sanitation permits and inspections during the 1st six months of 1997. No action taken.

The commission agreed for Mayhugh to discuss with the Planning Commission the possibility of lowering 40-acre minimum lot size for Ag zoned properties and to review sub division regulations.

Marilyn Augur, Nutrition Director presented the Commission with four bids received to install vinyl siding on the Pleasanton Senior Center. Bids received from Diversified Builders, Pleasanton bid \$7,875.00 leaving old siding and \$10,125.00 removing old siding; MoKan Siding Speciality, Pleasanton bid \$8,000.00 leaving old siding and \$8,100.00 to remove just old asbestos siding; Foote Construction, Pleasanton, bid \$12,792.00 leaving old siding and \$16,600.00 removing old siding; McAdam Construction Company, LaCygne bid \$24,780.00 with removing old siding. Augur will review the bids and get back to the Commission next week.

Augur reported that some minor maintenance had been done at the LaCygne Senior Center. Also, the City of Pleasanton removed the tree that needed removed at the Pleasanton Senior Center. The Commission asked Augur to get quotes on the repairs needed to the porch at Parker Senior Center.

Augur reported that Nancy Eckengren, Van Driver, resigned as of August 1, 1997. Augur has advertised the position to county employees and also in the newspaper.

Augur also discussed whether the medical van should transport people from one nursing home to another. The Commission agreed to continue to do it as long as it does not cause a problem in the future.

Steve Johnson met with the commission to discuss needed fence repair on his property line that a neighbor will not repair. After discussion Johnson agreed to request a fence view by the Commission.

Brenda Wade, LaCygne presented the Commission with a petition signed by several county residents requesting that the county blacktop a road running from the North side of LaCygne 3/4 of a mile East. The Commission took the petition under advisement.

John and Vernon Homes and Cheryl Simons met with the Commission to request the county give the Holmes Cemetery additional ground since it has been determined that Holmes Cemetery does own the present cemetery property. After discussion, Marty Read motioned to give the Holmes Cemetery additional 400' East of the cemetery and additional ground South of the cemetery road to give the cemetery a total of 40" feet of road right-of-way. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The County Counselor will prepare a quit claim deed.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, August 11th. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

August 11, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, Member; Donald L. Proffitt, County Clerk.

Marty Read motioned to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$117,348.71; Appraiser, \$1,486.85; Rural Fire, \$8,508.35; Road & Bridge, \$143,781.05; Community Corrections, \$8,324.79; Law Enforcement, \$9.98; Elderly, \$10,827.42.

Harold Mooney Jr. motioned to send a letter of support for Tri-Ko Incorporated applications for two eighteen-passenger buses. Marty Read seconded the motion. The motion passed 3-0.

Charles Trask motioned to sign a 1-year contract with United Cooperative Incorporated for propane for the Linn County Fire Department at seventy cents per gallon. Marty Read seconded the motion. The motion passed 3-0.

The Commission agreed to view a fence as requested by Steve Johnson, Mound City. The Commission will meet at the fence at 1:00 p.m., August 25th.

The Commission agreed to purchase a finial for the top of the gazebo with the price not to exceed \$300.00.

Richard Long, County Engineer reported that the City of Blue Mound will help haul the debris from the building, that they have asked the county to help tear it down. The Commission approved for Long to prepare a license agreement with the city.

Marty Read motioned to approve a permit to bury water line at the north edge of Mound City, requested by Mound City Auto. Charles Trask seconded the motion. The motion passed 3-0.

Charles Task motioned to approve a permit to buy water line ½ mile east of Les Shaws property southeast of Pleasanton requested by Rural Water District #2. Marty Read seconded the motion. The motion passed 3-0.

Long reported that QWAL Laboratories, Pittsburg will test the wells at the landfill for \$2,409.00. Marty Read motioned to have QWAL Labs test the nine wells at the landfill for \$2,409.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Bids were opened to have the roof replaced on the District 3 shop building. The following bids were received: Foote Construction, Pleasanton, \$9,508.00; Double K Construction, Mound City, \$9,968.00. A decision was tabled until next weeks meeting.

Long reported that David Chapman, temporary employee in Road District #2 quit. Charles Trask agreed to hire Brian Burk, Pleasanton as temporary employee to replace Chapman.

The hearing for the 1998 Budget was held. There was no one present from the public. After a short discussion, Marty Read motioned to approve the 1998 Budget for Linn County, Linn County Rural Fire District #1, and Cemetery Districts #1, 4, and 5 as published. Charles Trask seconded the motion. The motion passed 3-0.

John Johnson, Pleasanton City Mayor asked the Commission for help with equipment and oil from the county to chip and seal approximately twelve blocks in the city. The Commission agreed to help. Also Johnson reported the city would like to annex the East City Lake into the city limits of Pleasanton, due to the fact that city ordinances cannot be enforced while the property is not in the city limits. Charles Trask motioned to approve for the city of Pleasanton to annex the city owned property including and around the East City Lake. Marty Read seconded the motion. The motion passed 3-0.

Bernard Streeter, Maintenance Department presented bids for cutting down two trees and chipping out the tree stumps in the courtyard. Bids received from Miller Tree Service, Fort Scott, \$720.00 Baucom Tree Service, Pleasanton \$550.00. Charles Trask motioned to accept the bids from Baucom Tree Service to remove two coffee bean trees in the courtyard and remove the stumps. Marty Read seconded the motion. The motion passed 3-0.

After discussion with the Clerk, County Treasurer Ellie Davey, and County Appraiser Steve Thompson and reviewing quotes from SSI and CIC, Marty Read motioned to purchase an AS400 Main Frame Computer from SSI for \$28,443.00 to be paid from General Courthouse Capital Outlay. Charles Trask seconded the motion. The motion passed 3-0. The Commissioners agreed to relicense the software with SSI and to have SSI install the AS400 with county employees doing as much as possible to hold down installation costs.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, August 18th. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

August 18, 1997

The Board of Linn County Commissioners met in a regular session. Those present were: Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, Member; Donald L. Proffitt, County Clerk and William Edwards, County Counselor.

Marty Read moved to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to move the September 1st meeting date to September 2nd due to September 1st being a holiday and the county offices being closed. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to let the Public Wholesale Water Supply District #13 meet in the Commission room the 3rd Tuesday of each month at 7:30 p.m. at no charge. Charles Trask seconded the motion. The motion passed 3-0.

The Commission reviewed and approved a corrected quarterly report from the Prescott Senior Center.

The Commission reviewed and approved the Sheriff Monthly Fee Report for the month of July 97.

At the request of Richard Long, County Engineer, Marty Read motioned to approve a permit to bury telephone cable requested by Mound City Auto just north of Mound City. Charles Trask seconded the motion. The motion passed 3-0.

Long and the Commission reviewed a traffic flow map showing traffic amounts on roads in Linn County. Also the Commission discussed needed mowing on county roads, also discussed complaints about mowing with the side mower.

The Commission and Long discussed the Boicourt Bridge Project it has been determined that the top of the piling has moved approximately 1 1/4". They are doing a geology study to see if there may be a slip plane, however, Long does not think so.

At the request of Long, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission, Clerk, Long and County Counselor attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0. As a result of the executive session the Commission instructed the County Counselor to send a letter to Deffenbaugh Industries concerning the contract problem we have been having with them.

The Commission instructed Long to contract Foote Construction and K & K Construction and ask them both to re figure the bids on putting a new roof on the District #3 shop building. But not move any of the purlins as was required in the original bid specs.

At the request of Marilyn Augur, Nutrition Director, Harold Mooney Jr. motioned to hire Barbara Kluge as van driver at \$6.67 per hour. Kluge will receive 90% of pay for sixty days, and will have to take a preemployment physical and be on normal county probation for six months.

Marty Read moved to approve a coordination of services agreement with SEKCAP for the new transportation van. Charles Trask seconded the motion. The motion passed 3-0.

Linn County Auditor, Terry Sercer, presented the Commission with the 1996 audit of Linn County. Sercer went over several issues there were no violations found. However, Sercer did make some recommendations of changes that are needed.

Dennis Arnold, Economic Development Director presented a deed from Doug Furnell to Linn County that would deed his lot in the LaCygne Industrial Park to the county. Linn County also promised to give Furnell another lot in the Industrial Park. Charles Trask motioned to sign a contract with Furnell in connection with trading the lots. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Arnold and the Commission discussed several Economic Development issues and gave the Commission an update on America I and other county businesses.

At the request of Zoning Administrator Andy Mayhugh, Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes for a legal issue. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, Mayhugh, and the County Counselor attended the executive session.

Charles Trask motioned to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Commission reported that the County Counselor will send four letters to residents found violating the county zoning ordinances.

Linn County Deputy Dick George reported that they are planning a county night out against crime on September 27, 1997 and asked the Commission for their support. The Commission agreed to have a proclamation prepared for next weeks meeting.

Commissioner Read and Mooney agreed to meet at 5:30 p.m. Thursday, August 21st to attend a 7:00 p.m. KDOT meeting in Chanute.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m. Monday, August 25. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

August 25, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice Chairman; Charles Trask, Member, Donald L. Proffitt, County Clerk; and William Edwards, County Counselor.

Marty Read motioned to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$89,882.08; Employee Benefit, \$61,239.28; Appraiser, \$13,258.57; Rural Fire, \$4,050.36; Road & Bridge, \$62,288.21; Community Corrections, \$29,653.94; Elderly, \$11,324.45.

Marty Read motioned to proclaim September 27th, 1997 as Linn County Night Out Against Crime. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of that proclamation:

Bill Braden and Dave Biggs met with the Commission to ask for a 45-mile speed limit on Tiger Road East of Pleasanton. After discussion the Commission asked Braden and Biggs to contact County Engineer Richard Long and have him prepare the necessary paper work for the change. The Commission stated they are in favor of the lower speed limit.

The contract was discussed to replace the vinyl siding on the Pleasanton Senior Center. Harold Mooney Jr. motioned to sign the contract with MoKan Siding with initialed changes. Charles Trask seconded the motion. The motion passed 3-0.

By a consensus of the Commission an additional \$75.00 will be added to the contract to have MoKan install vinyl on the undersides of the porch on the west side of the building.

Bids were received for installing a new metal roof on District #3 Shop Building. Bids received were from Foote Construction at \$8,040.00 and Double K Construction at \$7,818.81. Marty Read moved to accept the low bid from Double K Construction at \$7,818.81. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask motioned to approve Juvenile Intake Contract with Miami County with Linn County paying \$20,000.00 for the year. Marty Read seconded the motion. The motion passed 3-0.

Also, the Commission approved the percentage break down of the Juvenile Intake Grant for the 6th Judicial District. Linn County will receive \$14,201.72 for the counties' share.

A letter from the State Juvenile Justice Authority was reviewed that asked for Linn County Commission to recommend a convener for the 6th Judicial District required by SB69, the Commission asked the Clerk to see if George Marcum would be interested.

After reviewing a request by the Kansas Silver Haired Legislature, Marty Read motioned to give the Kansas Silver Haired Legislature \$200.00 donation for the year. Charles Trask seconded the motion. The motion passed 3-0. The Commission gave the same amount last year.

The Commission reviewed the 1996 Linn County Soil Conservation District audit prepared by Diehl, Banwart, Bolton, Jarred & Bledsoe. No action taken.

Diane VanKirk, Linn County Fire Coordinator met with the Commission to discuss firefighters pays. After discussion, Harold Mooney Jr. motioned to increase pay for a fire call to \$16.00 for up to three hours and then \$5.15 per hour after three hours effective September 1, 1997. Marty Read seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to increase the minimum wage for Linn County to \$5.15 per hour effective September 1, 1997. Marty Read seconded the motion. The motion passed 3-0.

Van Kirk discussed fire truck repairs, Centerville truck has been repaired. The Mound City Hellcat drive line has been repaired however, the alternator went out last night. Pleasanton tanker needs repairs, same as the Centerville truck had. A relief valve on a truck at LaCygne needs repaired. A pump on Mound City Truck needs packed. The Commission approved the needed repairs.

Van Kirk reported that to receive an SLA Grant of \$8,184.00 that Linn County would have to ask for an extension to have the Linn County Emergency Plan finalized. Marty Read motioned to ask for an extension until December 30th. Harold Mooney jr. Seconded the motion passed 3-0. The previous deadline was September 30th. Van Kirk will prepare a letter asking for the extension.

VanKirk and the Commission also discussed LEPC Grant with no action taken.

The Commission reported they feel that \$1,000.00 for annual support and enhancements to the EIS Software Program seems expensive to them.

VanKirk reported that she and Larry Robinson are reviewing the county road sign needs. The Commission reported they would like to see some progress in getting road signs put up.

Van Kirk reported the dry hydrant has been received to be put in at the fair grounds and should be done in the near future.

At the request of the County Counselor, Marty Read motioned to recess from the Board of Commission meeting for thirty minutes into an executive session for a legal issue. Charles Trask seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Gene Bonham, Community Corrections Director of the 6th Judicial District attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded

the motion. The motion passed 3-0. There was no action taken as a result of the executive session.

With nothing further on the agenda, Charles Trask motioned to recess until 1:00 p.m. to meet at a fence view requested by Steve Johnson for Doris Prothe at the property line between Prothe and Jim and Gayle Hendrix 4 miles, South of 52 Highway on poor farm road and 1/4 miles East. Marty Read seconded the motion. The motion passed 3-0.

Johnson-Hendrix Fence View

At 1:00 p.m. the Commission met for a fence view at the south end of property line in 33-22-24 as requested by Steve Johnson. Those present were Commissioner Mooney and Read, County Clerk, and notified parties of Steve Johnson, Jim and Gayle Hendrix , and also present were Larry Bogan, James W. Mayhugh, Tom Dennis and John Johnson.

The view began with Hendrix stating they did not want or need a fence around their property since it is planted in crops. If Johnson wants a fence he should have to build it.

Johnson stated that he feels it is the responsibility of both landowners to keep a partition fence in good repair. Johnson would like to see the entire 1/2 mile of fence line dozed out and a new five wire fence strung. This would cost the Hendrix approximately \$2,000.00 for their half of the fence.

After viewing the fence and finding the fence not to be a legal fence the Commission stated they would have the County Engineer locate the center point of the fence. Once the center point is located they instructed the Hendrix to build the North 1/2 of the fence back to legal standards for a barbed wire fence and for Prothes to build the south 1/2 of the fence back to legal standards of barbed wire fence according to KSA 29-105. Both fences are to meet the above requirements by October 15, 1997.

The Commission Chairman called for a special meeting for 8:00 a.m. Tuesday, August 26th to instruct the County Counselor to advise both parties in writing of the Commissioners findings regarding the fence view.

Harold Mooney Jr. motioned to adjourn the meeting until 8:00 a.m., Tuesday morning. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

Tuesday, August 26, 1997

The Board of Linn County Commission met in special called meeting at 8:00 a.m. in the annex building. Those present were Harold Mooney Jr., Chairman; Marty Read, Vice chairman; Charles Trask, Member, Donald L. Proffitt, County Clerk, and William Edwards, County Counselor.

The Commission Chairman called the meeting to order at 8:00 a.m..

After brief discussion the Commission instructed the County Counselor to give written notice to Doris Prothe in care of Steve Johnson and Jim and Gayle Hendrix as to their decision regarding the fence view between the two parties yesterday.

With nothing further on the agenda. Charles Trask motioned to adjourn until 9:00 a.m., Tuesday, September 2nd. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 2, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk, William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission chairman signed the following add/abate/refund order numbers: personal property #1604-1615.

Richard Long, County Engineer reported on a recent meeting with KDOT concerning the Boicourt Bridge project. Long reported that State Geologist has found that due to flooding, there has been some slippage of the bank at the bridge footing and feels the footing needs pinned at an additional cost of \$200,000.00. Long would like to get an opinion from another Geologist. The Commission took Long's recommendation and will wait to see what the results of another geologist report will be.

Harold Mooney Jr. motioned to sign an inspection agreement with Kirkham Michael Engineers at a cost of \$107,000.00 of which the county will pay 20%. Marty Read seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve a permit to bury water line 2 miles east of Prairie View High School requested by Thomas & Jacqueline McGuire. Marty Read seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve a permit to bury water line 1 mile west and 2 miles north of Parker requested by Miami County Rural Water District #3. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a permit to bury telephone cable northwest of Mound City requested by Sprint United Telephone. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve a request by Peoples Mutual Telephone Company to bury telephone cable 1 mile south of Linn Valley Lakes on 69 Highway. Charles Trask seconded the motion. The motion passed 3-0. The telephone company will bore under 69 Highway.

Long reported he has received a phone call from Miller Matthews III with U.S.A. Waste concerning the county hauling trash over the contract amount. Matthews reported they will use the yearly total divided by twelve for a monthly average. Linn County will haul the trash over that figure to Allen County Landfill. Long reported they had not received a copy of a performance bond. Long also needs to do more checking on the scales used to weigh the trash.

At the request of county counselor, William Edwards, Marty Read motioned to recess from the Board of Commission into executive session for a legal matter and a personnel matter for twenty minutes. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor attended the executive session.

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

Marty Read motioned to take ½ of a \$11,640.40 invoice for base rock from 3R Rock Company, out of the road department and ½ out of economic development for the road to the Mine Creek Battlefield Site entrance south of 52 Highway.

Marty Read motioned to sign a client representation letter to Diehl, Banwart, Bolton, Jarred and Bledsoe pertaining to the 1996 Audit and Linn County records. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The commission chairman signed a letter to the commissioner of the State Juvenile Justice Authority nominating George Marcum, Mound City for consideration when he chooses a convener for the 6th Judicial District.

The commission chairman signed an updated list of authorized representative s from Linn County that may purchase federal surplus property for Linn County.

The Commission signed a letter to the division of Emergency Management requesting an extension for completing Linn Counties Emergency Management Plan to December 30, 1997.

The Commission reviewed a notice of public meeting November 5th, 1997 in Topeka to adopt rules and regulations to establish qualifications for the designation of registered mass appraisers.

Zoning Administrator, Andy Mayhugh presented a zoning change request of 47 acres south of Pleasanton requested by Linn County from Ag to Heavy Industrial for the county industrial park. The planning commission has previously approved the change. There was no opposition present. Marty Read motioned to approve the zoning change case #Z0797146. Charles Trask seconded the motion. The motion passed 3-0.

Mayhugh presented a request for lot split and zoning change from Ag to Ag Residential for Shane Wakefield for a 10-acre lot located 1 ½ miles south of 52 highway on poor farm road, zoning case #Z0797147. This request had been approved by the Planning Commission. Marty Read motioned to approve zoning case #Z0797147 from Ag to Ag Residential, the 10-acre lot split and to accept the accompanying road easement. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Linn Valley Lake resident Ed Dennis met with the commission to complain about the fact that Linn County will not issue a building permit in Linn Valley Lakes until the permit requested by the Lake Development has been approved. After discussion with the county counselor and zoning administrator the commission agreed that Linn county should issue building permits in the lake developments if necessary procedure is followed just as we do anywhere else in the county and not to require that a building permit in the lake development be acquired first.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, September 8th. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 8, 1997

The Board of Linn County Commission met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member, Donald L. Proffitt, county clerk, William Edwards, county counselor.

Marty Read motioned to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The commission approved the following pays special pays: General, \$119,000.57; Appraiser, \$2,072.55; Rural Fire, \$16,755.32; Road & Bridge, \$43,952.00; Community Corrections, \$5,293.30; Law Enforcement, \$21.02; DARE, \$338.17; Elderly, \$8,920.29.

Marty Read motioned to sign the Certificate of Assignment and order to repair regarding the Hendrix/Johnson fence view prepared by the county counselor. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Treasurer, Ellie Davey discussed a request from Ellis County Commission requesting that Linn County support SB-108 that would expedite collecting personal property taxes and oil and gas taxes. The commission asked Davey to prepare a letter of support for their signatures.

County Engineer, Richard Long reported the county has started working on chipping and sealing roads at the fair grounds.

Also, Long announced that the county will have a retirement dinner next Monday, September 15th at noon for Frank Makemson and Roy Purvis on the courthouse lawn and invited the commission.

Harold Mooney Jr. motioned to sign a contract with Double K Construction to install a new metal roof on the District #3 shop, Charles Trask seconded the motion. The motion carried 3-0.

Marty Read motioned to approve a permit to bury telephone cable request by Dale Wright approximately 2 miles West of 7 highway on Wall Street road. Charles Trask seconded the motion. The motion passed 3-0.

Long and the commission discussed sending Darrel Lane to a solid waste training course in St. Louis for a \$795.00 registration fee. After discussion, the Commission felt the cost was too high.

Long presented the commission with applications for the District #2 shop foreman position. After discussion of 2 applications the commission tabled the decision until next week and for Long's recommendation.

Economic Development Director, Dennis Arnold presented the commission a copy of the 1996 housing study of Linn County. Also, advised the commission of a Mine Creek Steering Committee meeting at 7:00 p.m., tonight, in Pleasanton at the Linn County Museum. Arnold also reported that he had gotten America 1 a \$35,000.00 forgivable grant from the state.

At the request of the county counselor, Marty Read motioned to recess from the Board of Commission into executive session for fifteen minutes for a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The commissioners, clerk and county counselor attended the executive session.

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

Bernard Streeter and Larry Murray, courthouse maintenance department discussed repairing sidewalks, also discussed bids from Mid-Continent Restoration Company to reseal the front of the courthouse and to repair and repaint the bell towers on the courthouse. Marty Read motioned to accept bids from Mid-Continent Restoration Company to recalk and reseal the front entrance to the courthouse at \$900.00 and to repair clean and paint the two bell towers on the courthouse at \$ 8,940.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to sign a letter of support for Senate Bill 108 prepared by the county treasurer. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to sign AS/400 software license agreement with System Solutions with the costs being \$5,250.00. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Clerk reported that the AS/400 installation has been delayed until September 26.

After hearing an explanation of SKAT by Nutrition Director, Marilyn Augur, Marty Read motioned to sign a letter of support of the area agencies of the Coordinating Council Transit District #10. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to appoint Marty Read as the county voting delegate to the 1997 KAC Conference. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to appoint Don Proffitt as the 1st alternate and Harold Mooney Jr. as the second alternate to the 1997 KAC Conference. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The commission discussed a request by KAC for the county to respond to six questions about Linn County. The commission asked the news reporters present to help come up with some ideas on answers by next week. The questions are as follows: Who is the most famous individual born or raised in your county? What is the most interesting, but little-known fact about your county? What famous or interesting food (e.g., dish, recipes, menu items) is unique to your county? Where do you go and what do you do on a typical Saturday night in your county? What is the most interesting or unusual product, crop., or service made, grown, or provided in your county? What is not but should be a tourist attraction in your county?

The commission asked that anyone having an idea please contact the county clerk.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, September 15. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 15, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member, Donald L. Proffitt, county clerk; William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read motioned to appoint Joe Wurtz, Mound City, to the SEK Mental Health Center Governing Board. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The commission decided not to ride in the Mound City Arts and Crafts Parade this year.

The commission reviewed a letter from the city of Parker, thanking them for the money given to Parker for their summer youth program.

The clerk advised the commission that a vote had been taken to determine if county employees wanted to be paid every two weeks instead of the present once per month. There were seventy yes votes of the total 120 employees that could have voted. After lengthy discussion the commission tabled the issue until next week.

At the request of the county clerk, Marty Read motioned to recess from the Board of County Commissioners into executive session for ten minutes to discuss a legal matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

Charles Trask motioned to adjourn the executive session and reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 3-0.

As a result of the executive session Charles Trask motioned to pay medical claims for employee Donna Stites that Central Benefits Insurance Company had failed to pay and for the county counselor to continue to pursue Central Benefits for reimbursement of the claims. Marty Read seconded the motion. The motion passed 3-0.

After a recommendation by Richard Long, County Engineer, Charles Trask motioned to hire Jerry Waddell, Centerville as District #2 shop foreman. Waddell will start to work after results of a pre employment physical are known, and will be at 90% of pay for sixty days and be on the normal 6-month probation. Marty Read seconded the motion. The motion passed 3-0.

Long advised the commission that Martin Construction Company would like to subcontract some work out to Beachner Construction on the Campbell bridge to be built southwest of Mound City, with the construction costs to be the same. The commission reported they did not have a problem with the subcontracting as long as costs stay the same.

Marty Read motioned to approve the following permits to bury a water line 4 miles south of Mound City requested by Rural Water District #2, water line 2 miles southwest of Centerville requested by Dustin Northcutt, 4 telephone cable burials requested by Sprint, one located 2 miles northwest of Farlinville, one located 4 miles northwest of Parker, one located 2 miles northwest of Cadmus off 7 highway and one located 4 miles west of Mound City just off Wall Street road. Charles Trask seconded the motion. The motion passed 3-0.

Long discussed putting a school crosswalk and a stop sign in the City of Parker. Long will talk to the mayor of Parker before proceeding.

The Commission and Long also discussed costs for 911 signs. Long reported there are some funds in the road and bridge budget for signs. The commission also agreed for long to advertise for an employee to help install signs on a temporary basis.

Commissioner Mooney asked Long why the Parker City trash compactor was shut down 2 days week before last. Long reported he would check into it.

At the request of Marilyn Augur, Nutrition Director, Marty Read motioned to sign a request for funding for operating expenses for SEK Area Transportation. Charles Trask seconded the motion. The motion passed 3-0.

Ben Fortman, Noxious Weed Director and Mark Schuller, County Extension Agent, reported that the county extension office will have a private applicators license school to be held October 30th at the 4-H Building. Dow Elanco Chemical Company will also sponsor a free dinner that evening for attendees. The cost for the class will be \$10.00. Anyone planning to attend should contact Fortman.

Fortman presented bids for a chemical purchase. Marty Read motioned to accept the low bid of \$10,695.00 for 155 gallons of Tordon 22K from Terra International, Blue Mound, Kansas. Charles Trask seconded the motion. The motion passed 3-0.

Fortman reported that KDOT has contacted his department wanting to know if the county would be interested in bidding on spraying KDOT right-of-ways in the county. The commission agreed with Fortman that the county should not bid on the spraying due to time constraints in the noxious weed department.

Fortman reported that they held the last household hazardous waste collection last Saturday but due to rainy weather the turnout was low.

Gene Bonham, Community Corrections presented the commission with two grant applications for their approval. Charles Trask motioned to sign a Community Corrections request for FY-97 unexpended Funds of \$3,600.00. Marty Read seconded the motion. The motion passed 3-0.

Charles Trask motioned to sign a community correction FY-1998 violation grant application in the amount of \$27,000.00. Marty Read seconded the motion. The motion passed 3-0.

Steve Thompson, Linn County Appraiser reported that P.V.D. will reimburse the county for purchase of a new p.c. if Linn County will meet certain requirements of which the p.c. must be hooked up to the communication line of the VIPS AS-400. Marty Read motioned to purchase a P.C. from Dell Marketing, Round Rock, Texas for \$3,956.94 for the appraiser's department. Charles Trask seconded the motion. The motion passed 3-0.

Mrs. Mary Brunner, chair of the SEK Mental Health Center Governing Board met with the commission to discuss the purchase of the building in Pleasanton, and moving Mental Health Offices there. The commission had received a petition signed by several persons asking the commission to oppose the move. After hearing Mrs. Bruner explanation of why the mental health board wants to buy the building in Pleasanton, and their plans for it, the commission did not oppose the move. The building in Pleasanton is larger and cheaper than any others in the county. Also, it has about ½ acre of ground that they plan to fence and turn into an outside recreational area for their clients.

At the request of Diane Van Kirk, Linn County Fire Coordinator, Harold Mooney Jr. motioned to hire the following part-time fire fighters. Eric Church, Prescott, Valerie and Aubrey Kramer, Parker and Kevin Friend, Pleasanton. Charles Trask seconded the motion. The motion passed 3-0.

Van Kirk also announced that Mound City should have an ambulance housed in Mound City in the near future.

EIS software maintenance agreement was discussed, but tabled until Van Kirk can decide the need for the software.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m. Monday, September 22. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chairman of Board

September 22, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk, and William Edwards, county counselor.

Marty Read motioned to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

Marilyn Augur, Nutrition Director received permission to have the medical van air conditioner repaired at Cox Motor Company for \$941.95. Augur had also received a quote from Mound City Auto for \$1,043.00.

Augur also reported that when they laid linoleum in the LaCygne Senior Center kitchen they found the floor to be weak and it will have to be repaired.

Marty Read motioned to sign solid waste drop box transfer station permit #745 for the Centerville Compactor Site. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve four permits to bury water lines requested by Rural Water District #3, one located 3 ½ miles south of K152 on 1095 highway, one located at intersection of K152 and 1095 highway, one located 1120' north of intersection at Parker Grade School and one located 300' east of Parker east of the intersection. Marty Read seconded the motion. The motion passed 3-0.

The commission reviewed the minutes of two SEK Mental Health Center Governing Board meeting one held July 21, 1997 and the other August 18, 1997. No action taken.

The SEK quarterly officials meeting to be held October 16 in Woodson County was discussed. All three commissioners reported they plan to attend.

Harold Mooney Jr. motioned to approve six permits to bury water lines requested by Rural Water District #3. One located 1 mile East of Parker, one 2 miles east and ½ miles south of Parker, one 2 miles east and 1 mile south of Parker, one 3 miles east and 1 mile south of Parker, one 3 ½ miles east and 1 mile south of Parker and one 2 ¾ miles east and 1 mile south of Parker. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to sign release of life insurance cash value on policy #85-VA085823 from Victory Life Insurance Company for employee Charles A. Self. Harold Mooney Jr. seconded the motion. The motion passed 2-0 with Commissioner Trask abstaining.

The commission reviewed and approved the sheriff's monthly fee report for the month of August 1997.

The Commission reviewed a letter from the Department of Revenue, Division of Property Valuation. The letter stated that Linn County has met the criteria both statistically and procedurally and is in substantial compliance.

The issue of changing pay days to every two weeks was discussed. After a long discussion of whether or not to hold back a weeks pay if we changed, Harold Mooney Jr. motioned to leave the payday at once each month. Marty Read seconded the motion. The motion passed 2-1.

At the request of county counselor William Edwards, Charles Trask moved to recess from the Board of Commission meeting into executive session for fifteen minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk and county counselor attended the executive session.

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

No bids were received to plant fescue and wheat in the Pleasanton Industrial Park as advertised for. No action taken by the commission.

Dan Faubion, president of Faubion Central States Tank Company presented the commission with an overview of his business. After lengthy discussion, Marty Read motioned to sign a contract with Faubion Tank Company to sell them lot #7 in the LaCygne Industrial Park for \$1.00 on the condition that they construct a building within one year. Charles Trask seconded the motion. The motion passed 3-0.

Dean Schoenhals, owner of Northside Auto, Pleasanton met with the commission to discuss a letter he has received from the county concerning his storing wrecked vehicles for long periods of time. Schoenhals reported that most of the vehicles that are stored over the 30-day period are vehicles that the county sheriff's department requested he tow. He stated if he is forced to move vehicles after thirty days the county is going to have to decide what they want done with the cars they impound. After more discussion the commission tabled the issue until a later date.

Andy Mayhugh, Zoning Administrator, Pleasanton City Mayor, John Johnson and Merv Egbert, Pleasanton City, Planning Commission met with the Commission to discuss the county putting a moratorium on rezoning within the 2-mile area around the City of Pleasanton until the City of Pleasanton gets their comprehensive plan completed. Charles Trask motioned to put a 6-month moratorium on zoning changes within a 2-mile area around the city limits of Pleasanton. Marty Read seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director reported he has met with America One and Fort Scott Community College about the possibility of FCCC starting computer classes that would train prospective employees for America One.

The Commission reviewed a letter from the City of Prescott concerning the summer youth program grant given to the city by Linn

County.

Commissioner Trask left the meeting at 11:30 a.m. for a doctor appointment.

At the request of Arnold, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes for the preliminary discussion relating to the acquisition of real property. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Commissioner Mooney, Read, the clerk, county counselor and Arnold attended the executive session.

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

County Appraiser Steve Thompson reported that the computer he is purchasing and will be reimbursed for by the state, will cost the county approximately \$125.00 more than he first reported. The commission agreed to the purchase.

Marty Read motioned to sign a deed to sell lot #7 in the LaCygne Industrial Park and to have prepared a county deed to be signed by Faubion Central States Tank Company to transfer the lot back to Linn County incase they do not meet the terms of the contract. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

With nothing further on the agenda. Marty Read motioned to adjourn until 9:00 a.m., Monday, September 29. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

County Clerk

Chairman of Board

September 29, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member; Donald L. Proffitt, county clerk, William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$97,866.70; Employee Benefit, \$62,855.58; Appraiser, \$13,503.42; Rural Fire, \$4,121.07; Road & Bridge, \$58,920.96; Community Correction, \$33,091.43; Elderly, \$11,857.95.

The commission reviewed August 26, 1997 minutes of an S.E.K. Multi-County Health Board Meeting, held in Iola and an agenda for September 30, 1997 meeting, also to be held in Iola.

Richard Long, County Engineer discussed the Boicourt Bridge project with the commission. Long stated after discussing with KDOT and engineers he feels the project can continue. After discussing the problem with the footings and the piers the commission agreed to continue with the bridge.

Long reported that a letter received from KDHE shows that one well at the landfill came back with a high reading and will have to be monitored.

Long reported that the reason the Parker compactor was not open Wednesday, September 3, and questioned by Commissioner Mooney a couple of weeks ago was due to the fact that a buckle on the compactor had broken and had to be repaired, then the next day (Thursday) is the day the compactor is normally closed.

Long stated that he had checked the area at Holiday Lakes entrance. He feels the entrance to Holiday Lakes needs to be moved to the top of the hill for better visibility when pulling out on the blacktop. Also, he feels the speed limit in that area would need to be lowered to 35 m.p.h. to be safe. No action taken by the commission.

Long reported results from traffic counters on the road running east of LaCygne show an average of 100 cars per day and not enough to justify blacktopping it. The issue was tabled.

Steve Thompson, County Appraiser asked for and received the signature of the commission chair on the county appraisal maintenance plan for 1998. Marty Read motioned to sign the appraisal maintenance plan. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Andy Mayhugh, zoning administrator attended the executive session.

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

Andy Mayhugh, Zoning Administrator presented an application for rezoning of an 80-acre tract East of Mound City, requested by Ralph Myrick from Ag to Ag Residential. The Planning Commission previously approved the zoning change due to the fact that the zoning does agree with the counties comprehensive plan. Nearby landowners objecting to the change that attended the meeting and spoke against the change were Bill and Rubie Scott, and Kevin Danciak. Marty Read motioned to change the zoning from Ag to Ag Residential due to the fact it agreed with the counties comprehensive plan. Harold Mooney Jr. seconded the motion. After a lengthy discussion with those protesting the change, the commission voted 3-0 to approve the zoning change.

Pleasanton City Mayor, John Johnson, and Andy Mayhugh discussed with the commission zoning of the growth area around the City of Pleasanton. Charles Trask motioned to sign interlocal agreement with the City of Pleasanton providing for joint regulation of the land lying within the growth area of the city after striking section 6 (building code jurisdiction). Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of the interlocal agreement:

Charles Trask motioned to pass resolution #97-14 to adopt interlocal agreement with the City of Pleasanton and resolution #97-15 to establish a 6-month moratorium on rezoning in Pleasanton growth area. Marty Read seconded the motion. The motion passed 3-0. Following are copies of resolution #97-14 and 97-15.

Marty Read motioned to have a letter prepared and sent to Jerre Gamble, Refuge Manager, stating that the Linn County Commission supports a 150 yard buffer zone with no hunting next to any private property around the federal wildlife refuge south of the Marais Des Cygne River. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

With nothing further on the agenda. Marty Read motioned to adjourn the commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

After adjournment and at the request of Economic Development Director, Dennis Arnold, Harold Mooney Jr. motioned to reconvene the Board of Commission meeting. Marty Read seconded the motion. The motion passed 3-0.

At the request of Arnold, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes for the preliminary discussion relating to the acquisition of real property. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, and Arnold attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

As a result of the executive session, Harold Mooney Jr. motioned to offer Dale Lawhead \$55,000.00 for 27 acres across the road East of the LaCygne Industrial Park. Charles Trask seconded the motion. The motion passed 3-0. The purchase of the ground will be for expansion of the LaCygne Industrial Park.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, October 6. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

October 6, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Donald L. Proffitt, county clerk, William Edwards, county counselor. Commissioner Charles Trask was absent.

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

The commission approved the following pays/special pays: General, \$7,839.03 and Elderly, \$886.70.

Marty Read motioned to move the October 13th meeting date to Tuesday, October 14th, due to October 13th being a holiday and county offices will be closed. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Harold Mooney Jr. motioned to approve Blue Mound and Pleasanton Senior Center quarterly reports. Marty Read seconded the motion. The motion passed 2-0.

Marty Read motioned to approve upgrading four computers at approximately \$1,000.00 each to allow them to be compatible with the new network that is to be installed. Harold Mooney Jr. seconded the motion. The motion passed 2-0. Computer upgrades will be one each in the appraiser's office, treasurer's office, planning and zoning and the nutrition department.

At the request of the county counselor, Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The commissioners, clerk and county counselor attended the executive session.

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

As a result of the executive session, the county counselor addressed an article in the Linn County News last week that the commission felt was biased concerning an article on a zoning change. The commission felt that since the article was not an editorial but was the minutes of the commission meeting that the article contained too much sensationalism beginning with the headline "Landowners beware."

The county counselor stated the reasons the commission used to rezone the property in question as follows:

- A. Character of the neighborhood
- B. The zoning and uses of properties nearby
- C. The suitability of the subject property to its present use
- D. The extent to which removal of the present zoning will detrimentally affect nearby property
- E. The length of time the subject property has remained vacant
- F. The relative gain to the public health, safety, and welfare by the destruction of the value of the nearby property as compared to the hardship imposed upon the individuals landowner
- G. The recommendations of the county's permanent or professional staff; and
- H. The conformance of the requested zoning change to the adopted Linn County Comprehensive Plan

The county counselor reported that any deviation from these rules would water down the county zoning laws so that they could not defend them in court.

Linn County Engineer, Richard Long reported construction should resume on the Boicourt Bridge by the first of November.

Long stated the Lake Region R.C.&D had reimbursed the county \$3,030.94 for tires for the recycling trailer.

After viewing prices of \$6.63 each for the base section for sign posts, the Commission asked Long to check prices on square tubing and the possibility of the county making them.

Harold Mooney Jr. motioned to approve three permits to bury water line requested by R.W.D. #1 located ½ miles east of LaCygne. One located ½ miles east and 1½ miles North of LaCygne and one located 1 mile north of LaCygne. Marty Read seconded the motion. The motion passed 2-0.

Harold Mooney Jr. motioned to approve telephone cable burial requested by Sprint United located 2 miles south and 1 ¾ miles west of Parker. Marty Read seconded the motion. The motion passed 2-0.

At the request of Richard Long, Marty Read motioned to recess from the Board of Commission into executive session for ten minutes for a personnel matter. Harold Mooney Jr. seconded the motion. The motion passed 2-0. The commissioners, clerk, county counselor and Long attended the executive session.

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

Marilyn Augur, Nutrition Director presented the commission with a contract for dietician services with Eleanor Watson. Marty Read motioned to sign contract for dietician services with Eleanor Watson beginning October 1, 1997. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

Augur reported Bernice Morrison, site manger at Parker Center, has resigned and that she will advertise to fill this position.

The commission by consensus approved installing new guttering on the Pleasanton Senior Center while they are installing vinyl siding, the cost for gutter and installation is \$560.00.

Augur reported they have repaired the floor and air-conditioning duct at LaCygne Center.

The commission agreed to have the Centerville Senior Center roof patched for \$250.00 and to have new tin put on the porch roof at the Parker Senior Center for \$561.00.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Tuesday, October 14. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

October 14, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, vice chairman; Charles Trask, member; Don Proffitt, county clerk, William Edwards, county counselor. Commissioner Mooney was absent.

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

The commission approved the following pays/special pays: General, \$118,887.08; Appraiser, \$2,115.30; Rural Fire, \$17,882.41; Road & Bridge, \$147,519.96; Community Corrections, \$25,399.03; Law Enforcement Trust, 70.90; Elderly, \$11,354.06.

Marty Read motioned to recess from the Board of Commission meeting for fifteen minutes into an executive session to discuss a legal matter. Charles Trask seconded the motion. The motion passed 2-0. No action taken as a result of the executive session.

Charles Trask motioned to contract with Diehl, Banwart, Bolton, Jarred & Bledsoe to perform the 1997 county audit at \$9,555.00 plus travel and to perform the 1999 budget work at \$1,525.00 plus travel. Marty Read seconded the motion. The motion passed 2-0.

Charles Trask motioned to approve the Prescott Senior Center quarterly report for quarter ending September 30, 1997. Marty Read seconded the motion. The motion passed 2-0.

The commission reviewed and approved the sheriff's monthly fee report for month of September 1997.

Fire Coordinator, Diane Van Kirk opened bids for (3) Blue Mound Fire Trucks. Bids received were as follows:

	Ralph Kastl Blue Mound	George Ferguson Blue Mound	Dan Agee Blue Springs, MO	Volunteer Fire Everest, Kansas
1956 International	\$ 351.35	\$ 870.00	\$ 760.00	\$ 501.00
1957 International	\$ 350.00	\$ 820.00	\$ 560.00	\$ 501.00
1972 Ford	\$ -----	\$ 810.00	\$ 355.00	\$ 4,001.00

Charles Trask motioned to accept bids of \$870.00 and \$820.00 for each of the 2 International Trucks from George Ferguson, Blue Mound and to accept the bid of \$4,001.00 for 1972 Ford Truck from the Everest, Kansas, volunteer fire department. Marty Read seconded the motion. The motion passed 2-0.

Marty Read motioned to renew a contract with Wes Ungeheur for Ungeheur to buy white goods at the compactor site at \$16.50 per ton from the county. Charles Trask seconded the motion. The motion passed 2-0.

Marilyn Augur, Nutrition Director and the commission discussed the SEKCAP Transportation agreement. Charles Trask motioned to approve transportation agreement with SEKCAP for next year. Marty Read seconded the motion. The motion passed 2-0.

Augur presented notification of a grant award. Marty Read motioned to approve the notification of grant award for C-1 and C-2 congregate meals for FY-98. Charles Trask seconded the motion. The motion passed 2-0.

Linn County Treasurer, Ellie Davey, presented interest earnings thru September 30, 1997. The county has received \$8,423.26 more in interest than at this same time last year.

Bernard Streeter and Larry Murray presented the commission with bids for concrete work. Those bids received were from Mike Goucher, Pleasanton, \$9,200.00; McIntosh Construction, LaCygne, \$12,038.00; Pemberton Construction, LaCygne \$12,985.00; Frank Johnson, Pleasanton, \$16,040.00. Marty Read motioned to accept the bid of \$9,200.00 from Mike Goucher, Pleasanton, Charles Trask seconded the motion. The motion passed 2-0. Streeter will have a contract prepared and get proof of liability insurance and workmans compensation insurance.

At the request of Zoning Administrator, Andy Mayhugh, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue. Charles Trask seconded the motion. The motion passed 2-0. The commission, clerk, and county counselor and Mayhugh attended the executive session.

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

Glenn Farrell, vice chairman of the Linn County Emergency Communications Board presented the commission with proposed By-Laws of that board. The commission reported they could not accept the By-Laws as proposed noting that "approval from the county commission" and "all disbursements will require authorization by the Linn County Commission in keeping with commission standards by category or specific items" had been deleted from the proposed By-Laws. Marty Read motioned to not accept the By-Laws as written. Charles Trask seconded the motion. The motion passed 2-0.

Charles Trask motioned to recess from the Board of Commission into executive session for fifteen minutes for a legal matter. Marty Read seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Sheriff Marvin Stites attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded

the motion. The motion passed 2-0. No action taken as a result of the executive session.

Marty Read motioned to recess from the Board of Commission meeting for fifteen minutes into an executive session to discuss a personnel matter. Charles Trask seconded the motion. The motion passed 2-0. The commission, clerk, county counselor, and sheriff attended the executive session.

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

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, October 20th. Charles Trask seconded the motion. The motion passed 2-0.

County Clerk

Chair of Board

October 20, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member; Donald L. Proffitt, county clerk, William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commissioners approved the following pays/special pays: general \$8,735.00; elderly, \$100.00.

Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

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

Richard Long, County Engineer and the commission discussed chipping and sealing the roads in the Linn County Fairgrounds. The commission agreed to furnish the oil for the project.

Long reported he would like to hire Franklin Leonard as part-time employee in the sign department. Marty Read motioned to hire Franklin Leonard as part-time employee in the sign department effective November 1, 1997 at \$5.65 per hour and that Leonard will work less than thirty hours per week. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Long reported he had received a quote from Doherty Ornamental Iron Inc. and Uni Strut Midwest, K.C. Missouri for price on steel post and base posts for E911 signs. Prices from Uni Strut \$17.00 for galvanize post and base and Doherty price is \$15.70 but the would have to be galvanized. Marty Read motioned to purchase 700 posts and bases from Uni Strut Midwest at approximately \$17.00 per post and base. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read motioned to publish notice to vacate two county roads in Section 16, Twp. 20S, Range 24 East. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following are copies of the notices:

Marty Read motioned to approve two permits to bury water line requested by R.W.D. #3. One located 5 miles east and 1 mile south of Parker and one located 4 miles east and 1 mile south of Parker. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Ellie Davey, County Treasurer presented the reconciliation of 1996 taxes. Also, discussed delinquent personal property and real estate taxes.

At the request of the County Counselor, Charles Trask motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and county treasurer attended the executive session.

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

Economic Development Director, Dennis Arnold reported that Dale Lawhead has asked if when he has an auction at the property the county is purchasing from him across from the LaCygne Industrial Park, if he could auction off the outbuildings and keep the proceeds. After discussion the commission decided that he could only sell his personal property and not any of the buildings.

Also Arnold reported America One is getting closer to being ready to erect their building in the LaCygne Industrial Park.

Linn County Rural Fire Coordinator, Diane Van Kirk reported that the Ford Fire Truck that was sold by bid last week to the Everest Volunteer Fire Department had a 500 G.P.M. pump instead of 750 G.P.M. that we advertised. Everest's representative told Van Kirk that if they had known the correct size of the pump they would not have offered as much for the truck. After discussion the commission agreed to offer to sell the 1972 Ford Truck to them for \$2,000.00. Van Kirk will let them know the decision.

Zoning Administrator Andy Mayhugh reported he plans to attend a Kansas Water Plan Vision Summit November 13, in Salina and invited the commissioners to attend.

At 11:50 a.m. Marty Read motioned to recess the meeting for fifteen minutes and drive to the location of the fence view between Steve Johnson and Jim Hendrix property. Charles Trask seconded the motion. The motion passed 3-0.

At 12:05 p.m. the commission met and reviewed the fence between the Johnson and Hendrix property. After driving the fence line Marty Read motioned to approve both halves of the new fence as a legal fence according to the fence laws of the State of Kansas. Charles Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, October 27. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

October 27, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member; Don Proffitt, county clerk; William Edwards, county counselor.

Charles Trask moved to approve the minutes of the last regular meeting as printed. Harold Mooney Jr. seconded the motion. The motion passed 2-0.

The commission approved the following pays/special pays: General, \$139,003.70; Employee Benefit, \$66,398.29; Community Policing, \$1,915.30; Appraiser, \$13,372.01; Rural Fire, \$3,668.16; Road & Bridge, \$63,654.45; Community Correction, \$29,417.38; DARE \$1,962.07; Elderly, \$11,925.11.

The commission reviewed the minutes of a September 30, 1997 SEK Multi-County Health Building Meeting and the agenda for an October 28 meeting.

Franklin Baldwin, county resident, met with the commission to discuss the conditional use permit that is on the agenda for next weeks meeting. He is against the permit that would allow a residential center for children in need of care. Commission took no action.

Marty Read motioned to publish notice to vacate a road in 21-23-22E known as the J. H. New Road. Charles Trask seconded the motion. The motion passed 3-0.

At the request of County Engineer Richard Long, Marty Read motioned to purchase a plasma cutter from Kirkland Welding for \$1,200.00. Charles Trask seconded the motion. The motion passed 3-0.

Long reported work has been started on the Boicourt Bridge project.

The Commission agreed to close the Counties Transfer Station 4 days for Thanksgiving weekend, Thursday through Sunday. Long will put notice in the Linn County Newspaper.

Marty Read motioned to purchase a hydraulic driver to set posts for E-911 road signs for approximately \$2,000.00. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to renew the contract with Fern Bolen, Pleasanton to transport elderly in Pleasanton at \$175.00 per month plus \$36.70 every six months for insurance. Charles Trask seconded the motion. The motion passed 3-0.

At the request of Nutrition Director, Marilyn Augur, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes for a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Augur attended the executive session.

Marty Read moved to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

As a result of the executive session, Harold Mooney Jr. motioned to hire Lois Hicks as the Parker Site Manger. Marty Read seconded the motion. The motion passed 3-0. Hicks will be a part time employee at \$5.76 per hour and will be on six months probation.

Linn County Fire Coordinator, Diane Van Kirk presented preliminary maps for road names and numbers for E-911.

Marty Read motioned to recess from the Board of Commission meeting into an executive session for a legal matter. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk and county counselor attended the executive session.

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

At 10:40 a.m. Marty Read motioned to adjourn until 9:00 a.m., Monday, November 3. Charles Trask seconded the motion. The motion passed 3-0. Adjournment was early due to funeral services at 11:00 a.m. for J.D. Cox, retired county employee.

County Clerk

Chair of Board

November 3, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member, Donald L. Proffitt, clerk, and William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission chairman signed the following add/abate/refund order numbers: real estate #910 through 937 and personal property #1616 through 1639.

The commission signed a transportation agreement with Fern Bolen, Pleasanton that was approved at last weeks meeting.

Marty Read motioned to sign lease agreement with William and Melissa Gilmore to lease the airport runway. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of that lease agreement:

The commission reviewed a letter from SEK Mental Health Center stating that Rose Kane's term on the Center's Governing Board expires December 31, 1997. Commissioner Trask asked the clerk to contact Kane and see if she is interested in being reappointed.

Marty Read motioned not to have a commission meeting the week of November 17 due to commissioners attending the annual K.A.C. Conference in Wichita. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Harold Mooney, Jr. motioned to approve (2) permits to bury pipe requested by Rural Water District #3, one located 2 miles east and 2 miles south of Parker and one located 2 miles east and 3 miles south of Parker. Charles Trask seconded the motion. The motion passed 3-0.

Richard Long, County Engineer discussed the proposal to close road north of the Boicourt Bridge. Long stated that due to objections to closing the road he proposed that the commission not close the road. The commission took no action, thereby leaving the road open.

Long presented the commission with plans to add onto the transfer station building. The addition would be needed to increase storage for recycling and would be 75% paid for from a recycling grant. After discussion Charles Trask motioned to approve plans for addition to transfer station if the county receives the 75% grant from the state. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Also, discussed building a storage area for glass, cardboard storage and rebuilding containers. No action taken by the commission.

Long stated the track loader at the landfill needs the under carriage repaired. Long presented a quote from Martin Tractor Company for \$9,887.73 and one from Hume Automatic welders for \$10,300.00. Charles Trask motioned to accept the bid from Martin Tractor for \$9,887.73 to rebuild the undercarriage. Marty Read seconded the motion. The motion passed 3-0.

Long reported work has been started back on the Boicourt Bridge. It will probably be two weeks before construction is back at the point before it was flooded out. No action taken.

Long reported on a meeting with Holiday Lake Homeowners Association. The Homeowners Association would like to have a no left hand turn sign installed at the west Holiday Lakes entrance. Charles Trask motioned to install a stop sign and a no left turn sign for traffic coming out of the west Holiday Lakes entrance. After discussion pointing to the fact that this is only a temporary solution and the need to try to get the Homeowners Association to move the entrance to the top of the hill. A vote was called and passed 2-1 to install the sign.

After Zoning Administrator Andy Mayhugh presented Conditional Use Permit #089716, Marty Read motioned to approve CUP #089716. Charles Trask seconded the motion for a residential in-need of care home for children, ages 7 through 12 requested by Bonnie Patton. After Patton spoke in favor of the home Hollie Breedlove spoke against the home fearing for the safety of her 6-year old son and herself. Herman and Madge Keitel spoke against the home due to fear of damage to their property next door. Lewis Dale spoke against the home feeling it should not be in an agricultural area and fearing for his and his wife's safety. Franklin Baldwin spoke against the home, stating that it is just a bad situation. Grace Rieder and Keith Couch spoke in favor of the home. Both stated that the neighbors and all of Linn County needs to show some compassion for the kids that would be affected by the home. It was also noted that some of these kids would be from Linn County. It was noted that the planning commission had approved the C.U.P. by a 4-3 vote and also that a protest petition by 20% of the adjoining landowners had been filed that would require a unanimous vote by the commission. A vote was called and was 2-1 in favor of the C.U.P. not being a unanimous vote, the C.U.P. was denied.

Ernie Davidson, SEK Multi-County Health Director discussed several problems in Linn County concerning sewage problems. In particular Lake Chaparral bath houses. Davidson has inspected the sewage from the bath houses and has ordered them closed. Davison also advised the commission that Linn County really needs to start looking for a solution to sanitation problems in the county. The commission agreed with Davidson.

Dennis Arnold, Economic Development Director reported that the chances look good for getting a \$245,000.00 grant for \$350,000.00 infrastructure project in the Industrial Parks in the county. It would be a 70% - 30% grant with the county putting in \$105,000.00 matching in cash or in kind labor.

Also, Arnold reported America One is meeting with the Bond Council and should be ready to proceed with their building before long.

With nothing further on the agenda, Harold Mooney Jr. motioned to adjourn until Monday, November 10th at 9:00 a.m.. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

November 10, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member, Donald L. Proffitt, county clerk and William Edwards, county clerk.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$125,367.88; Appraiser, \$4,561.43; Rural Fire, \$7,366.67; Road & Bridge, \$87,270.87; Community Corrections, \$17,322.48; DARE \$10.40; Elderly, \$6,813.11.

The commission chairman signed the following add/abate/refund order numbers: personal property #1640-1645.

Charles Trask motioned to reappoint Rose Kane to a 3-year term on the SEK Mental Health Center Governing Board. Marty Read seconded the motion. The motion passed 3-0.

The clerk reported that it is time to go out for bids on the counties insurance package and gave the commissioners a list of county buildings and the amount of insurance on each at present. The clerk asked for any changes the commission would like to make. The clerk presented the commission the levy sheet for the county for 1997 taxes and discussed percentages that each taxing entity received. No action taken.

Richard Long, county engineer discussed closing a road on the county line south of Blue Mound, requested by Dennis Dahlke. After discussion and a phone call from the Bourbon County Commission stating they would not agree to closing the road, the commission instructed Dahlke to talk to the Bourbon County Commission and see if they would be willing to close the road after he presents his reasons to them. It will take both county commissions to close the road since it is the county line.

Long and Darrell Lane, Solid Waste Coordinator discussed improvements to the transfer station and recycling containers. Marty Read motioned to purchase three cardboard recycling containers next year if a planned grant comes through. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The total cost would be \$3,500.00 with the county share being 25% of that amount.

Long stated that U.S.A. Waste has a new supervisor, Skip Drew for this area. Long feels that possibly from now on U.S.A. Waste may take all of the counties trash at the contracted price of \$17.45 per ton. This would eliminate the need for Linn County to haul trash to Allen County.

Lane reported that K.D.H.E. has agreed to dispose of all of the counties pre law tires at no charge to the county.

Harold Mooney Jr. motioned to approve two permits to bury telephone cable requested by Peoples Mutual Telephone Company. One located straight north of LaCygne to the Miami County line and one located straight north of LaCygne just 1 mile south of the Miami County line. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve a permit to bury water line requested by R.W.D. #1 located straight north of LaCygne, one mile south of the Miami County line. Marty Read seconded the motion. The motion passed 3-0.

Long reported that he spoke to the Holiday Lake Association and that they had voted to install a stop sign and a no left turn sign coming out of their west entrance. They also asked for a speed limit sign on Tiger Road, Long told them the county is not in favor of the speed limit sign, but would like to see the entrance moved to the top of the hill.

Long reported that he has contacted two geologists to take core samples on the road running west from 69 Highway to 7 Highway west of Prescott. The road was never based when it was black topped. He would like to see what material the road bed consists of before repairing the road. Charles Trask motioned to accept the bid from Tera Con of \$1,600.00 to core sample the road. Harold Mooney Jr. seconded the motion. The motion passed 3-0. A bid had also been received from G.O. Systems at \$1,925.00.

Maryl Tuggle reported that a road sign had been knocked down near her home and asked that it be put back up. Long reported he would take care of it.

Skip Childress, Karen Peery and Lena Dick, Arts & Crafts Committee members met with the commission to discuss an increase in booth rental that has been requested by the fair board. Arts and Crafts has been paying \$2.00 per space for booths not in the 4-H Building or under tents that Arts & Crafts rent. The Fair Board has asked for \$10.00 for all booths spaces the Arts & Crafts Committee does not feel like \$10.00 per booth (almost \$6,000.00) is fair as it would not leave them any money to spend for their projects within the community (like giving scholarships, or donating to community projects). The Arts and Crafts Committee feels \$5.00 per booth space that are not in the 4-H Building or under tents would be agreeable plus paying the electric bill and mowing and the cleanup. They would also like to see a long term contract to keep this disagreement from coming up in the near future. The commissioners reported they would like to see a solution and will talk to fair board members.

Andy Mayhugh, Zoning Administrator presented zoning changes from Ag to Ag Residential and lot split requested by Larry Ligman, Mound City on 7 Highway South of Farlinville. The Planning Commission approved the request. Marty Read motioned to approve the zoning change and lot split as requested. Charles Trask seconded the motion. The motion passed 3-0.

The next issue brought before the commission is a new platt for part of Holiday Lakes that lays on the south side of Tiger Road. Requested by Jim Bird. The Planning Commission has approved the new plat that consolidates several lots. Charles Trask motioned to approve the plat as presented. Marty Read seconded the motion. The motion passed 3-0.

The next issue presented was a subdivision platt requested for Deer Trail Subdivision requested by Susan Thomas, 2 miles north of LaCygne. After discussion of an entrance on the north side of the property onto a major collector between two curves. Charles Trask motioned to approve the subdivision providing that in one year a cul-d-sac be put in on the north side of the property and

that a sufficient bond be provided by Thomas to insure this and that Thomas can sell lots on the south side of the property before this is done. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The Planning Commission had approved this platt by a 4-3 vote.

Mayhugh and the commission discussed the requirements of a protest petition for a conditional use permit. Charles Trask motioned for the Planning Commission to take the appropriate steps to do away with the protest petition for a conditional use permit. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Mayhugh also asked that two other items be looked at by the planning commission at the same time. One is to change wording in the zoning regulations to cover the inter local agreements with cities concerning their growth areas. The commission agreed with Mayhugh.

Concerning the 2nd item, the Commission and Mayhugh discussed the possibility of lowering the requirements that any property under 40 acres be rezoned as Ag/residential. This item will be put on the planning agenda.

Charles Trask motioned to accept the resignation of Andy Mayhugh from the Lake Region RC&D Board and to replace him with Darrell Lane. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Bruce Holt, Park Director reported that last week their had been a fire in cabin #4 at the park. The replacement cost for the building will be \$14,661.34 plus some contents. Charles Trask motioned to accept the insurance adjusters estimate. Marty Read seconded the motion. The motion passed 3-0.

Holt reported KCP&L is finally getting electricity to some of the new camping areas. Holt plans to add 12 or 13 new camp sites.

Harold Mooney Jr. motioned to recess from the Board of Commission meeting for fifteen minutes into an executive session to discuss a legal matter. Marty Read seconded the motion. The motion passed 3-0. The Commission, Clerk, County Counselor and Bruce Holt attended the executive session.

Charles Trask motioned to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Charles Trask motioned to adjourn until 9:00 a.m., Monday, November 24th. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

Chair of Board

November 24, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member; Donald L. Proffitt, county clerk; William Edwards, county counselor.

Marty Read motioned to approve the minutes of the last regular session as printed. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission approved the following pays/special pays: General, \$86,150.59; Employee Benefit, \$73,239.15; Community Policing, \$2,125.77; Appraiser, \$13,785.07; Rural Fire, \$6,039.95; Road & Bridge, \$55,707.94; Special Machinery, \$58,276.00; Community Correction, \$29,566.16; DARE, \$2,163.45; Elderly, \$11,533.60.

The Commission Chairman signed the following add/abate/refund order numbers: Real Estate 938 -941 and Personal Property 1646 through 1652.

The Commission reviewed minutes of the October 28, 1997 SEK Multi-County Health Board and notice of a November 25, 1997 board meeting.

Richard Long County Engineer reported there are still some problems with pier movement on the Boicourt Bridge. He is supposed to meet at the bridge this morning to try and find a solution. Also he is going to have Cook, Flatt & Strobel Engineering Firm there.

Harold Mooney Jr. motioned to approve two permits to bury telephone cable requested by Sprint United located 1 mile east and 2 miles south of Parker. Marty Read seconded the motion. The motion passed 3-0.

Long reported that Continental Coal Company is planning on opening a mining operation near Mantey. They are wanting to mine through a county road. Commissioner Read asked that Long find out how the nearby neighbors feel. This item will come up before the Planning Commission.

Long reported he would like to ask for bids to replace a 1988 backhoe in Road District #2. The Commission gave Long approval to ask for bids.

Long also would like to get a new lowboy trailer for District #3. He presented bids from Martin Tractor for a Load King Lowboy for \$29,743.00 with trade and a bid from Sellers Tractor for a Holden Lowboy for \$35,000.00 with trade. Marty Read motioned to purchase the Load King Lowboy from Martin Tractor for \$29,743.00. Charles Trask seconded the motion. The motion passed 3-0.

The commission reviewed and approved the Sheriff's monthly fee report for the month of October 1997.

Marty Read motioned to sign a contract with Mike Goucher Construction Company, Pleasanton for concrete work for \$9,200.00 that had been prepared by the county counselor and signed by Goucher. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to send Notice to Lincoln Township Board for renewal application for C.M.B. License for the Outpost Inn and the Desperado Inn. Charles Trask seconded the motion. The motion passed 2-1.

At 10:00 a.m. bids were opened for three new patrol cars, two for the Sheriff's Department and one for District Court. Bids received for the District Court vehicle outright from Beckman Motors for \$22,466.00. Outright bid from Cox Motors was \$22,366.00. Beckman did not bid on the two vehicles with trade-in. Cox Motor bid \$20,300.00 with trade-in of a 1992 Ford and \$20,110.00 with trade-in of a 1993 Ford. Harold Mooney Jr. motioned to purchase all three 1998 Ford patrol cars from Cox Motor Company and trade-in the 1992 and 1993 Ford cars for a total difference of \$62,776.00. Charles Trask seconded the motion. The motion passed 3-0.

Sheriff Stites asked the commission if he could get carpet for the Sheriff's Department building. The Commission asked Stites to price carpet locally and then for him to decide on where to buy and go ahead and have the carpet laid. Approximate cost agreed to be \$15.00 per yard.

Harold Mooney, Jr. motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal issue with the county counselor. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk and county counselor attended the executive session.

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

At the request of the County Treasurer, Ellie Davey, Marty Read motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal issue with the county counselor. Charles Trask seconded the motion. The motion passed 3-0. The commission, treasurer, clerk and county counselor attended the executive session.

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

Fire Coordinator Diane Van Kirk and Assistant Engineer Larry Robinson discussed with the commission an E911 road map and names. After discussion Harold Mooney Jr. motioned to approve the road map names and numbers. Charles Trask seconded the motion. The motion passed 3-0. Charles Trask motioned that he felt 6" letters were too large. After the motion it was agreed by consensus that the committee should look at using the shortest names on the list first and using smaller letters, also it was stated by Commissioner Read that he didn't really like putting a W between house numbers and the street numbers all the way across the county from the east side to the west side.

Van Kirk asked for permission to purchase some equipment from the Emergency Preparedness Budget. Marty Read motioned to purchase \$6,666.15 for carbon dioxide testers, booms and buckets for catching spills, eye wash stations, pumps and absorbent kits. Charles Trask seconded the motion. The motion passed 3-0.

Bruce Holt, Park Director reported that a transformer that needs installed for his new campsite would be \$3,199.00. Marty Read motioned to purchase the transformer from KCP&L at \$3,199.00. Also, the secondary wiring and water line for the campsite. Charles Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director gave the commission an update on America One and issuance of the COPS for the project. Also, that Tri-Angle Builders will be the contractors. Also that the City of LaCygne has promised up to \$15,000.00 to help put in their parking lot.

Marty Read motioned to pass resolution #97-16 to make application to the KPERS optional insurance program. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of Resolution #97-16.

It was discovered that the county had received bids from Beckman Motors for the Beckman bids two sheriff cars with the trade-ins. Beckman bid \$20,350.00 plus 92 model trade-in and \$20,150.00 plus 93 model trade-in and it was noted that this bid was higher than the Cox Motor Company bids that were approved earlier. The Commission by consensus will stay with the Cox bid.

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Dennis Arnold attended the executive session.

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

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m. Monday, December 1. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

County Chairman

December 1, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Harold Mooney Jr., chairman; Marty Read, vice chairman; Charles Trask, member, Donald L. Proffitt, county clerk, William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The Commission Chair signed the following add/abate/refund order numbers: personal property 1653 - 1658.

Commissioner Read reported he had a request to put a four-way stop sign at the intersection of 1095 and Snow Hill Road. After discussion the commission decided to wait until KDOT can do a study of the intersection to determine if it should be a 4-way stop.

Harold Mooney Jr. motioned to appoint Marty Read as Commission Chair and Charles Trask as Commission Vice Chair for the 1998 year. Charles Trask seconded the motion. The motion passed 3-0. The reason for the early election is so that a new signature stamp can be ordered before January pays.

The clerk reported the county had received a partial payment for the cabin at the Linn County Park that burned. However, there is still some dispute over the remaining amount to be paid to the county. The insurance company has only agreed to pay \$7,710.35 due to the building not being insured for 90% of its value. The commission feels we should be paid for the amount of insurance that we have on the building, \$9,800.00. They will wait for the insurance companies response.

The commission reviewed the minutes of a September 15th, 1997 SEK Mental Health Center Governing Board meeting.

The clerk reported he received a call from Don Omer who lives on a road between Prairie View School and Cadmus had called about tires being dumped on his property. He would like to clean the area up but doesn't feel he should have to pay the disposal fee. The commission asked the county engineer to contact Omer and look at the problem. If it appears the tires have been dumped over a period of time, the county will waive the disposal fee.

Linn County Engineer, Richard Long presented the commission with two proposals to vacate roads. One being an alley in Trading Post and the other one a road northeast of Pleasanton. After reviewing both areas the commission decided not to publish to vacate the roads.

Long reported there will be a defensive driving school at the fairgrounds at 8:00 a.m., Wednesday, December 10th for the counties road employees.

The commission approved for Long to replace two road department vehicles, a 1990, F-150 in District #2 and a 1988 F-150 all district pickup. Marty Read motioned to advertise for bids to replace the two pickups. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The commission and Long discussed painting stripes on the counties black top road. Long feels we would probably be better off hiring the stripping; done rather than for the county to purchase a machine and vehicle and doing it ourselves.

Long reported that the Marais Des Cygne River is about half bank full and the work on the Boicourt Bridge has been held up. Also, that more piling and bracing is going to have to be added to support the bridge.

Jim Martin, Martin Construction Company met with the commission to discuss a problem with the beams being set crooked on the Campbell Bridge. The counties set the beams and Martin would like to see the Beams straight so he can form and pour the bridge. After discussion it was agreed that Long will have the beams straightened so Martin can finish the bridge.

At the request of County Attorney John Sutherland, Harold Mooney Jr. motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county attorney and county counselor attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0. As a result of the executive session, Marty Read motioned to approve changing Jo Clark from Clerk III status to Administrative Assistant with 5 plus years and increase her pay to \$1,577.29 per month effective December 1, 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

At Sutherland's request, Marty Read motioned to apply for a Victims Assistant Grant that if the county receives it would allow the county to have a Victim Witness Coordinator. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to approve the county attorney to purchase a laptop computer for his use from the Bad Check Fund for approximately \$2,500.00. Charles Trask seconded the motion. The motion passed 3-0.

Gene Bonham, Community Corrections Director discussed the new Juvenile Justice Authority Program that will require Community Corrections to provide case management services to juvenile offenders in custody of J.J.A. that had previously been supervised by SRS. Funding will probably be the critical issue. After lengthy discussion, Marty Read motioned to sign a contract with Juvenile Justice Authority. Charles Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charles Trask motioned to adjourn until 9:00 a.m., Monday, December 8, Marty Read seconded the motion. The motion passed 3-0.

County Clerk

County Chairman

December 8, 1997

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, vice chairman; Charles Trask, member; Jennie Carbon, deputy county clerk; William Edwards, county counselor. Commissioner Mooney was absent.

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

Charles Trask motioned to approve the following pays/special pays: General, \$101,857.72; Appraiser, \$7,990.93; Rural Fire, \$4,860.28; Road & Bridge, \$81,254.94; Community Corrections, \$6,450.92; Law Enforcement Trust, \$303.90; D.A.R.E., \$31.20; Elderly, \$8,680.99. Marty Read seconded the motion. The motion passed 2-0.

The Commission Chair signed the following add/abate/refund order numbers: personal property 1659 & 1660.

The commission reviewed a letter from Whitney Damron requesting a meeting with the commission. The commission agreed to meet with their representative at a later date.

Charles Trask motioned to sign a letter of support for grants to rebuild Fort Montgomery in the Mound City Historical Park. Marty Read seconded the motion. The motion passed 2-0.

Richard Long and Diane Van Kirk discussed the length of 911 names and letter height. Consensus to leave road names as originally proposed and to adjust height or abbreviate where necessary to fit on a 36" maximum length sign. Names containing 8 letters or less will be 6" in height and names containing 9 letters or more will be 4" in height.

Long discussed putting a four-way stop sign at the intersection of 1095 and Snow Hill Road. Marty Read asked Long to check into putting a "stop ahead" sign on the approach to the intersection on 1095.

Bruce Holt informed the commission that the Park & Marina had receipts of \$196,000.00 in 1996 and \$211,000.00 to date in 1997.

Holt updated the Commissioners on the condition of the burned cabin at the Park. The commission gave Holt permission to purchase approximately \$2,500.00 to \$3,000.00 worth of materials to repair the cabin from the Park Fund.

Dennis Arnold informed the commission that America One prefers a 9 acre tract out of the 27 acre tract instead of being by the railroad tracks in the Industrial Park. Arnold will check into the cost of bringing utilities under the road to the building site.

The commission gave approval to allow Baker's Thriftway in Pleasanton to sell the Linn County Mugs as Arnold requested.

At Arnold's request, Marty Read motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal matter. Charles Trask seconded the motion. The motion passed 2-0. The commission, county counselor, and Arnold attended the executive session.

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

County Appraiser, Steve Thompson presented the commission with information on digital cameras. Marty Read motioned to purchase a Kodak Digital camera for \$799.95. Charles Trask seconded the motion. The motion passed 2-0.

Thompson updated the commission on valuing Ag ground. Thompson informed the commission that he has budget money available to have aerial photos taken of Linn County in 1998. Thompson also informed the commission that he will need additional equipment to handle the digital aerial photos.

Marty Read motioned to close the county offices at Noon on Wednesday, December 24 and to be closed all day on Friday, December 26 in the observance of Christmas. Charles Trask seconded the motion. The motion passed 2-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, December 15. Charles Trask seconded the motion. The motion passed 2-0.

County Clerk

County Chair

December 15, 1997

The Board of Linn County Commissioners met in a regular session. Those present were: Harold Mooney Jr., Chair; Marty Read, Vice Chair; Charles Trask, member; Donald L. Proffitt, County Clerk, and William Edwards, County Counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The county approved the following pays/special pays: General, \$4,189.38; Rural Fire, \$541.35; Road & Bridge, \$814.87; Elderly, Fund, \$450.22.

The commission chairman signed the following add/abate/refund order numbers: personal property 1661.

Marty Read motioned to pass resolution 97-17 to cancel four county warrants. Harold Mooney Jr. seconded the motion. The motion passed 3-0. Following is a copy of resolution 97-17:

Harold Mooney Jr. motioned to send Notice to Lincoln Township Board of C.M.B. License renewal application for the Linn County Park Marina and for the Stat Stop. Charles Trask seconded the motion. The motion passed 2-1.

Harold Mooney Jr. motioned to approve 1998 C.M.B. License for the Desperado Inn, LaCygne and the Outpost, LaCygne. Charles Trask seconded the motion. The motion passed 2-1.

The Clerk reported that the Park Crafts and Treasurers in the Linn County Park plans to close permanently December 21st.

The Clerk also reported that a letter from Northwestern National Insurance Company states that they will pay for the full amount of damage to the cabin at the park that burned, minus the \$500.00 deductible.

Marty Read motioned to recess from the Board of Commission meeting for 10 minutes into an executive session to discuss a personnel matter. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk and county counselor attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to give Darrell Lane, Solid Waste Coordinator a .21 cent per hour raise effective January 1, 1998. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

Marty Read motioned to give Larry Murray Custodial Maintenance Department Supervisor a \$50.00 per month raise effective January 1, 1998. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marty Read motioned to give all full time employees a 3% cost of living raise effective January 1, 1998 and to pass resolution 97-18 showing salaries for employees for 1998. Charles Trask seconded the motion. The motion passed 3-0. Following is a copy of resolution 97-18:

Richard Long, County Engineer reported that KDHE will be letting bids for reclamation work on old strip pit dumps that would include some county property near the landfill. Marty Read motioned to sign consent for right-of-entry to allow KDHE to have this work done. Charles Trask seconded the motion. The motion. The motion passed 3-0.

Marty Read motioned to approve two permits to bury telephone cable requested by Sprint Telephone Company. One located two miles southeast of Mound City and one located 1 1/4 miles west of Parker. Charles Trask seconded the motion. The motion passed 3-0.

Harold Mooney Jr. motioned to approve a permit to bury water line requested by RWD #2 located 1 1/2 miles East of Pleasanton on the north road. Charles Trask seconded the motion. The motion passed 3-0.

At Long's request, the commission agreed to close the transfer station Saturday, December 27th. Long will publish that the transfer station will be closed December 24th through 28th due to the Christmas Holiday.

Commission Trask asked Long to check into a problem on the property owned by Joyce Hazelbaker, Pleasanton. Trask reported that water stands on the property since the county did some dirt work on the property. Long will look into the problem.

Harold Mooney Jr. motioned to recess from the Board of Commission meeting into an executive session for 30 minutes to discuss a legal issue. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, John Sutherland, county attorney, Marvin Stites, county sheriff, and Andy Mayhugh, Zoning Administrator, attended the executive session.

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

The Clerk reminded the commission of an East Central Kansas Area Agency on Aging open house, December 16 from 1-3 p.m. in Ottawa.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, December 22. Charles Trask seconded the motion. The motion passed 3-0.

County Clerk

County Chair

December 22, 1997

The Board of Linn County Commissioners met in a regular session, those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member; Donald L. Proffitt, county clerk; and William Edwards, county counselor.

Marty Read, motioned to approve the minutes of the last regular meeting as printed. Charles Trask seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$83,884.17; Employee Benefit, \$72,931.95; Community Policing, \$1,884.12; Appraiser, \$13,913.95; Rural Fire, \$50,08.96; Road & Bridge, \$56,325.40; Community Correction, \$29,283.58; DARE, \$2,149.16; Elderly, \$11,486.55.

The commission chairman signed the following add/abate/refund order numbers: personal property #1662 - 1664.

Marty Read motioned to approve the 1998 permit for Solid Waste collections for Sullivan Service, Pleasanton. Charles Trask seconded the motion. The motion passed 3-0.

The commission approved the sheriff monthly fee report for November 1997.

The clerk reported that January 6 & 7 will be enrollment for payroll deductible life insurance. Also, that the present carrier (Mid Continent Life Insurance Company) has been placed in receivership and can't write new insurance in Kansas at the present time. The insurance will now be offered through Texas Life Insurance Company and Harris Insurance Agency, LaCygne.

Marty Read motioned to approve the following purchase orders: District Court 97-1, \$14,000.00; 97-2, \$22,366.00; and 97-3, \$14,000.00; Treasurer 97-4, \$4,500.00; Elections 97-5 \$2,000.00 and 97-6 \$1,800.00; Employee Benefit 97-7, \$109,076.02. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask motioned to approve 1998 CMB License for the Linn County Lake Marina and the Stat-Stop, both located in Lincoln Township. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

Charles Trask motioned to send Notice to Lincoln Township of an application for CMB License requested by Joseph F. Carney at the Smoking Double Stacks, formerly the Desperado Inn. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

Darrell Lane and Ray Miller, Solid Waste Department gave the commission a report on the December 16, 1997 Lake Region Authority Meeting.

At the request of Lane, Harold Mooney Jr. motioned to approve the purchase of a 20-ton container for \$2,500.00 plus freight from Armor Equipment, Kansas City, Missouri. Marty Read seconded the motion. The motion passed 3-0.

At the request of Diane Van Kirk, Linn County Rural Fire Coordinator, Harold Mooney Jr. motioned to purchase two extrication devices at \$1,149.00 each from Conrad Fire Equipment, Olathe. Marty Read seconded the motion. The motion passed 3-0.

At 10:30 a.m. at the request of Sheriff Marvin Stites, Harold Mooney Jr. motioned to recess from the Board of Commission Meeting into executive session for 15 minutes for a legal matter. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, sheriff, and county counselor attended the executive session.

At 10:45 a.m. the commission extended the legal executive session for 15 minutes and asked that Chip Coffman, Pleasanton be included in the executive session.

Harold Mooney Jr. motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charles Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Will Edwards reported that the county will set a 60-day moratorium for towing county requested vehicles. After that 60 days the county will only use tow services that have filed an approved application for county tows and been approved by the county commission. The county counselor, sheriff and clerk will design a form to collect this information.

Harold Mooney Jr. motioned to approve a permit to bury water pipe, requested by Linn County, Rural Water District #1 to bore blacktop road Section 30, Township 29E, Range 25E. Charles Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director reported he has spoke to the City of LaCygne and the city would like for the county to ask LaCygne to annex the 27 ½ acres the county just purchased across the road east of the Industrial Park. Marty Read motioned to ask the city of LaCygne to annex the county owned property across the road east of the industrial park, north 27.5 acres of SW 1/4 of the NW 1/4 less row.

Harold Mooney Jr. motioned to place an advertisement in newspapers to sell the buildings off the newly purchased property East of the industrial park. Charles Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal matter with the county counselor. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

As a result of the executive session the county counselor notified the press that Linn County has been named a defendant in a suit

filed in district court by Clarence R. Cottrell, deceased and Donna Cottrell.

After a short discussion with John Morse, Centerville, concerning legal towing and storage in the county, the commission advised Morris that hopefully within 60 days the county should have the answer to that question.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, December 29, 1997. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

County Clerk

County Chair

December 29, 1997

The Board of Linn County Commissioners met in a regular session, those present were Harold Mooney Jr., chair; Marty Read, vice chair; Charles Trask, member; Donald L. Proffitt, county clerk; and William Edwards, county counselor.

Charles Trask motioned to approve the minutes of the last regular meeting as printed. Marty Read seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$125,175.26; Appraiser, \$10,345.54; Rural Fire, \$70,432.07; Road & Bridge, \$271,961.73; Community Correction, \$10,023.05; Law Enforcement Trust, \$21.55; D.A.R.E., \$3.96; Special Alcohol, \$2,000.00; Elderly, \$7,908.27.

The commission chairman signed the following add/abate/refund order numbers: real estate #942 - 944; personal property #1665 - 1668.

The commission reviewed the minutes of a Nov. 25th S.E.K. Multi County Health Board meeting and an agenda for a Dec. 30, 1997 meeting.

Harold Mooney, Jr. motioned to approve the Linn County Solid Waste Collection permit for Solid Waste Systems, Fontana for 1998. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve Purchase Order #1997-8 from the Solid Waste Budget in the General Fund for \$2,675.00 and Purchase Order #1997-9 from the Treasurer's Budget in the General Fund for \$110.00. Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask motioned to approve Resolution #97-19 designating 1998 Pay Dates, Resolution #97-20 designating Official Banks, Resolution #97-21 designating 1998 Holidays, and Resolution #97-22 designating the Official County Newspaper for 1998. Marty Read seconded the motion. The motion passed 3-0. Following are copies of Resolutions #97-19, 97-20, 97-21, and 97-22:

Linn County Sheriff Marvin Stites discussed purchase orders with the commission. Marty Read motioned to approve Purchase Orders #1997-10, #1997-11, #1997-12 from the Sheriff's Budget in the General Fund. Charles Trask seconded the motion. The motion passed 3-0.

The clerk and the commission discussed the possibility of closing County Offices Friday, January 2, 1998. After discussion the issue died for lack of a motion.

With nothing further on the agenda, Charles Trask motioned to adjourn until 9:00 a.m., Monday, January 5, 1998. Marty Read seconded the motion. The motion passed 3-0.

County Clerk

County Chair