

January 4, 1999

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

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.

The commission chairman signed the following add/abate/refund order numbers: personal property #1792-1797.

The commission chairman signed the Acknowledgment of Notice of Mercantile Bank purchasing the contract on the Toshiba 4560 copier S/N XG814729 that the county leased from Mid-Continent Leasing.

The commission gave approval for Darrell Lane to purchase a computer and phone line for the Transfer Station to be put on the Internet. A computer for the transfer station will be added to the p.c.'s the county will order this month.

Lane and the commission discussed hiring a part-time person at the transfer station. After discussion the commission asked Lane to come back in and talk to them in the spring.

The commission agreed that if any employee 65 or older is willing to get on medicare and to be taken off the county insurance, the county will pay for medicare, supplement and pre-existing premiums. Employee Alva Poole had inquired as to the county policy.

Tuesdee Stark presented the county with a letter from K.D.O.T. regarding change order #8 for Boicourt Bridge project #54C2054-01. The commission asked the county counselor to read the report and get back to them with recommendations.

Larry Robinson, Sign Department and the commission discussed the E-911 project. Robinson stated he is approximately 75% complete with addressing. The commission reported they would like to get the project completed as soon as possible.

At the request of Dennis Arnold, Economic Development Director, Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue, (contract negotiations with Tower Metal Company). Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, Pemberton and Arnold from Linn County and Janet Easley and David Compton with Tower Metal 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, Marty Read motioned to sign a contract with Tower Metals for sale of real estate and site preparation costs on the property located west across from the Transfer Station. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Arnold discussed the bids opened last week. Arnold stated that Brake Excavating withdrew their bid which had been the low bid. Arnold recommended Halls Backhoe, the next low bid of \$49,976.00. Marty Read motioned to accept the bid from Halls Backhoe Service, Osawatomie of \$49,976.00 to extend the utilities to the east LaCygne Industrial Park. Charles Trask seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites presented the commission with an agreement for S.E.K. Correctional Facility to board prisoners for Linn County. Charles Trask motioned to sign the agreement that requires a \$40.00 per day cost to Linn County. Marty Read seconded the motion. The motion passed 3-0.

Jim Schmitz, Schmitz Surveying reported that he would be willing to do contract work for Linn County pertaining to surveyor duties for drafting he would like \$30.00 per hour and for survey work he would like \$40.00 per hour. The commission reported they are interested in contracting with Schmitz and would also like to talk to Springer Surveying.

Charles Trask motioned to recess from the Board of Commission meeting for fifteen minutes to discuss a personnel matter related to a non elected employee. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, and Pemberton 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 put Kermit Chase under the direct supervision of District #3 Road Supervisor, Harry Wisdom. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve an emergency vehicle permit for John Waldmer, Mound City . Charles Trask seconded the motion. The motion passed 3-0.

Charles Trask motioned to pass Resolution 99-01 schedule of pay dates and 99-02 schedule of wages. Marty Read seconded the motion. The motion passed 3-0. Following is a copy of Resolution 99-01 and 99-02:

The clerk reported talking to a Bourbon County and Miami County Commissioners about a meeting on the new Juvenile Justice Authority and that a meeting should be set up soon.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, January 11th. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

January 11, 1999

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

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 move the next regular meeting date to Tuesday, January 19th due to the fact that Monday, January 18th is a county holiday and county offices will be closed. Charles Trask seconded the motion. The motion passed 3-0.

Asphalt Foreman Kermit Chase asked the commission for permission to repair the transmission on a 950 loader and to purchase an asphalt roller. The commission asked Chase to get prices on both items and get back to them.

Darrell Lane, Solid Waste Coordinator asked the commission how much money he could spend without approval from the commission. The commission reported \$500.00 would be the maximum. Also, he reported that the compactor has been installed at Linn Valley Lakes.

The commission gave approval to order 2 more loads of rock salt.

Larry Robinson, Sign Department turned in his monthly report.

The commission heard a complaint from District 3 Road Foreman, Harry Wisdom, because they don't get paid time and one half for weekend work when unless they have worked 40 hours. They felt they should get overtime for Saturday or Sunday work whether they had worked 40 hours or not. The commission advised him they will consider the request.

Harold Mooney Jr. motioned to sign the front page of the Mid Continent Bridge design project #54C-3452-01. 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 15 minutes to discuss a legal matter related to a minimum maintenance road and for a personnel issue to discuss a personnel matter related to a non elected employee. Harold Mooney Jr. seconded the motion. The motion passed 3-0. John Black and Larry Robinson attended the legal session but left at the beginning of the personnel session. The commission, clerk, county counselor and Pemberton were there for both the legal and personnel matter.

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 personnel executive session.

As a result of the legal executive session, the commission instructed Robinson and Black that all minimum maintenance roads in the county be posted to that effect.

The commission signed a contract with Tower Metals that has been corrected to show Tower Metals to be a limited Partnership instead of a Limited Liability Company. The contract had been originally signed at last weeks meeting.

Steve Springer, Springer Surveying met with the commission to discuss the possibility of Springer doing survey work for the company. After discussion Charles Trask motioned to accept the proposal of Springer to do survey work with his crew at \$65.00 per hour with county personnel at \$30.00 and office work at \$18.00 per hour. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Marilyn Augur, Nutrition Director met with the commission to discuss Mound City Senior Center Building Board members. After discussion, Marty Read motioned to appoint Joe Wurtz and Patty West to the Mound City Senior Center Building Board. Charles Trask seconded the motion. The motion passed 3-0.

Also Augur discussed the way Building Boards handle renting and repair of buildings and asked if the commission would like to process changed. The commission asked Augur to contact the Building Boards members and get there ideas.

The commission reviewed the 1998 Linn County Park receipts and expenditures. No action taken.

Andy Mayhugh, Zoning Administrator presented a grant of road easements with a boundary change. Marty Read motioned to accept the grant of road easement from Maurice and Francis L. Cox. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

Jamie Basore, Pleasanton reported he had driven into a large hole on a minimum maintenance road that didn't have any signs and damaged his vehicle beyond what the insurance company would pay him and he asked that the county make up the \$1700.00 difference. The commission reported they will study the issue and get back to him.

Marty Read motioned to recess from the Board of Commission Meeting into executive session to discuss a legal issue concerning a nuisance abatement. Harold Mooney Jr. seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, and 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.

The commission and clerk discussed paying for EMT and other related classes. Marty Read motioned to pay for EMT classes for Ken Wells, and Sandy Rowe, and Defibrillation class for David Sweat, upon proof of passing their classes and to reimburse for EMT classes through 1999. Harold Mooney Jr. seconded the motion. The motion passed 2-1.

Charles Trask motioned that Marty Read be the contact person for KDOT to replace County Engineer Richard Long. Harold Mooney Jr. seconded the motion. The motion passed 3-0.

The Commission Chairman read a letter from the Linn County News thanking the commission for naming the Linn County News the counties official newspaper.

The clerk reported that according to KDOT, the counties biannual bridge inspection has to be done by a licensed engineer or a certified person. A certified person would be one who has attended the states bridge inspection course. The commission asked the clerk to contact Schwab Eaton Engineering Co. and see if they would be interested in contract consulting to the county.

At 11:00 a.m. the commission recessed for a retirement party for outgoing 1st District Commissioner Harold Mooney Jr. . Commission Chairman Read presented Commission Mooney with a plaque from the county.

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

At 12:00 noon Herb Pemberton was sworn in as 1st District Commissioner by District Court Clerk Maribeth Kehl.

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County Clerk

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Commission Chair

January 19th, 1999

The Board of Linn County Commission met in a regular session. Those present were Marty Read, chairman; Charles Trask, vice chairman; Herb Pemberton, member; Donald L. Proffitt, county clerk, Gary Thompson, county counselor. Charles Trask motioned to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$140,359.29; Employee Benefit, \$58,289.93; Community Policing, \$393.30; Appraiser, \$8,170.00; Rural Fire, \$3,202.18; Road & Bridge, \$32,732.46; Community Correction, \$15,334.86; DARE Fund, \$661.59; Crime Victim Assist. \$610.58; Elderly, \$7,346.63.

At the request of Economic Development Director Dennis Arnold, Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue related to a contract with Tech Parts to lease the American One Building in the LaCygne Industrial park. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, and economic development director attended the executive session.

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

John Black discussed a county road between the Paris and Valley Township line that does not show up as a county road on any of the counties road records. After discussion, Black will see if he can find any record of right-of-way in the Register of Deeds Office.

Larry Robinson, Traffic Control discussed the procedure for signing minimum maintenance roads. Robinson will count the minimum maintenance roads in the county and get back to the commission with the number of signs he will need to purchase.

Weekend overtime was discussed when an employee had not worked 40 hours in a week. The commission tabled the issue until next week.

Kermit Chase, Asphalt Foreman reported the asphalt roller needs bearings and seals. After lengthy discussion the commission reported they will get by the District 3 shop and look at the asphalt roller before any decision is made.

Marty Read motioned to hire John Aleshire as a part-time employee at the transfer station not to work over 20 hours per week at \$5.65 per hour. Herb Pemberton seconded the motion. The motion passed 3-0.

Darrell Lane, Solid Waste Coordinator and Ray Miller discussed a new conveyor system for recycling they would like to try to get RC&D grant money to build. The commission gave approval to apply for the grant.

Dan Schulte, Harris Financial presented the commission with two work comp. dividend checks, one for \$4,590.26 and one for \$11,356.68 for a total of \$15,949.94. Schulte also stated the counties work comp. ratio is almost as low as it can be.

The commission thanked all county employees for their efforts and reappointed John Black as the county safety officer.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United located in the southeast corner of sections 20 and 21 in T19-R23E. Marty Read seconded the motion. The motion passed 3-0.

Ron Briggs discussed the need to move a road located 2 miles south of LaCygne on the Marais Des Cygne River and to build a dike. After discussion Herb Pemberton motioned for the county to share in the cost of putting the road on the dike. 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 five minutes to discuss a legal issue concerning a county dump truck that was wrecked. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Harry Wisdom 3rd District Road Foreman attended the executive session.

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

Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to a nonelected employee. Charles Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Ben Fortman Noxious Weed Director attended the executive session. Charles Trask seconded the motion. The motion passed 3-0.

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

Fortman passed out copies of the Kansas Noxious Weed Law to the commission.

Wes Coffel, Mound City stated that he appreciated all the commission has done to keep the Mound City and LaCygne clinics open and the Doctors in Linn County and if he could help please let him know.

The commission also thanked Coffel for his efforts on the project.

Terry Tollefson, Sprint United, met with the commission to discuss options for E911 equipment to be purchased or leased. The commission did not feel the figures on one of the options could be correct. Tollefson will check those figures out and get back to the commission.

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal matter related to a fatality accident in the county. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Larry Robinson 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 take as a result of the executive session.

At the suggestion of Linn County Zoning Administrator, Marty Read motioned to dismiss the case in District Court of Linn County vs. Butler due to the fact that the Butlers have moved to the City of Pleasanton and there is no longer a problem with the holding tank in Holiday Lakes. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into an executive session to discuss a legal matter related to the Doctors leaving Mound City and LaCygne. 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. Herb Pemberton seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read motioned to pass resolution #99-3 to establish a county hospital. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-3:  
Marty Read motioned to reappoint Dennis Arnold to the SEKRPC Executive Board. Herb Pemberton seconded the motion. The motion passed 3-0.

Charles Trask motion to approve the Prescott Senior Center Quarterly Report. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve paying the 1999 KAC dues in the amount of \$2,708.98. Herb Pemberton 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, January 25th. Charles Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

January 25, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Gary Thompson, county counselor; and Don Proffitt, county clerk.

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

The commission chairman signed the following add/abate/refund order numbers: personal property 1798 - 1806.

The commissioners and road foreman discussed the purchase of culverts. The commission asked each foreman to try to buy as cheap as possible.

District #2 Foreman, John Black asked for permission to get bids to purchase a new dump truck to replace a 1976 model that is needing a lot of work. Commissioner Trask will look at the old dump truck before making a decision.

Also discussed, getting rid of all fuel tanks that are no longer in use and District #3 has an old lowboy no longer in useable condition. The commission asked that they take bids for the tanks and lowboy.

Larry Robinson, Traffic Control and the commission discussed minimum maintenance roads.

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue related to county roads. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, John Black, Harry Wisdom, Danny Morris, Kermit Chase and Larry Robinson attended the executive session.

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

Charlie Trask motioned to send a letter to K.D.O.T. in response to the overrun on the Boicourt Bridge stating that Linn County accepts no responsibility or obligation for any portion of these costs. Herb Pemberton seconded the motion. The motion passed 3-0.

Lyle Shattuck, Hospital District #1 Board Member asked the commission several questions about the newly created hospital district and how it might affect them. Commissioners advised Shattuck that the county did not intend to create any problems with Hospital District #1.

Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue related to the county's solid waste contract. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Darrell Lane Solid, Waste Coordinator attended the executive session.

At 10:05 a.m., Commissioner Pemberton left the meeting during the executive session to attend a funeral.

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

As a result of the executive session Marty Read motioned to continue the Solid Waste contract with Deffenbaugh Industries to haul Linn Counties Solid Waste. Charlie Trask seconded the motion. The motion passed 2-0.

Ron Zimmerman and Randy Gorton, Kirkham Michael Engineering Firm met with the commission to discuss the overrun on the Boicourt Bridge and other related problems. The commission acknowledged the overrun but stated they accept no obligation.

Also, Zimmerman gave the commission a proposal to provide the county with consulting work in the engineering field. The commission reported they would consider using Kirkham Michael Engineering if needed. Zimmerman also stated that former county engineer Richard Long now works for Kirkham Michael Engineering.

Stewart Peters with Voice Products Inc. presented a proposal for their E911 System Recorder. No action taken by the commission.

Linn County Treasurer, Ellie Davey presented the commission with a report of interest earnings for quarter ending December 30, 1998. Year-to-date interest earned was \$277,063.20.

Brad Fagan, Schwab Eaton Engineering met with the commission to discuss doing engineering consulting work for Linn County. No action was taken by the commission.

The commission received a phone call from Solid Waste Coordinator, Darryl Lane, reporting that the LaCygne Compactor Unit had quit working and after inspecting it Lane does not feel they can repair it. The commissioners instructed Lane to get a compactor working again as cheap as possible.

Commissioner Trask announced a meeting planned for 10:00 a.m. Thursday, January 28th at the annex between Bourbon, Linn & Miami Counties concerning the J.J.A. and Community Corrections.

At the request of Economic Development Director Dennis Arnold, Marty Read motioned to recess from the Board of Commissioners meeting into executive session for five minutes to discuss a legal matter related to the America I, C.O.P.S.. Charlie Trask seconded the motion. The motion passed 2-0. The commissioners, clerk, county counselor and Arnold attended the executive session.

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

Marty Read motioned to approve a solid waste permit for Solid Waste Systems, Fontana for 1999. Charlie Trask seconded the motion. The motion passed 2-0.

The commission reviewed a letter from K.D.O.T. stating that the \$7500.00 limit on purchasing right-of-way without an appraisal has been increased to \$10,000.00. No action taken.

Charlie Trask motioned to approve quarterly reports for Bunker Hill Senior Center. Marty Read seconded the motion. The motion passed 2-0.

The commission reviewed the November 24, 1998 minutes of a meeting and the agenda for a January 26, 1999 meeting of the SEK Multi-County Health Board. No action taken.

The commission reviewed and approved the December 1998 monthly fee report for the Sheriff's Department.

With nothing further on the agenda. Marty Read motioned to adjourn until 9:00 a.m. Monday, February 1st. Charlie Trask seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair



February 1, 1999

The Board of Linn County Commission met in a regular session. Those present were Marty Read, chairman; Charles Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk, and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$56,724.19; Employee Benefit, \$68,986.20; Community Policing, \$521.76; Appraiser, \$7,742.09; Rural Fire, \$4,367.11; Road & Bridge, \$32,603.65; Community Correction, \$18,491.73; DARE, \$521.76; Crime Victim Assist., \$610.58; Elderly, \$5,932.43;

Marty Read motioned to start the commission meetings at 8:30 a.m. beginning next week. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to move the February 15th meeting to Tuesday, February 16th at 8:30 a.m. due to the 15th being a holiday and the county offices will be closed. Charlie Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director and Road Foreman Danny Morris discussed cutting the road between the LaCygne Industrial Park instead of boring. Marty Read motioned to accept the recommendations to cut the road instead of boring. Charlie Trask seconded the motion. The motion passed 3-0.

Danny Morris announced there will be a meeting at the Boicourt Bridge at 2:30 p.m. today. K.D.O.T., B.R.B., Kirkham Michael and Cook, Flatt and Strobel are to be there to discuss the options. The commission announced they will plan to attend.

John Black and the commission discussed repair of two bridges in the county. Marty Read motioned to accept the bid from Foote Construction to repair the hand rail on the state line bridge over the Marais Des Cygnes in the amount of \$1,870.75. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission will delay a decision on the other bridge until Commissioner Trask can look at the bridge.

Darrell Lane, Solid Waste Coordinator reported he had purchased a 2-year-old used compactor to replace the one at LaCygne for \$4,000.00. Also, replaced the cylinders at the Prescott compactor site. Lane also reported the county has received a \$7,100.00 grant from Lake Region RC&D.

The commission gave Lane permission to attend the Kansas Recycling Conference in Lindsborg, Kansas.

Kermit Chase, Asphalt Foreman, Jim Gates of Murphy Tractor Company and the commission discussed asphalt rollers. The commission tabled the issue.

Ola May Earnest, Historical Society met with the commission to discuss a newly formed territorial Kansas Historical Alliance. After a request from Earnest, Marty Read motioned to donate \$500.00 to the Territorial Kansas Historical Alliance in 1999. Charlie Trask seconded the motion. The motion passed 3-0. The \$500.00 is to be paid from Economic Development.

Larry Robinson, Traffic Control and the commission discussed signing minimum maintenance roads in the county. Robinson will prepare a resolution specifying standards for minimum maintenance roads in the county and also a resolution declaring roads as minimum maintenance.

At the request of Marilyn Augur, Nutrition Director, Charlie Trask motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employees. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Augur attended the executive session.

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

As a result of the executive session, Charlie Trask motioned to increase the salary of cook Billie Feris to \$6.75 per hour and cook Cathy Turpen to \$6.95 per hour effective February 1, 1999. Marty Read seconded the motion. The motion passed 3-0.

Also, Charlie Trask motioned to hire Marilyn Weickert as part time meal van driver at \$6.11 per hour effective February 1, 1999. Marty Read seconded the motion. The motion passed 3-0.

Dennis Arnold reported he has talked to Mike Page, contractor that was to bore the road between the LaCygne Industrial Park and that he would withdraw his bid proposal if the county would like. The commission agreed to this offer.

Andy Mayhugh, Zoning Administrator presented the commission with lot split application #66 requested by Roy Stroup near Cadmus. Marty Read motioned to accept the grant of road easement and lot split #66 as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Also, Mayhugh presented the commission with the cost to the county to abate the Brundage property on Holly Street near Pleasanton. Charlie Trask motioned to have a public hearing February 22 at 10:00 a.m. concerning the cost of abating the nuisance. Marty Read seconded the motion. The motion passed 3-0.

The commission chairman signed a contract for Whitney Damron to provide lobbying service to Linn County during 1999 in the amount of \$2,500.00.

Marty Read motioned to amend item #3 of the overtime section of the Linn County Employee Handbook to read: sick leave, vacation leave or any other approved absence will not be included in computing overtime hours even though the leave may have been in a paid status. Except that a legal county holiday will be used to compute the hours worked in a week to reach 40 hours worked in a week to receive overtime.

Marty Read motioned to pass Resolution #99-4 requiring that non-elected employees of Linn County take an unpaid leave of absence during the time they are a candidate running for county office.

The commission reviewed the minutes of a November 16, 1998 SEK Mental Health Board meeting. Also, the commission reviewed a letter from the Kansas Department of Social and Rehab Services complementing the S.E.K. Mental Health Center as a result of a licensing inspection.

Ken Huber with World Marketing Alliance met with the commission to discuss getting the Hospital District started and trying to find out what it may take to run the medical clinic in LaCygne and Mound City. The commission asked Huber to provide references. Huber is to fax these references to the clerk.

Ric Johnson, Steve Hileman, John Benson with Willis, Bucher and Ratliff Engineering Company provided the commission with a proposal for engineering services for the county. The commission asked for a contract to be prepared and brought back for review.

The commission chair signed an approval for payment from C.O.P.'s to Triangle Builders on the America I Building.

The commission and Dennis Arnold discussed grants for the medical clinics. This year's request must be prepared by March. Arnold will try and get this done.

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

At 2:30 p.m., Commission Read, Trask and Pemberton met at the Northeast end of the Boicourt Bridge project. Those present besides the commission were the County Clerk, Don Proffitt. Representatives from K.D.O.T.; Cook, Flatt and Strobel; Kirkham Michael Engineering, and B.R.B. Contractors Inc. and reporters from the Linn County News and the Osawatomie Graphic.

The plan at present is to keep a constant pull, not to exceed 12 Ton against the East pier hoping that it will move back vertical or at least stay where it is until the beams can be set and the floor poured. The commission took no action at the meeting.

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County Clerk

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Commission Chair

February 8, 1998

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Donald L. Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$174,765.31; Appraiser, \$5,208.54; Rural Fire, \$15,910.46; Road & Bridge, \$88,451.20; Community Correction, \$9,950.39; DARE, \$64.37; Crime Victim Assist. Fund, \$388.84; Elderly, \$11,772.58; Zoning, \$160.50.

The commission chairman signed the following add/abate/refund order numbers: personal property 1807 - 1809.

Charlie Trask motioned to amend Resolution #99-4 to add the following to section 1: Unpaid Leave of Absence. All non-elected employees of Linn County, who are subject to the personnel policy authority of the Board of County Commissioners, shall be required to take unpaid leave of absence during the time they are a candidate running for county office if they are running against an incumbent in their department. Marty Read seconded the motion. The motion passed 3-0. A resolution to this effect will be prepared for and signed at the next meeting.

Marty Read motioned to approve the safety meeting schedule for 1999. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to purchase first aid kits at \$9.00 a piece for all county road department equipment. Charlie Trask seconded the motion. The motion passed 3-0.

The commission and Asphalt Foreman, Kermit Chase discussed asphalt rollers. Chase stated he had replaced the bearings on the old roller. The commission once again tabled a decision on whether or not to purchase a new roller.

Larry Robinson, Traffic Control presented the commission with a resolution to approve declaring seven roads as minimum maintenance roads and to hold a public hearing at 10:15 a.m. Monday, February 22. Herb Pemberton motioned to pass Resolution #99-05 to declare minimum maintenance roads. Marty Read seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-5:

Marty Read motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a legal matter concerning the county's solid waste contract. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and solid waste coordinator Darrell Lane attended the executive session.

Marty Read motioned to extend the executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Lane attended the executive session for the first five minutes. Lane left the executive session and Noxious Weed Director Ben Fortman attended the last five minutes of the executive session with the commission, clerk and county counselor.

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

Fortman presented the commission with the annual noxious weed progress report for 1998. Marty Read seconded the motion. The motion passed 3-0.

Fortman reported that he and Darrell Lane will attend the Household Hazardous Waste School, February 9th at Manhattan, also that he plans to attend the Annual Weed Conference, March 1st - 4th in Topeka.

As a result of the executive session, Marty Read motioned to hire George Maloney as temporary employee of the Noxious Weed Department at \$6.42 per hour effective March 8, 1999. Herb Pemberton seconded the motion. The motion passed 3-0.

Also, Marty Read motioned to increase Darrell Lane's salary to \$11.22 per hour effective February 15th. Charlie Trask seconded the motion. The motion passed 3-0. This will put Lane at the same base salary as the road foremen.

Don Proffitt, County Clerk informed the commission that Tucker and Clark have signed an agreement to be the new health administrators for Positive Care.

The commission met with Township and Cemetery District Officials concerning the year-end cemetery reports and township trustee/treasurer reports. Most of the discussion centers around the cost of mowing cemeteries and procedures to bid the mowing each year. It was finally agreed by all that were there that beginning this year they will all bid out the cemetery mowing by the year.

Larry Robinson reported there are 315 miles of road in Commission District #1, 253 miles in District #2 and 342 miles in District #3. No action taken by the commission.

Marty Read motioned to approve township trustee/treasurer reports for Blue Mound, Centerville, Lincoln, Mound City, Paris, Potosi, Scott, Sheridan, Stanton and Valley Townships. Also, Cemetery District reports for District #1,4,5 and Mound City Cemetery. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve a permit to bury pipe for water lines located in the north ½ of 28-19-24 requested by Jeff Theole on Rural Water District #1. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to amend Resolution #95-16 designating smoking areas in the courthouse to be the engineers old office located in the southeast corner, third floor and the custodians office located in the basement. Also, that the courthouse annex

will be smoke free. Herb Pemberton seconded the motion. The motion passed 3-0. A resolution to this effect will be prepared for signatures at the next meeting.

Marty Read motioned to approve an agreement with utility rebate consultants for them to audit the counties utility bills. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting for 10 minutes to discuss a legal matter related to the new hospital district. Charlie 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. Herb Pemberton seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read motioned to authorize Ken Huber and Dave Owens to have discussions with the administration of Shawnee Mission/St. Luke's Medial Groups and to investigate on Linn County's behalf all matters relating to the operation and management of the clinics in Mound City and LaCygne. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess for lunch then after lunch to tour the Tower Metal Site, The Pleasanton Industrial Park and the new building in the east LaCygne Industrial Park. Herb Pemberton seconded the motion. The motion passed 3-0.

The tour ended at approximately 2:30 at the LaCygne Industrial Park, no action was taken. The meeting was adjourned until 9:00 a.m., Tuesday, February 16th.

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County Clerk

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Commission Chair

February 16, 1999

The Board of Linn County Commissioners met in a regular session. Those present were: Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission approved the following add/abate/refund order number: personal property 1810.

The commission approved the following pays/special pays: General, \$100,490.46; Employee Benefit, \$62,674.38; Community Policing, \$560.33; Appraiser, \$8,066.09; Rural Fire, \$3,838.38; Road & Bridge, \$32,472.33; Community Correction, \$17,743.03; DARE Fund, \$561.02; Crime Victim Assist, \$610.58; Elderly, \$6,413.13.

Commissioner Trask reported that KCP&L will do an electrical utility audit for the county free of charge. We will hold up on the contract signed last week until it has been checked into.

The commission gave District #3 Foreman, Harry Wisdom permission to have the furnace fixed in the District #3 shop and to purchase some guard rail and a hammer drill for all district use.

Marty Read motioned to approve a solid waste permit for Page Trucking, Pittsburg, Kansas. Charlie Trask seconded the motion. The motion passed 3-0.

At 9:00 a.m. bids were opened to sell the fuel tanks and the lowboy that were advertised for bids. There were two bids received on the lowboy. Pemberton Excavating bid \$1,250.00, Chip Coffman bid \$568.00. Marty Read motioned to accept the high bid of \$1,250.00 from Pemberton Excavating. Charlie Trask seconded the motion. The motion passed 2-0 with Commissioner Pemberton abstaining.

Only one bid was received on the fuel tanks. Scott Lindell bid \$50.00 each per tank for the 500 gallon, 2,000 gallon and 4,000 gallon tanks. He bid \$102.00 on the 18,000 gallon tank, \$52.00 on the 10,000 gallon tank at Mound City, \$35.00 on the 15,000 gallon tank, \$52.00 on the 9,000 gallon tank, \$102.00 on the 10,000 gallon tank at LaCygne. For a total of \$493.00. Marty Read motioned to accept the bid from Scott Lindell on the fuel tanks for a total of \$493.00 and to allow Lindell up to 60 days to remove the tanks. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a request for emergency light permit for George E. Maloney, Mound City Firefighter. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve Liberty Township Trustee/Treasurer reports and the Cemetery District #3 Annual report. Charlie Trask seconded the motion. The motion passed 3-0.

Alfred Smith met with the commission to discuss a 1.6 acre property located east of Mound City that he owns, and cannot sell or use for building because of the counties 3.0 acre minimum for a septic tank. The only solution the commission can see is if Smith can hook onto Mound City sewer in the future.

Marty Read motioned to quit selling cereal malt beverages at the Linn County Park Marina. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign a contract with Kirkham Michael Engineering Firm for inspecting the utilities put in the LaCygne Industrial Park. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a legal issue pertaining to the closing of the medical clinics. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session. At the end of the 15 minutes session the commission extended the executive session for an additional 10 minutes.

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

Marty Read motioned to pass Resolution 99-6 amending Resolution #95-16 designating smoking and nonsmoking areas in county buildings. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution 99-6:

The commission reported they all plan to attend a meeting tomorrow at 10:00 a.m. in the commission room with Bourbon and Miami Counties to discuss a 6th Judicial Interlocal Agreement. It will be an open meeting.

After a lengthy discussion, Marty Read motioned to rescind Resolution 99-4 that was passed at last weeks meeting. Charlie Trask seconded the motion. The motion passed 3-0.

Marilyn Augur, Nutrition Director and the commission discussed the various ways the senior centers are rented out and cleaned, etc. No action taken.

Marty Read motioned to appoint Wanda Whitcomb to the Centerville Senior Center Board. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed a letter from K.D.O.T. stating they will not add an additional lane to K-52 between Jayhawk-Linn and 7 Highway. After an audit of Linn County Roads, they will determine whether or not to lower the speed limit in that area. This letter was in response to a letter the commission had written to KDOT.

Diane Van Kirk, Marvin Stites, Ellie Davey and Larry Robinson met with the commission to discuss the purchase of E-911 Equipment. Marty Read motioned to accept the groups proposal to take option #4 from Sprint to purchase a C.M.L.

Enhanced 911 System. Option #4 will be a one time payment of \$65,274.31 and approximately \$3637.67 per month for 60 months. Herb Pemberton seconded the motion. The motion passed 3-0.

After lengthy discussion pertaining to SB-141 with Andy Mayhugh, Zoning Administrator . Marty Read motioned to pass Resolution #99-8 supporting and endorsing Senate Bill #141 repealing KSA 19-101(i). Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-8:

Tuesdee Stark met with the commission to discuss the need for a contract with Jim Schmitz, Schmitz Surveying. The county counselor will prepare a contract.

The commission reviewed a letter from Boyle Engineering Corporation, Lakewood Colorado, concerning a permit for building railroad bridges in Linn County. Marty Read motioned to sign a letter stating that Linn County requires no permit for replacing Railroad Bridges in the county. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 30 minutes to discuss a legal issue pertaining to the medical clinic closing. Charlie 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. Charlie Trask seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, February 22. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

February 22, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission reviewed bids to put a furnace in the District #3 shop. Peterson Heating & Cooling, bid \$1,252.96 and Eastwood Heating & Cooling bid \$1,568.70. Marty Read motioned to accept the low bid of \$1,252.96 from Peterson Heating & Cooling. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed specs for a new dump truck for District #2 prepared by John Black, District #2 Road Foreman. Charlie Trask motioned to advertise for bids for two dump trucks, one each for District 2 and District 3. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve the sheriff monthly fee report for January 99. Marty Read seconded the motion. The motion passed 3-0.

The commission reviewed a letter from KDOT in response from Linn County asking that KDOT installed rumble strips on Tiger Road east of 69 Highway. KDOT reports they do not recommend putting in rumble strips. However, the county could install them if we would want to.

Charlie Trask motioned to approve a permit to bury water pipe requested by Consolidated Rural Water District #2, Bourbon County, located in Section 13-T23S-R25E, along the state line road. Marty Read seconded the motion. The motion passed 3-0.

The commission agreed to let Garland Ginther break the Ag lease on the county owned property by the Transfer Station that will end April 20th. This will let the county go out for bids and let the new lease earlier in the year so preparations for planting can begin earlier.

The commission agreed to a March 12th auction for the Sheriff to sell forfeited property and for the county to sell surplus property. The notice will run in this week's Linn County News.

Charlie Trask motioned to sign a letter of support for Miami County proposal to build a Juvenile Detention Center on the Osawatomie State Hospital grounds. Herb Pemberton seconded the motion. The motion passed 3-0. The letter was sent to Commissioner Albert Murray, Juvenile Justice Authority.

Marty Read motioned to purchase five days block time for assistance from Infinitec Inc. at \$750 per day. Charlie Trask seconded the motion. The motion passed 3-0. The normal daily rate is \$1,000.00.

The commission agreed for Kermit Chase to purchase a load of black top patching.

The commission reviewed the minutes of a January 26th meeting of the SEK Multi-County Health Board and an agenda for a February 23rd meeting. No action taken.

All three commissioners reported they plan to attend the SEK Officials meeting in Sedan, March 18th.

The commission was reminded of a noon meeting, February 25th for introduction to Linn County Community Foundation.

At 10:00 a.m. the commission held a public hearing on the cost of abating a nuisance on the Brundage property located on the east side of Holly Street, Pleasanton. The county clerk reported that no protest has been received. Charlie Trask motioned to instruct the clerk to access the \$1,404.00 against the property to be recorded on the tax rolls and to become a lien against the property. Marty Read seconded the motion. The motion passed 3-0.

At 10:15 a.m. the commission held a public hearing on seven proposed minimum maintenance roads. After discussion that included no opposition, Marty Read motioned to declare the following seven roads in Linn County as minimum maintenance roads. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of 99-5:

Charlie Watson, Waste Management Kansas met with the commission to discuss the upcoming renewal of the counties solid waste contract. At Watson's request the commission agreed to remove the \$75.00 per load sorting fees on the solid waste that Watson hauls to the county transfer station.

Mike Lewis, with Victor L. Phillips discussed asphalt rollers with the commission. No action taken.

Diane Van Kirk, Fire Coordinator discussed the need to purchase a new rescue vehicle for the Pleasanton Fire Station. Marty Read motioned to advertise for bids to purchase a new rescue vehicle for the Pleasanton Fire Station, with bids to be opened March 15th at 10:00 a.m. Charlie Trask seconded the motion. The motion passed 3-0.

Also, at Van Kirks request, Marty Read motioned to agree to surplus a 1957 IHC Fire Truck at the Prescott Fire Station. Herb Pemberton 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 two legal issues one relating to a lawsuit against Linn County and to discuss an issue related to the new hospital district. Charlie 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. Charlie Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Commissioner Read announced that the county has a non binding agreement from Shawnee Mission St. Lukes that they will keep La Cygne and Mound City clinics open until December 31, 1999. The rest of the details are to be worked out later.

Charlie Trask motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a personnel issue related to a non elected employee. Marty Read 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. Charlie Trask seconded the motion. The motion passed 3-0.

As a result of the executive session Herb Pemberton motioned to increase Larry Robinson's Traffic Control Salary to \$11.21 per hour and to increase David Lamb's salary to \$9.37 per hour and change Lamb's job title to System Administrator with both raises to be effective March 1, 1999. Charlie Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 9:00 a.m., Monday, March 1st. The motion passed 3-0.

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County Clerk

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Commission Chair



March 1, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$46,747.01; Employee Benefit, \$33,177.29; Community Policing, \$477.66; Appraiser, \$7,682.09; Rural Fire, \$3,047.74; Road & Bridge, \$27,636.50; Community Correction, \$19,149.39; DARE Fund, \$477.66; Crime Victim Assist, \$610.58; Elderly, \$5,768.58.

The commission approved the following add/abate/refund order number: personal property 1811.

The commission agreed to meet at 8:30 AM Friday as the Board of Canvassers to canvass the March 2nd primary election.

Danny Morris, Dist. #1 Foreman and the commission discussed widening approximately 800' of road around the Marais Des Cygne River that the Linn County Conservation District was going to build a portion of. The commission asked Morris to contact Ron Briggs and tell him that the commission wants the Linn County Conservation District to just pay their portion and let the county build the road.

Darrell Lane, Solid Waste Coordinator reported that he would like to re-submit the request for grant to the Lake Region RC&D and ask for a tilt frame truck instead of the recycling equipment he originally asked for. Marty Read motioned to apply for a grant from Lake Region RC&D to purchase a tilt frame truck. Herb Pemberton seconded the motion. The motion passed 3-0.

Scott Williams, Martin Tractor Company presented the commission with prices and options on several asphalt rollers.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a legal issue pertaining to a contract to lease the America I building to Tech Parts. The commissioners, clerk, county counselor, county treasurer, economic development director, & Richard Jenkins, owner of Tech Parts attended the executive session. Charlie Trask seconded the motion. The motion passed 3-0.

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

As a result of the executive session, Charlie Trask motioned to sign the sub-lease with Tech Parts. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to do a temporary note to provide \$60,000.00 that will be needed to finish the America I building. Tech Parts is to pay the note back over seven years at 5% interest. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to sign a contract with Triangle Builders to finish the America I building. Herb Pemberton seconded the motion. The motion passed 3-0.

Randy Gorton with Kirkham Michael met with the commission to inform them that they are putting temporary beams on the Boicourt Bridge. With good weather for the rest of the week, the project should be where some river rise would not stop the project.

At the request of Sheriff Marvin Stites, Marty Read motioned to sign a maintenance contract with Copy Products on the copy machine in the Sheriff's Dept. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve the purchase of a file server from Advantage Computer for \$8,310.00 for the Sheriff's Dept. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to let the sheriff purchase a restraint chair for uncontrollable prisoners and to let the sheriff use his discretion in the purchase. Charlie Trask seconded the motion. The motion passed 3-0.

After discussing an estimate of \$52,000.00 to add on to the sheriff's dept., Charlie Trask motioned to advertise for bids on the addition. Marty Read seconded the motion. The motion passed 3-0.

Zoning Administrator, Andy Mayhugh presented the commission with a conditional use permit renewal for Hunt Midwest Mining, Inc. With Jim Murray from Hunt Midwest present to speak for the permit and no one opposing, Charlie Trask motioned to approve C.U.P.019934-46R. Marty Read seconded the motion. The motion passed 3-0. The planning commission had unanimously approved the request.

Mayhugh also discussed a grant program that K.D.H.E. has concerning putting in sewer districts in low income areas. Mayhugh will invite someone from K.D.H.E. to attend next week's meeting to explain the grant.

Mike Lewis, Victor L. Phillips discussed prices and options on asphalt rollers. After discussion Marty Read motioned to purchase a DD70 Ingersol Rand asphalt roller for \$69,000.00 that the county will pick up in Kansas City. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of County Treasurer, Ellie Davey, Marty Read motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a personnel issue relating to a non-elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission and treasurer attended the executive session.

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

As a result of the executive session, Charlie Trask motioned to change the title of Janet Kleweno to Deputy Tax Clerk and increase her salary by \$78.12 per month effective March 1st. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a legal issue related to the Solid Waste contract with Waste Management Co. Charlie Trask seconded the motion. The Motion passed 3-0. The commission, clerk, county counselor, and solid waste coordinator attended the executive session.

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

Charlie Trask motioned the county counselor to continue to negotiate with Waste Management Co. on our contract renewal for them to haul Linn County's trash. Herb Pemberton seconded the motion. The motion passed 3-0.

Dave Burnett, S.E.K. Regional Planning Commission Chairman discussed by phone the need for Linn County to review the overall economic development program. Burnett will get the information to Dennis Arnold.

Marty Read motioned to pass Resolution #99-9 declaring surplus property. Charlie Trask Seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-9:

The commission reviewed a letter from Albert Murray, J.J.A. Commissioner in response to their letter to him concerning support for Miami County to receive a Juvenile Detention facility.

Marty Read motioned to approve a \$6,000.00 request for 1999 match dollars from the East Central Kansas Area Agency on Aging. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed a letter from Don George, Dept. Of Wildlife and Parks, concerning a community lake assistance program grant. No action was taken.

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

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County Clerk

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Commission Chair

March 5, 1999

The Linn County Commissioners met as the Board of Canvassers at 8:30 a.m. to canvass the March 2, 1999 primary election. Those present were: Marty Read, chairman; Charlie Trask, vice-chairman; Herb Pemberton, member; Don Proffitt, county clerk, and Dee George, Deputy Election Officer.

The commission reviewed the returns from North Potosi, South Potosi, Mound City and the new City of Linn Valley comparing the AIS results and the abstract, finding no errors.

Marty Read motioned to count 13 provisional ballots and 1 advance ballot and not to count the 5 provisional ballots. Charlie Trask seconded the motion. The motion passed 3-0.

The 13 provisional ballots and 1 advance ballot were counted and added to the present totals.

Having finished with the canvass, Marty Read motioned to adjourn as the Board of Canvassers. Herb Pemberton seconded the motion. The motion passed 3-0.

At 9:45 a.m., March 5th, 1999 the Board of Linn County Commissioners met in a called session to meet with Ken Huber to discuss the financial conditions of the LaCygne and Mound City Medical Clinics. Commission Chairman, Marty Read called the meeting to order.

Marty Read motioned to recess from the Board of Commissioners into executive session for 30 minutes to discuss confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts and individual proprietorships. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and Ken Huber attended the executive session.

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

Commissioner Read advised Ken Huber that they were going to digest the information from Huber and that they will contact him when they have made some decisions or if they have further questions for him.

Marty Read motioned to adjourn until 9:00 a.m., Monday, March 8th. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

March 8, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$133,982.15; Appraiser, \$3,253.82; Rural Fire, \$4,662.50; Road & Bridge, \$133,306.35; Community Correction, \$9,239.92; DARE, \$25.90; Elderly, \$13,714.63; Zoning, \$353.75.

The Commission Chairman signed the following add/abate/refund order numbers: personal property 1812-1820 and real estate 987.

Kermit Chase discussed the need to purchase some conveyor belting for the pug mill. The amount is just over \$600.00. The commission asked Chase to use his own judgment on the purchase.

The commission gave Danny Morris, 1st District permission to purchase bulk motor oil, approximately 200 gallons at a time.

Ben Fortman, Noxious Weed Director presented the commission with a copy of the Kansas Open Meeting Acts that he received at a conference he attended.

Darrell Lane, Solid Waste Coordinator reported Mound City would like to move the compactor to the north end of town by the Lagoon. The commission agreed to the move.

The commission read a joint press release stating that St. Luke/Shawnee Mission will keep the LaCygne and Mound City medical clinics open until December 31, 1999. Following is a copy of the press release:

Marty Read motioned to recess from the board of Commission meeting into executive session for 15 minutes for a legal matter to discuss contract negotiations with Waste Management. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk and Lane attended the executive session.

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

At 9:30 a.m. the commission opened bids to farm 22.9 acres near the Transfer Station. The commission received only one bid. Charlie Trask motioned to accept the \$750.00 bid from Garland Ginther, Fulton. Herb Pemberton seconded the motion. The motion passed 3-0.

Ron Matteson and Buddy Clark with Koch Materials Company discussed the asphalt laid on the 2 miles west of Prescott and wondered if the county plans to extend that asphalt project or if the county has any similar projects. The commission asked the road foreman to discuss the possible projects.

Marty Read motioned to sign a contract with Kleen Company to provide rugs at doorways at \$22.83 every two weeks. Herb Pemberton seconded the motion. The motion passed 3-0.

A request from Heartland Electric asking permission in writing from the county to move the electric poles closer to the roadway on the north Boicourt road, so they could then get a permit from Kansas Department of Wildlife and parks. The commission agreed to give them permission in writing although they didn't see why Hartland would need a permit from KDWP. To move poles located on county property.

The commission approved to advertise for bids to have the Sheriff Building remodeled and addition built for E-911.

Marty Read motioned to let Mine Creek F.C.E. use the courthouse lawn April 3rd for an Easter Egg Hunt. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a request from Ryan Hines and Boy Scout Troop to clean right-of-way on 550 from Snow Hill east to 1103 then south to 52 Highway and for the commission to purchase 20 orange safety vests. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to pass Resolution 99-10 to declare several items as surplus property to be sold at auction March 12, 1999. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of Resolution 99-10:

Marty Read motioned to sign agreement with Schmidt Surveying, Parker, to perform contract work for the county as needed. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed Lobbyist Whitney Damron's client list. No action taken.

The commission discussed locking in a loan rate for purchasing the E-911 equipment. But decided to accept the rate in effect at the time of purchase.

Rick Porter, Lake Region RC&D gave the commission an update on their projects, a playground at Prescott, grant writing class, dry hydrant and other miscellaneous issues.

Marty Read motioned to sign authorization for the C.O.P.S. Trustee to pay \$31,292.00 to Triangle Builders on the America One Building Contract. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve a permit to bury water line located 1 mile east of Prescott and 1/4 mile south. Requested by RWD #2, Bourbon County. Marty Read seconded the motion. The motion passed 3-0.

The commission reviewed a letter from USD 346 thanking the commission for their support of career day and the presentation that Marvin Stites and Diane Van Kirk gave.

Ladean Kempinger reported that a compressor went out of a refrigerator at the Centerville Nutrition Site and would take several days to get one. Marty Read motioned to purchase a new refrigerator from Randall Hardware for \$589.00. This refrigerator is on the floor and ready to deliver. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m., Monday, March 15th, Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

March 15, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman, Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk and Gary Thompson, county counselor.

Charlie Trask motioned to approve the minutes of the last regular meeting as printed and the minutes of the March 4th canvass of the March 2nd Primary. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$79,943.41; Employee Benefit, \$21,895.71; Community Policing, \$477.66; Appraiser, \$9,385.47; Rural Fire, \$1,711.11; Road & Bridge, \$28,086.71; Community Correction, \$14,397.06; DARE, \$599.57; Crime Victim Assist. \$942.80; Elderly, \$7,746.16.

The commission chairman signed the following add/abate/refund order numbers: personal property 1821 and real estate 988 - 1012.

Solid Waste Coordinator, Darrell Lane reported that K.D.H.E. had inspected the transfer station and other compactors in the county and all had passed.

Several other road issues were discussed, setting stubs and posts for 911 signs, purchasing grader tires, bridge repairs with no motions being made.

Marty Read motioned to recess from the Board of Commission meeting into executive session for one hour to discuss a legal issue concerning the over run costs on the Boicourt Bridge. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended along with K.D.O.T. Reps, Vern Everhart, Bruce Fillippi, Jim Barnes, Mike Brite and Jim Metcalf.

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

As a result of the executive session the county counselor will write a letter to K.D.O.T., explaining our continuing opposition to the over run on the Boicourt Bridge.

Fire Coordinator, Diane Van Kirk and John Black, Fire Chief met with the commission. Bids were opened to purchase a rescue truck for Pleasanton Fire Station. Two bids were received: Conrad Fire bid \$87,917.00 and Boardman Emergency Vehicles bid \$87,545.00. After discussion, it was decided that Van Kirk and Black along with the Fire Board will review the bids and make a recommendation at next weeks meeting.

Deb Baker, K.D.H.E. discussed hardship grants to install sewer projects for areas that qualify. Trading Post and Centerville qualify in Linn County. The commission asked Zoning Administrator Andy Mayhugh to apply for grants for both areas with Centerville being first preference and Trading Post second.

Mayhugh presented the commission with a letter from Senator Robert Tyson in answer to the commission letter concerning Senate Bill 141 and House Bill 2148 having to do with animal confinement feeding operations. No action taken.

Also, was a letter from Tanglewood Lakes residents complaining about nuisances there that was not being handled by the county. Mayhugh and the commission agreed that Tanglewood Lakes should handle all of the nuisances they can with their covenants.

Carl McCollam with Rural Water District #4, Bourbon County asked for a permit to bury water lines. Marty Read motioned to approve the permit to bury water lines in S19 & 20 - R23-T22. Charlie Trask seconded the motion. The motion passed 3-0.

Joe McAfee, Henderson Engineers Inc. met with the commission to offer Engineering Services on a contract basis. No action taken by the commission.

The commission asked the students from Jayhawk-Linn, Pleasanton, Prairie View, participating in Government Day to introduce themselves.

Steve Thompson, County Appraiser discussed the fact that on July 1, 1997 he and all county appraisers had been appointed to a 2-year term instead of the normal 4-year term as appraiser and that new appointments will need to be made this year.

Also, Thompson discussed valuation notices and the overall appraisal process. Also, discussed the increasing number of building permits and new home starts in Linn County.

Mark Schuller, Extension Agent, advised the commission that they plan to move to the old SEK Mental Health Building at 617 South 6th Street, Mound City in the near future.

Charlie Trask motioned to approve the Sheriff's Monthly fee Report for February. Herb Pemberton seconded the motion. The motion passed 3-0.

The Commission discussed attending a 10:00 a.m. meeting Wednesday, in the annex with Miami and Bourbon County, concerning 6th Judicial JJA and also the March 18th, SEK Officials Meeting in Sedan.

The Clerk advised the commission that JJA Commissioner Albert Murray has designated Miami County as the Administrative County for the 6th Judicial District.

Marty Read motioned to pass resolution 99-11 concerning the rebuilding of a portion of the Riley Hensley Road of 1899. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of resolution 99-11:

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

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County Clerk

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Commission Chair

March 22, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Herb Pemberton, member; Don Proffitt, county clerk.

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

Noxious Weed Director, Ben Fortman presented the commission with chemical bids. Marty Read motioned to accept the low bid from Terra International, at \$51,749.96. Herb Pemberton seconded the motion. The motion passed 2-0. Other bids were Pueblo and Drexel Elevator.

Kermit Chase presented bids on road oil. Bids received were from Coastal Energy, Koch Materials, National Oils and Vance Brothers. The low bidder was Coastal Energy at .6329 cents for MC-30, .5906 cents for MC-800, .467 cents for EA-150 and .467 cents for EA-300. Since there was a question brought up by Jason Johnson with Koch Materials, the commission asked Kermit Chase to check into this.

Tuesdee Stark presented a bid from Cook, Flatt and Strobel for work at Boicourt Bridge Project in the amount of \$1,626.87. The commission reported they didn't want to pay the invoice until they found out what it is for.

Charlie Trask arrived at the meeting. County Counselor Gary Thompson arrived at the meeting.

Charlie Trask motioned to sign a two-year Ag lease with Garland Ginther, Fulton to farm 22 acres near the Transfer Station at \$750.00 per year. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to publish to close an additional 300' of a road known as the Robert Bass road. Charlie Trask seconded the motion. The motion passed 3-0.

Solid Waste Coordinator Darrell Lane discussed the need to repair the buildings at the La Cygne and Prescott compactor sites. Lane will check into how much work needs to be done.

Bids were opened for a new dump truck for District #2 and District #3. Merle Kelly Ford bid \$58,673.00, Kansas Truck Center bid \$62,463.00, Beckman Ford bid \$60,720.00 and Cox Motor Company bid \$61,990.00. All bids were without trade. Road Foreman John Black and Harry Wisdom will review the bids and get back with the commissioners next week with recommendation.

Road District #2 Foreman John Black received permission to purchase two grader tires.

Marty Read motioned to recess from the Board of Commissioners meeting into executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor and Road Foreman Harry Wisdom attended the executive session.

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

As a result of the executive session, Marty Read motioned to transfer John Byington to Road District #3 and to post his position in Road District #2 to county employees for five days. Charlie Trask seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites notified the commission that he had hired Charlie Rowe, Pleasanton part-time to help with prisoner transport at \$5.65 per hour.

Due to an attempted jail break the commission gave approval for Sheriff Stites to purchase another camera to cover the bull pen door.

At the request of Stites, Marty Read motioned to allow him to purchase a Savin Copier from Copy Products, Iola, Kansas for \$3,781.00. Charlie Trask seconded the motion. The motion passed 3-0. Stites had also priced a Toshiba Copier.

As a result of last weeks bid opening, John Black and Marvin Stites proposed that the commission purchase the Rescue Truck from Conrad Fire, Olathe for \$87,917.00. Marty Read motioned to accept the low bid for the rescue truck for \$87,917.00 from Conrad Fire, Olathe, Kansas. Charlie Trask seconded the motion. The motion passed 3-0.

The Clerk notified the commission that there is some work that still needs to be done on the counties Bi-annual Bridge inspection and a few other engineering items that need to be done. The commission asked the clerk to call Schwab Eaton and have them give us a proposal.

The commission reappointed Ray Miller as representative and Darrell Lane as an alternate to the Regional Solid Waste Authority.

Marty Read motioned to appoint Don Poole, Mound City as a member to the Linn County Economic Development Committee. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed minutes of a January 25th meeting of the SEK Mental Health Board. No action taken.

Marty Read motioned to appoint the following persons to the 7 member County Hospital Board. Keith Couch, John Teagarden, Bruce Smith, Michelle Bollinger, Clint Jaeger and Don Pease. Charlie Trask seconded the motion. The motion passed 3-0.



Zoning Administrator, Andy Mayhugh presented lot split #67 from James Newquist. Marty Read motioned to approve lot split #67 and to accept the accompanying road easement in Northeast Quarter of S36-T19-R21. Herb Pemberton seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director reported that Midwest Woodworking would like to have the county haul them some of the excess dirt from across the road in the Industrial Park for fill dirt so they can build an addition to their present building. After discussion, Marty Read motioned for the county to haul them the excess dirt that the county will not need for future use. Herb Pemberton seconded the motion. The motion passed 3-0.

Ken Huber and Dennis Owens met with the commission to discuss the LaCygne and Mound City Clinics. Owens reported he feels the clinic can be operated without any or very little subsidy. They feel that four things can be done to improve running the clinics, decrease the large overhead, collect accounts receivable in a shorter period of time, make LaCygne a rural health clinic and change the Medicare fees that are being charged. No action was taken by the commission.

Don George, Kansas Department of Wildlife and Parks presented the commission with a Community Lake Assistance Program Grant Application for the new PWWSD #13 Lake. Marty Read motioned to participate in the CLAP Grant. Charlie Trask seconded the motion. The motion carried 3-0. Following is a copy of the grant application:

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, March 29, 1999. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

March 29, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman, Herb Pemberton, member; Don Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$62,254.54; Employee Benefit, \$41,625.30; Community Policing, \$477.66; Appraiser, \$8,072.85; Rural Fire, \$4,665.64; Road & Bridge, \$27,435.88; Community Correction, \$19,012.64; DARE, \$477.66; Crime Assistance, \$602.84; Elderly, \$7,345.70.

Marty Read motioned to approve a permit to bury cable requested by Peoples Mutual Telephone Company located in Sections 11,12,13 & 14 in T20S, R23E. Charlie Trask seconded the motion. The motion passed 3-0.

Darrell Lane, Solid Waste Coordinator reported that the county had received its share of funds reimbursed through the Solid Waste Management Planning Grant in 1996, (the amount of \$807.08).

Lane and the commission also discussed putting 3-phase electricity to the Transfer Station, the new addition to the Transfer Station and the new contract with no action taken.

Charlie Trask motioned to change the name of Walter's Road going North of Tiger Road to Wattles Road. Herb Pemberton seconded the motion. The motion passed 3-0.

After lengthy discussion on whether or not Coastal Energy meets K.D.O.T. Road Oil specs, Charlie Trask motioned to purchase this years road oil from Koch Industries at the following per gallon prices: MC30 at .70 cents, MC800 at .69 cents, EA150 at .5124 cents, EA3003 at .5199 cents. Marty Read seconded the motion. The motion passed 3-0. Also, in question was how much notice would be required from Coastal Energy to cancel an order.

Commissioner Read motioned to pay \$4,190.01 to Kirkham Michael for engineering work at the Middle Creek Bridge project. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission asked that bids be taken to mow the Centerville Senior site and the Centerville Compactor area.

After discussing the confusion over the bids by Scott Lindell on three fuel tanks, the commission rejected Lindell's bid of \$50.00 total for the three tanks and will re-advertised them for sale.

Bids were discussed for the two new dump trucks for road district #2 and #3. John Black and Harry Wisdom recommend we purchase the trucks from Merle Kelly Ford, Chanute. Merle Kelly's bid was \$3,300.00 per truck lower than Cox Motor Company, Pleasanton. Marty Read motioned to purchase the trucks from Merle Kelley at \$58,673.00 each. Charlie Trask seconded the motion. The motion passed 3-0.

Bids for remodeling the Sheriff's department were opened. Top Line Construction Company, Pleasanton, bid #1, \$43,575.00 plus \$4,980.00 electrical, bid #2 \$32,935.00 plus \$3,365.00 electrical. (Does not include a conduit or lines to meter box.) Triangle Builders bid #1 was \$99,863.00, bid #2 was \$76,681.00 plus \$10,000.00 budgetary allowance for electrical and \$2,500.00 for plumbing. The commission will study the bids before making a decision.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 20 minutes to discuss a personnel issue related to a non elected employee. The commission, clerk, county counselor and road foreman John Black attended the executive session.

Charlie 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.

County Appraiser Steve Thompson presented a map for review by the commission that includes all new E-911 road numbers and names and reported that several different overlays of the map could be produced. Thompson invited the commission to his office to see the process.

Thompson also reported he is sending out valuation notices to county land owners, April 1st. Property owners will have 30 days to call and schedule an informal hearing on the value of their property.

Andy Mayhugh, Zoning Administrator presented the commission with a renewal request for a conditional use permit requested by Paul and June Myers, Snow Hill Rock Company. Charlie Trask motioned to approve conditional use permit #029935-80R for 6-years. Marty Read seconded the motion. The motion passed 3-0. The Planning Commission had approved the permit.

Mayhugh presented the commission with a Trading Post Sewer survey, after discussion Charlie Trask motioned to do a feasibility study on sewer districts for Centerville and Trading Post. Herb Pemberton seconded the motion. The motion passed 3-0. The commission had received a letter from Ernie Davidson, Linn County Health Officer asking the commission to create the sewer districts in these two areas.

Mayhugh reported it is time to request our grant for year 2000 for the LEPP Grant. Charlie Trask motioned to apply for the FY 2000 LEPP Grant Program. Marty Read seconded the motion. The motion passed 3-0.

James Pickett and Robert Gavin with Kirkham Michael Engineering met with the commission to discuss the overage on the contract for installing utilities to the east Industrial Park at LaCygne. After discussion, Marty Read motioned to approve the overage with a maximum of \$9,800.00 total, including the \$632.60 bill from Geo Systems, Kansas City, Missouri. Herb Pemberton seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director reported that there have been very few requests for the home remodeling grants and asked that the commission and newspapers publish the fact.

Arnold reported he plans to do the Youth Grants again this summer.

Dave Burnett, SEK Planning Commission met with the commission to push for approval and adoption of OEDP Plan and resolution. Also, Burnett presented the commission with the annual due's invoice of \$3,638.00 that the commission approved.

The commissioners reviewed the February 23rd minutes and a March 30th meeting agenda for the SEK Multi County Health Board. No action taken.

Marty Read motioned to approve the inter-local agreement providing for participation in the 6th Judicial District Community Service Program. Herb Pemberton seconded the motion. The motion passed 3-0. This agreement designates Miami County as the administrative county.

The commission reviewed and approved the Lake Region RC&D Budget.

After reviewing a request for a fence view, requested by Jeff Thoele North of LaCygne, Marty Read motioned to set April 19th at 1:30 p.m. as the day for the fence view and for the clerk to notify those landowners involved. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission into executive session for 10 minutes to discuss a personnel issue relating to a non-elected employee. Charlie Trask seconded the motion. The motion passed 3-0. 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. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

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

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County Clerk

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Commission Chair

April 5, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Herb Pemberton, member; Don Proffitt, county clerk, Gary Thompson, county counselor; commissioner Trask was absent.

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

Chris Hofer, Vice President of Operations, Continental Coal Company met with the commission to discuss a permit to mine coal. Continental Coal would like permission to close approximately 1520 feet of road in Section 11, Township 23S, Range 24E. Marty Read motioned to publish the temporary closing of the above road. Herb Pemberton seconded the motion. The motion passed 2-0.

Solid Waste Coordinator, Darrell Lane invited the commission to a fishing derby for kids to be held at the Pleasanton West Lake, April 10th at 9:00 a.m.

Herb Pemberton motioned to allow the Road Department to purchase a water pump to replace the one that was stolen last fall. Marty Read seconded the motion. The motion passed 2-0.

The April 13th meeting for county commissioners and county engineers in Chanute at the K.D.O.T. Building was discussed. No action taken.

The commission agreed to meet Friday, April 9th at 9:00 a.m. to meet as the Board of Canvassers to canvass the April 6th City/School Election.

The commission reviewed and approved a letter for St. Lukes/Shawnee Mission and Linn County to be sent to the clients of the LaCygne and Mound City Clinic concerning a schedule for the Doctor and the fact that Linn County Hospital Board will be running the clinics after January 1, 2000.

After discussing the remodeling and addition to the Sheriff's Department Building to house E-911. Marty Read motioned to award the bid for the project to Top Line Contractors, Pleasanton. Herb Pemberton seconded the motion. The motion passed 2-0. A contract will be prepared and Top Line must provide insurance.

Charles Watson, Waste Management and the commission discussed the new proposed 5-year contract for the county's solid waste to be hauled by Waste Management. Marty Read motioned to sign the contract with Waste Management of Kansas. Herb Pemberton seconded the motion. The motion passed 2-0.

Randy Gorton, Kirkham Michael updated the commission on the Boicourt Bridge. All the beams are up and some concrete has been poured.

Marty Read motioned to advertise for bids to replace a bridge northeast of Prescott and also to repair a bridge in Road District #2. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to authorize for the C.O.P.S. Trustees to pay Triangle Builders \$175,696.00 for work on the America One Building from the C.O.P.. Herb Pemberton seconded the motion. The motion passed 2-0.

At the request of Nutrition Director Marilyn Augur, Marty Read motioned to recess from the Board of Commissioners meeting into executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 2-0. The commission, clerk, and Augur attended the executive session.

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

As a result of the executive session, Marty Read motioned to hire Debbie Staton as cook at the Pleasanton Senior Site at \$6.45 per hour. Staton is to have a pre-employment physical and will be on the normal 6-month probation. Herb Pemberton seconded the motion. The motion passed 2-0.

The commission agreed by consensus to Augurs request to increase the suggested donation for a person 60 or older from \$1.50 per meal to \$1.75 per meal at the nutrition sites.

Marty Read motioned to recess the Board of Commission meeting for 10 minutes into an executive session to discuss a legal issue. Herb Pemberton seconded the motion. The motion passed 2-0. 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. Herb Pemberton seconded the motion. The motion passed 2-0. No action taken.

Ron Adkinson, Coastal Energy met with the commission concerning the bid for the counties road oil not being accepted last week. Adkinson assured the commission that their road oil does meet specs and that they will accept a 2-hour cancellation without charge. Both issues are contrary to what the Koch Salesman told the commission last week.

After discussion, Marty Read motioned to rescind the decision last week to accept the higher bid from Koch Oil and to accept the low bid from Coastal Energy. Herb Pemberton seconded the motion. The motion passed 2-0.

Chris Caruthers Holiday Lakes Home Owners Association and several others met with the commission to discuss the fact that it was agreed to close an entrance in Holiday Lakes and opening another entrance on top of the hill. However, a load of rock has been dumped in front of the entrance (partly on county right-of-way) to keep people from using the entrance. After discussion the commission instructed road foreman John Black to remove any rock that is on county right-of-way.

Herb Pemberton motioned to pass Resolution #99-12 adopting the 1998 OEDP of the SEKRPC. Marty Read seconded the motion. The motion passed 2-0. Following is a copy of Resolution #99-12:

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m. Friday, to meet as the Linn County Board of Canvassers. Herb Pemberton seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

April 9, 1999

The Linn County Commission met at 9:00 a.m. as the Board of Canvassers to canvass the April 6th City/School General Election. Those present were Marty Read, chairman, Charlie Trask, vice chairman; Herb Pemberton was absent.

Marty Read motioned to appoint Dee George as the third member of the Board of Canvassers to replace Commissioner Pemberton. Charlie Trask seconded the motion. The motion passed 2-0.

The commission reviewed the results of the A.I.S. printout and the Abstract Book. Also, they reviewed all the write-in votes and added them to the election results.

The Board reviewed 29 provisional ballots and decided that 13 provisionals should be counted. One mailed advance ballot that was returned not deliverable as addressed was determined not to be counted.

The 13 provisional ballots were counted on the A.I.S. machine and added to the county totals.

Marty Read motioned to adjourn as the County Board of Canvassers. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

April 12, 1999

The Board of Linn County Commission met in a regular session. Those present were Marty Read, chairman, Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$198,976.15; Appraiser, \$2,039.50; Rural Fire, \$6,439.99; Road & Bridge, \$80,005.48; Community Correction, \$9,770.30; Law Enforcement, \$67.80; Spl. Fire Equipment Replacement, \$7,869.30; Crime Victim Assist., \$2,676.34; Elderly, \$10,025.95; Economic Development, \$47,559.68; Zoning LEPP Grant Fund, \$532.00.

The Commission Chairman signed the following add/abate/refund order numbers: personal property 1822 - 1828.

The Commission gave John Black, Road District 2 Foreman permission to go out for bids to build two bridges in District #2. The advertising will be placed in the Linn County News.

Marty Read motioned to approve a permit to bury cable requested by Sprint United located in the NE 1/4 of S35-T22S-R23E. Montgomery Road. Charlie Trask seconded the motion. The motion passed 3-0.

The commission gave approval for Harry Wisdom to purchase culverts for Road District #3.

The issue of uniforms was discussed for Solid Waste and road employees. The commission asked Darrell Lane to check on prices.

Marty Read motioned to vacate 260' of the Robert Bass Road as published. Charlie Trask seconded the motion. The motion passed 3-0. There had been no opposition to closing this portion of the road. Following is a copy of the Notice to Vacate:

Marty Read motion to sign a letter of intent and send to K.D.O.T. explaining that the county will pay the portion of the cost of the Boicourt Bridge for which we are found liable. Herb Pemberton seconded the motion. The motion passed 2-0 with Charlie Trask abstaining.

The commission reviewed bids for mowing the Centerville Nutrition site and the compacter site. Bids received were Weickert mowing \$50.00 per mowing, Linco Lawn Service \$75.00 per mowing and Raitinger Mowing at \$75.00 per mowing. Marty Read motioned to accept the bid from Weickert Mowing Service at \$50.00 per mowing. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission refused a request by Bill Wolfinger to install a cattle guard in an open county road.

Marty Read motioned to publish to vacate a portion of county road known as the J.M. Robey in Paris Township. Charlie 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 personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and Noxious Weed Director Ben Fortman attended the executive session.

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

Zoning Administrator, Andy Mayhugh presented the commission with lot split #68 requested by Charles, Linda, Robert and Stephen Haverfield. After reviewing the request Marty Read motioned to approve lot split #68 and to accept the accompanying road easement. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh brought up the fact that Tower Metals had come into apply for a building permit for a 55,000 sq foot building and the permit would cost over \$1,000 which Tower Metals felt was excessive. After discussion, Marty Read motioned to cap building permits at a maximum of \$200.00. The motion died for lack of a second. Marty Read motioned to limit building permits to a maximum of \$150.00. Motion died for lack of a second. Charlie Trask motioned to limit building permits to a maximum of \$100.00. Herb Pemberton seconded the motion. The motion passed 2-1.

Requiring sanitation inspections with all real estate sales in the county was discussed with no decision being made. Mayhugh will review the codes and bring them to the commission for possible changes.

Miami County Counselor, David Heger presented the commission with a community service interlocal agreement for the 6th Judicial District for Miami County to be the administrative county. Marty Read motioned to sign the agreement. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to pass Resolution #99-13 concerning the 6th Judicial Interlocal Agreement. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-13:

Bruce Holt, Park Director asked for and received permission to hire a life guard and also a person to work at the marina and clean cabins. These will be temporary positions at \$5.65 per hour.

Sheriff Marvin Stites presented the commission with an estimate for a 20 bed addition to be built on the east side of the present facility with the cost to be approximately \$500,000.00. No action taken by the commission.

Also, Stites reported that he did get a company to measure cell doors that were damaged in the attempted escape but does not have any prices yet.

The commission agreed by consensus that Top Line Construction must provide a performance bond on the remodeling and addition to the Sheriff's Department.

Marty Read motioned to recess from the Board of Commissioners into executive session for 15 minutes to discuss a legal issue. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and county Sheriff attended the executive session.

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

Linn County Treasurer Ellie Davey presented the commission with interest earned as of March 31, 1999 in the amount of \$39,253.14. The interest this year is running behind last year.

Marty Read motioned to approve the Prescott Senior Center quarterly report through March 31, 1999. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session to discuss a legal issue with the county counselor for 10 minutes. Charlie 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. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, April 19th. Herb Pemberton second the motion. The motion passed 3-0.

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County Clerk

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Commission Chair



April 19, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Donald L. Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission motioned to approve the following pays/special pays: General, \$105,768.78; Employee Benefit, \$22,626.46; Community Policing, \$499.70; Appraiser, \$7,995.00; Rural Fire, \$1,711.11; Road & Bridge, \$27,679.66; Community Correction, \$14,192.58; DARE, \$533.45; Crime Victim Assist., \$325.44; Elderly, \$6,355.15.

The Commission Chairman signed the following add/abate/refund order numbers: personal property 1829 - 1831.

Herb Pemberton motioned to approve a permit to bury water line requested by RWD #3 located at N1/4 of SE 1/4 of 22-19S-R22E, ½ mile south of the Miami County line. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a permit to bury three water lines requested by RWD#2. One located at 900th and Underhill Road one located at 800th and Ungeheuer Road and one located at 1050 Massey Lane. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to allow Road District #1 to advertise for bids for a new mowing tractor. Charlie Trask seconded the motion. The motion passed 3-0.

Solid Waste Coordinator, Darrell Lane reported the county can start the amnesty program on pre-law tires to be brought to the landfill free of charge. Lane will advertise the fact.

Larry Robinson, Traffic Control reported that he had attended the KDOT meeting in Chanute last week. Robinson updated the commission on sign and stripping regulations.

Marty Read motioned to sign a contract with Topline Construction Company, Pleasanton to remodel and add onto the south side of the Sheriff Department. Amount of the contract is \$48,555.00. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed information received by mail on cemetery mowing bidding procedures from Centerville Twp., Cemetery District #3, Valley Twp., Blue Mound Twp. And Potosi Twp. With no action taken.

The commission reviewed a letter from the former mayor of Pleasanton, thanking them for working with him during his 4-years as mayor.

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

Marty Read motioned to pass resolution #99-14 a waiver from the generally accepted accounting practices for county auditors. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-14:

Stacey Furse, Paris Township Treasurer discussed the bids they received for mowing cemeteries. They had received two bids one from Randy Beckman who has mowed for them in the past and Jim Dwight who was low bidder, but had not set out just what he would do such as trimming and picking up flowers. The commission asked Furse to contact Dwight and see what services his bid contains before deciding on who should get the bid.

At 10:00 a.m. bids were opened to do a feasibility study for sewer districts for Centerville and Trading Post. Bids were received from Shetlar Griffith, Iola and Kirkham Michael, Louisburg. Mayhugh will study the bids and make a recommendation to the commission next week.

Richard Wurtz, Ralph Myrick and Gary Gobel met with the commission to discuss the possible annexation of Myrick's property located east of Mound City. The proposed platt was reviewed along with possible problems with the annexation.

Michelle Black, Midwest Assistance Program met with the commission to give them an overview of the services her company could provide Linn County concerning the proposed sewer districts in Centerville and Trading Post.

Marty Read motioned to use the Midwest Assistance Program as needed while developing the sewer districts. Herb Pemberton seconded the motion. The motion passed 3-0.

Gene Bonham, Community Corrections Director presented the commission with the FY2000 adult plan and comprehensive plan. After reviewing the plan, Marty Read motioned to approve the comprehensive plan and adult plan. Charlie Trask seconded the motion. The motion passed 3-0.

It was also discussed that Gene Bonham will be leaving Community Corrections, April 30th and will be moving to Texas. The commission thanked Bonham for his efforts with Community Corrections.

Doug Flatt with Cook, Flatt & Strobel met with the commission to discuss an invoice the county had received with no explanation of the services provided. Flatt explained that the invoice was from engineering services that were necessary due to the length of time and cost over runs because of the Boicourt Bridge. The commission agreed by consensus to pay the invoices.

Marty Read motioned to publish a notice of plans to temporarily close a portion of Read Road between 100th and 200th roads. Herb Pemberton seconded the motion. The motion passed 3-0. Continental Coal Company will mine through the road and then replace the road.

Tuesdee Stark advised the commission that the annex copier has had more than 500,000 copies ran through it and has been needing some repairs. The commission agreed to allow copy products, Iola to demo a digital copier.

With nothing further on the agenda, Marty Read motioned to recess until 1:30 p.m. to meet as fence viewers as requested by Jeff Thoele 1 mile north of LaCygne. Charlie Trask seconded the motion. The motion passed 3-0.

At 1:30 p.m. the commission met as fence viewers at the north fence line of Jeff Thoele approximately 1 mile north of LaCygne as requested by Thoele. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk and Jeff Station, Linn County Undersheriff.

Also, present were adjoining landowners' Jim Jenkins and Paul Hartsock. Neither Thoele or a representative for Thoele attended the fence view.

After waiting until 2:00 p.m. for Thoele the commission listened to the explanation of Jenkins and Hartsock. They both stated that there had not been a fence on the property line before. They stated that Thoele had bulldozed brush and trees (some on Jenkins Property) and had built a new five wire barbed fence.

The both stated they had no reason to have a fence put in since there are no cattle on either side and they had no recollection of a fence being there in the past.

The commission reported they would take their finding and make a decision at a later date.

Marty Read motioned to adjourn. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

April 26, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Donald L. Proffitt, county clerk and Gary Thompson, county counselor.

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

The commission chairman signed the following add/abate/refund order numbers: personal property #1832.

Darrell Lane, Solid Waste Coordinator presented prices for uniforms for county employees. After discussion, the commission decided not to rent uniforms for employees at this time.

Lane and the commission discussed the Lake Region, Solid Waste Committee meeting to be held in Garnett, May 18th. No action taken.

Larry Robinson, Traffic Control discussed signs on Tiger Road at Mine Creek with no action taken.

Marty Read motioned to approve 2 permits to bury water lines requested by RWD #3. Both located west of 7 Highway on 1700th between 7 Highway and Iliff Road. Charlie Trask seconded the motion. The motion passed 3-0.

Ron Briggs with Natural Resources Conservation Services met with the commission to discuss timber bridges, stating that timber bridges with over 36' span get very expensive. Also, Briggs reported there is grant money for walk bridges and other properties. Briggs will get the county an application for RC&D to research for grants for a cost of \$40.00.

Tuesdee Stark presented the commission with a corrected agreement for temporary road closures on Read Road between 200th and 300th. The commission chairman signed the agreement with the corrected legal description.

Stark also discussed the price of the digital copier machine that Copy Products has demonstrated the last week. Marty Read motioned to purchase a Konica 70/40 digital copier from Copy Products Inc. for \$8,000.00. Charlie Trask seconded the motion. The motion passed 3-0.

Lane announced that household hazardous waste will begin in Linn County, May 8th at LaCygne.

After the road foreman reported they cannot find quality help at \$5.65 per hour, Marty Read motioned to increase the salary for temporary employees mowing in Road Department to \$7.00 per hour. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed the March 30th meeting minutes and the agenda for the April 27th meeting and the SEK Multi County Health Board, with no action taken.

Marty Read talked by phone to 12th District Senator Robert Tyson about the need to pass a transportation bill this session.

Marty Read motioned to not accept a USDA farm payment on the East LaCygne Industrial Park. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve the Sheriff's monthly fee report for March 1999. Marty Read seconded the motion. The motion passed 3-0.

Stacy Furse, Paris Township treasurer discussed the cemetery bids with the commission. After discussion, Furse reported that Paris Township was going to take the bid from Randy Beckman. Beckman has previously mowed for the Township and has done a good job.

The commission agreed that the fence view requested by Jeff Thoele had been negated by the fact that Thoele did not show for the fence view. If Thoele wants a response on a fence view, he will have to request another fence view.

Zoning Administrator, Andy Mayhugh reported on the bids for feasibility study for sewer district in Centerville and Trading Post were received from Kirkham Michael for \$668.00 and Shetlar, Griffith, Shetlar for \$2600.00. However, the bid from Kirkham Michael did not include the preliminary engineering design work. Also, both companies bids stated that if they get the engineering work on the projects, that they will refund the contract amount for the feasibility study. Marty Read motioned to accept the bid from Shetlar Griffith Shetlar due to some past performance from Kirkham Michael. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh also discussed the plat north of LaCygne known as Deer Trail Subdivision. The commission as part of approving the subdivision required that a cul-de-sac be built in the subdivision and it has not been built. After discussion, Charlie Trask motioned to call in the letter of credit of \$3500.00 and to have the road built. Herb Pemberton seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites presented a contract from Miami County to house Linn County prisoners. The commission asked the counselor to review the contract and present it at next weeks meeting.

Dennis Arnold, Economic Development Director reported that Tower Metals will accept 23 acres across from the Transfer Station to erect their building rather than the 60 acres that was in the contract.

Also, Arnold reported on a CDBG Grant for Hospital District that can be applied for to purchase buildings and equipment. Arnold reported that Robert Stocking has agreed to apply for the grant.

Also, Arnold stated that the youth development grants will be decided Thursday Night April 29, 1999.

Friday, June 4th will be ground breaking for tower Metals Building in the morning and a ribbon cutting for Tech Parts will be in the afternoon.

At the request of Arnold, Marty Read motioned to recess from the Board of Commissioners meeting into executive session for 15 minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, Arnold and county counselor attended the executive session.

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

As a result of the executive session, Marty Read motioned to approve a new employment contract with Dennis Arnold except for a portion in the termination portion of the contract. Charlie Trask seconded the motion. The motion passed 3-0.

Nutrition Director, Marilyn Augur discussed cooking meals for prisoners. The commission asked Augur to talk to the Sheriff.

Also, discussed K.D.O.T. contract to purchase a medical van. Marty Read motioned to sign the contract with K.D.O.T. for the purchase of the vehicle. Charlie Trask seconded the motion. The motion passed 3-0. The vehicle will cost \$35,090.00 with Linn Counties portion of 20% being \$7,018.00.

Also, discussed the shingles that blew off the roof of the LaCygne Senior Building. Commissioner Pemberton will get a quote on replacing the shingles. The insurance company adjusted the loss at \$900.00 with a \$500.00 deductible.

Augur also discussed a new policy for drug testing with the Mental Health Consortium for safety sensitive employees. The commission agreed to change the policy on 1st time failing a drug test from immediate termination to keeping an employee if they will take rehab and continue to be drug and alcohol free. Augur will get the wording changed in the policy.

At the request of Dennis Arnold, Marty Read motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion.. The motion passed 3-0. The commission, Arnold and the counselor attended the executive session.

Marty Read motioned to extend the executive session for 15 minutes at which time Arnold left and Andy Mayhugh and the clerk came into the executive session. After 10 minutes, Mayhugh left the executive session.

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

Marty Read motioned to hire Cheyenne Beisiegel as consultant for the Linn County Hospital Board on a part time basis as needed at \$33.00 per hour. Herb Pemberton seconded the motion. The motion passed 3-0. Beisiegel's first project will be to determine the cost of running the LaCygne and Mound City Clinics next year and to start working on rural health clinic designations for the LaCygne clinic.

The commission announced the 1st meeting of the Linn County Hospital Board is to be at 6:00 p.m., May 13th at the courthouse annex. The meeting will be in informational meeting and to elect officers for the Board. The meeting will be open to the public.

Tuesdee Stark announced that calcium chloride has been ordered and will be put on county roads the week of May 24th.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, May 3rd. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

May 3, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Charlie Trask, vice chairman; Herb Pemberton, member; Dee George, county clerks office; Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$51,875.82; Employee Benefit, \$76,649.32; Community Policing, \$477.66; Appraiser, \$7,820.09; Rural Fire, \$4,374.36; Road & Bridge, 27,679.66; Community Corrections, \$20,667.01; DARE, \$477.66; Crime Victim Assist. \$361.60; Elderly, \$6,877.59.

Darrell Lane, Solid Waste Coordinator informed the commission they are ready to start wiring at the Prescott Transfer Station. Charlie Trask motioned to have Foote Construction Company, Pleasanton install the wiring. Herb Pemberton seconded the motion. The motion passed 2-0.

At 8:38 Marty Read arrived at the meeting.

Charlie Trask motioned to hire Terry Smith as an equipment operator with Road District #2 at \$768.04 bimonthly for the first 60 days and then at \$853.37 bimonthly. Smith will start after results of his pre-employment physical. Smith will have the standard 6-month probation period. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read reminded the county employees that they are to log their long distance phone calls and reimburse the county at the end of each month.

Danny Morris presented two permit requests. The first one is to bury water line from Rural Water District #1 in section 21-29-24. Marty Read motioned to approve the request. Charlie Trask seconded the motion. The motion passed 3-0.

The seconded request was from Peoples Mutual Telephone to bore under a road to lay phone line in section S34-T19S-R24E. Herb Pemberton motioned to approve the request. Marty Read seconded the motion. The motion passed 3-0.

Ben Fortman, Noxious Weed Director informed the commission that they will be having a Hazardous Waste Collection, May 8th at LaCygne from 9:00 - 12:00.

After a report that May 6th is National Day of Prayer and at the request of Keith Couch, Marty Read moved to sign a proclamation that May 6th be a day of prayer in Linn County. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of the proclamation:

Tuesdee Stark advised the commission on the current cost to purchase culverts. Marty Read motioned to charge the cost for the culvert plus a \$10.00 per tube administrative fee. Charlie Trask seconded the motion. The motion passed 3-0.

Tuesdee Stark presented the commission with road closures on J. M. Robey Road and Jefferies (Read) Road. Marty Read motioned to close Jefferies (Read) road as published since there were no objections. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of the road closing:

Kenneth Rowley and Bill Wolfinger were present to discuss the closing of J.M. Robey road. Rowley has concerns on the upkeep and responsibilities for the fence along the property if the road is closed. The parties involved decided to work out an agreement between themselves and inform the commissioners of their decision.

Two bids were presented to the commission to purchase 38% calcium chloride. Two bids were received. Scotwood Industries bid .294 per gallon and Carter-Waters bid .319 per gallon. Marty Read motioned to accept the low bid of .294 per gallon from Scotwood Industries. Herb Pemberton seconded the motion. The motion passed 3-0.

Stark also advised the commission that Lockwood Co., Atchison has a program to put all of the old road maps on a cd, which are presently in books that are approximately 100 years old. The commission told Stark to look into the program.

At 9:30 a.m. bids were opened for a bridge west of Wattlers and 400th Roads and repair a 14' center on a bridge at 400th and just east of Ungeheuer Road. Only one bid was received, from Foote Construction, Pleasanton. The bid was \$207 per cubic yard and .28 cents per pound for the reinforcing steel.

Don Proffitt, County Clerk presented the commission with the annual operation and maintenance assurance statement from Kansas Department of Wildlife and Parks. The commission did not sign the agreement.

Proffitt presented the commission with an Emergency Vehicle Permit for David Craven. Marty Read motioned to approve the permit. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Don Proffitt, Marty Read motioned to recess from the Board of Commission Meeting into executive session for five minutes for a legal matter. Charlie Trask seconded the motion. The motion carried 3-0.

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

Marilyn Augur, Nutrition Director asked the commission about how they would like the new policy to be set up for drug and alcohol testing with Mental Health Consortium. The commission advised Augur to have Gary Thompson look over the policy and employee's handbook and to get back with the Augur and the commission.

Dennis Arnold, Economic Development Director discussed with the commission the Youth Employment Grant applications. Marty Read motioned to approve the following youth grants: Linn County Historical Soc. Museum \$800.00; Mound City Historical Soc. \$1500.00; Economic Development Intern, \$1000.00; LaCygne Comm. Park Board, \$1500.00; Mound City

Library, \$1500.00; Prescott Library, \$1500.00; City of LaCygne, \$1100.00; City of Mound City, \$1100.00; City of Prescott, \$1100.00; City of Parker, \$1100.00; City of Pleasanton, \$1100.00; Linn Valley, \$1000.00; Trading Post Museum, \$700.00. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to sign the employment contract with Dennis Arnold as Economic Development Director. Charlie Trask seconded the motion. The motion passed 3-0.

Maribeth Kehl, District Court Clerk and Sharon Barnes, Registrar of Deeds discussed with the commission having pictures taken for the year 2000. The commission appointed Maribeth Kehl, Sharon Barnes, and Ellie Davey to be on a committee to organize the project.

Marty Read motioned to go out for bids to replace shingles at the LaCygne Senior Center with 20-25 year shingles. Charlie Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, May 10th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

May 10, 1999

The Board of Linn County Commissioner met in a regular session. Those present were Vice Chairman, Charlie Trask; Member, Herb Pemberton, County Clerk, Donald L. Proffitt; Commissioner Read was absent.

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

The commission approve the following pays/special pays: \$98,363.13; Appraiser, \$1,498.90; Rural Fire, \$5,047.62; Road & Bridge: \$60,584.43; Community Correction, \$8,260.64; DARE, \$1,075.96; Crime Victim Assist., \$20.00; Elderly, \$11,786.69; Economic Dev. Grant, \$10,293.00; Zoning, \$527.00.

Darrell Lane, Solid Waste Coordinator reported the building at the Prescott Compactor Unit burned. Apparently it was caused by an electrical short. The commission asked Lane to get a couple of bids and to accept the low bid to have the building replaced.

Lane asked for and received permission to close the transfer station Saturday, May 29th due to Memorial Day Weekend.

Uniforms for Solid Waste and Road Employees were discussed. Several road employees offered to pay ½ of the cost. The commission tabled the issue until a later date.

Lane invited the commission to stop by the transfer station and see the new building.

The commission approved for Kermit Chase to spend up to \$100.00 to purchase an adding machine.

Larry Robinson, Traffic Control reported on E-911 signs inventory. The county will need to keep one sign in stock for every 12 signs in use. The commission gave Robinson permission to go out for bids for the additional 167 signs the county will need to purchase.

The commission reviewed bids for a new mower tractor for the road department. After discussing the bids the commission asked District 1 Foreman, Danny Morris to review the bids and make a recommendation at next weeks meeting.

Charlie Trask motioned to approve two telephone cable burials. One requested by Williams Communications Incorporated and located along the existing Williams Pipeline at crossings and a request by D & L Service and located about 400' East of the intersection of West 300 Road and Faucett Road.

Charlie Trask motioned to approve application #2 for certification of payment by trustees to Triangle Builders on the America One Building in the amount of \$237,924.00. Herb Pemberton seconded the motion. The motion passed 2-0.

Charlie Trask motioned to sign construction agreements with Foote Construction Company to replace a bridge and to repair a bridge. The new bridge to be at 400th and Wattles Road. The bridge to be repaired is on 400th East of Ungeheuer Road. Herb Pemberton seconded the motion. The motion passed 2-0.

The commission agreed to move the May pay date to May 28th before Memorial weekend.

Al Smith registered a complaint about a water problem washing a fence out located on Paine Road south of 52 Highway, on his property. Road District 3 Foreman, Harry Wisdom and the commission discussed solutions. It was agreed that Commissioner Read should look at the problem with Wisdom and come to a decision on correcting the problem.

Lane came back to the commission with two bids to rebuild the transfer station building. Charlie Trask motioned to accept the bid by Delbert Cannon of \$3,600.00. Herb Pemberton seconded the motion. The motion passed 2-0. The other bid by Foote Construction was \$3,851.00.

Paul Meyers a resident of Sugar Valley Lakes discussed with the commission the possibility of the county furnishing equipment and man power if Sugar Valley would supply the material to chip and seal the entrance road from 7 Highway to the club house. The commission after discussion reported they would consider the request.

Sheriff Marvin Stites presented the commission with prices for doors for jail that have been damaged. Herb Pemberton motioned to accept the bid from Chief Industries Inc., Grand Island, Nebraska, for \$6,670.00 installed. Charlie Trask seconded the motion. The motion passed 2-0.

The commission reviewed a request for annexation by the City of Mound City for a tract of land east of town on Highway 52 known as Hillview Estates. The commission decided to wait until the counselor can look at the request before publishing a hearing date.

Jerry Gamble and Bruce Freske with U.S. Fish and Wildlife met with the commission to present a Fish and Wildlife Service revenue sharing check to the county for \$19,190.00. The commission also heard an update on the Federal Wildlife Area, stating that an information center will be built one mile east of 69 Highway on 52 Highway.

The commission announced the Hospital Board meeting to be held Thursday, May 13th at 6:00 p.m.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m., Monday, May 17th. Herb Pemberton seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

May 17, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk and Gary Thompson, county counselor. Charlie Trask motioned to approve the minutes of the last regular meeting as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$48,107.23; Employee Benefit, \$22,009.67; Community Policing Fund, \$523.12; Appraiser, \$7,688.09; Rural Fire, \$1,711.11; Road & Bridge, \$27,801.78; Community Correction, \$13,542.34; DARE, \$567.88; Crime Victim Assist., \$361.60; Elderly, \$5,959.69.

The commission chairman signed the following add/abate/refund order numbers: real estate 1013 - 1015.

Danny Morris, District #1 Foreman discussed the bids for mowing tractors with the commission. After discussion Charlie Trask motioned to purchase 2 John Deere 6600 Series Tractors from Harrisonville Tractor, Harrisonville Missouri for \$35,500.00 each outright with no trade-in. Marty Read seconded the motion. The motion passed 3-0.

After discussion the commission agreed to charge \$10.00 above the cost of tubes when sold to county residents for a handling charge.

Commissioner Marty Read called Dan Bowen with Sprint United after finding out that Sprint had buried a telephone line before approval. After the call and discussion Marty Read motioned to approve a permit to bury telephone cable requested by Sprint United located in Section 3, Township 21S, Range 23E. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve a request to bury telephone cable requested by Craw-Kan Telephone Company located in Section 12,13 &14, T23S, R24E. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission approved for John Black to purchase four new tires for a dump truck from Stainbrooks Wholesale for approximately \$800.00.

The commission chairman received a phone call from Harrisonville Tractor stating they could not sell the county the John Deere 6600 Tractors without the trade-in. Commissioner Read told the dealer to cancel the deal. After the call the commission rescinded the motion to purchase 2 John Deere Tractors from Harrisonville Tractor and asked Morris to check for Ford or other brands of Tractors that may be available.

The commission reviewed and approved the Sheriff Monthly fee report for April 99.

Charlie Trask motioned to move the May 31st Commission meeting to June 1st due to Monday the 31st being a county holiday.

The commission reviewed a letter from Kirkham Michael Engineering concerning the over run on engineer costs for the Boicourt Bridge project.

The clerk reported he had talked to Bill Gilliard with KDOT local projects concerning funding for the counties 5-year plan. Gilliard had reported that it would be July 1, 2003 before the county will have any state or federal funding for the Middle Creek Bridge project or other county projects.

Nancy Ewing, Community Corrections met with the commission to get approval for the condition violator's grant for FY2000. Charlie Trask motioned to sign the FY2000 condition violators grant application. Marty Read seconded the motion. The motion passed 3-0.

Marilyn Augur, Nutrition Director asked for and received permission to park the medical van at Lake Chaparral at Barbara Kluge's home.

Marty Read motioned to recess the Board of Commission meeting into executive session for fifteen minutes to discuss (2) legal issues with the county counselor. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk and counselor attended the executive session.

As a result of the executive session, Marty Read motioned to reject the request of annexation from the City of Mound City to annex the Ralph Myrick Property east of Mound City due to the request being insufficient. The counselor will notify the City by letter.

Marty Read motioned to settle all claims by Morse Auto Salvage Inc. against Linn County, Kansas in regard to towing and storage on a trailer they towed for the Sheriffs Department in 1993 by paying a towing/storage bill of \$5,000.00 and relinquishing to Morse any claim the county might have to the trailer. Herb Pemberton seconded the motion. The motion passed 3-0.

Rubie Scott, Mound City presented the commission with a petition against the proposed annexation of the Ralph Myrick property by the City of Mound City. The commission reported they had rejected the request by the city due to being an insufficient request.

The commission reviewed the Parks receipt and expenditure report through April 1999. No action taken.

Dennis Norton, Tri-Ko/Lake Mary met with the commission to discuss the budget request for 2000. Marty Read motioned to tentatively approve Tri-Ko/Lake Mary request of \$59,610.00. Herb Pemberton seconded the motion. The motion passed 3-0.



Bruce Holt, Park Director reported he will hire a life guard, Johnna Feugate but she will not be certified by Memorial Day weekend. The commission gave Holt approval to hire a temporary certified lifeguard for Memorial Day weekend, if he can find someone.

Also, Holt discussed the letter from Kansas Department of Wildlife and Parks that the commission would not agree to sign. Holt is concerned it may affect future grant money. The commission agreed they did not want any commitments to Kansas Wildlife and Parks.

Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal matter with counsel. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, counselor, park director and Andy Mayhugh Zoning Administrator attended the executive session.

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

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m., May 24th. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

May 24th

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

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

The commission chairman signed the following add/abate/refund order numbers: Real Estate 1037, A-1038, A and 1016 thru 1036 and Personal Property: 1833 - 1834.

The Clerk received permission to have Sprint move a telephone pedestal and Greeley Gas to move a gas line that are in the way of construction on the Sheriff's Department Building. The Greeley Gas estimate is \$850.00 and the Sprint Project will be cost plus.

The commission gave Solid Waste Coordinator Darrel Lane permission to go out for bids to have bi-annual water tests done at the closed landfill.

Danny Morris, District #1 foreman and commission reviewed bids on (2) mowing tractors. Bids received for two new Ford Tractors from Greeley Implement Company \$59,740.00 and R & R Tractor, Fort Scott \$59,400.00. Herb Pemberton motioned to accept the low bid from R & R Tractor for two new Ford Tractors for \$59,400.00 outright. Charles Trask seconded the motion. The motion passed 3-0.

The commission gave approval for Road District #2 Foreman, John Black, to have a John Deere 2555 clutch repaired at Fort Scott John Deere for \$3,758.54.

Herb Pemberton motioned to approve a telephone cable burial requested by Sprint United Telephone Company located at 7 Highway and West 1800th Road. Charlie Trask seconded the motion. The motion passed 3-0.

At 9:30 the commission opened and reviewed bids to replace the roof on the LaCygne Senior Center. Bids were received from Jim McCammon at \$2,600.00 and Clayton Stoker at \$2,450.00. Herb Pemberton motioned to accept the low bid from Clayton Stoker for \$2,450.00. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to sign the L.E.P.P. Grant Request of \$8,703.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed minutes of an April 27, 1999 meeting and a May 25, 1999 meeting agenda for the S.E.K. Multi-County Health Board. No action taken.

Herb Pemberton motioned to sign a Mental Health Consortium Drug & Alcohol Testing Program. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed a request for a permit to mine coal from K.D.H.E. for Continental Coal Company located in Section 10-11 in T23S, R24E. No action taken.

Economic Development Director Dennis Arnold gave the commission an update on moving dirt for Midwest Woodworking and putting gas to the East LaCygne Industrial Park. Arnold also discussed the June 4th Economic Development Tour.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m. Tuesday, June 1st. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

June 1, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk.

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

The commission approved the following pays/special pays: General, \$61,525.76; Employee Benefit, \$37,697.46; Community Policing, \$521.76; Appraiser, \$7,919.28; Rural Fire, \$2,132.05; Road & Bridge, \$28,471.49; Community Correction, \$17,028.05; DARE, \$400.00; Crime Victim Assist, \$610.58; Elderly, \$6,235.57.

At the request of Road District #1 Foreman, Danny Morris, Herb Pemberton motioned to hire Rex Stites and Keith Smith as temporary employees in District #1 at \$7.00 per hour. Charlie Trask seconded the motion. The motion passed 3-0.

Danny Morris reported that Sprint United Telephone has buried another cable across a county road before getting permission.

Marty Read motioned to pay Foote Construction \$967.50 as the county's share of remodeling at the Transfer Station. Charlie Trask seconded the motion. The motion passed 3-0. The balance will be paid directly by Lake Region RC&D.

After Lane reported the building is completed at Prescott, Marty Read motioned to approve payment of \$3,600.00 to DC&Sons for building the Prescott Convenience Center Building. Charlie Trask seconded the motion. The motion passed 3-0.

Lane asked permission to attend a Sunflower Chapter of SWANA, Trash Truck Driver Rodeo to be held in September in Olathe or Lawrence. The commission asked Lane to keep them updated as the time gets closer.

Ray Miller, Lake Region RC&D gave the commission an update on the happenings in the area such as the amounts of grants Linn County has received and also the expected grant to purchase a new trash truck.

After a lengthy discussion the commission agreed to pay ½ of the cost of rental uniforms for Transfer Station employees and to use payroll deductions to pay for them.

The June 5th opening of the West Pleasanton City Lake was discussed by Wildlife and Parks Biologist Don George. George invited the commission to attend.

Lane reported that after talking to landfill closure department of K.D.H.E. the county will not have to take water samples from the landfill this year.

Ben Fortman, Noxious Weed Director presented quotes for chemical prices. Marty Read motioned to take the low bid from Terra International for a total of \$22,642.00. Charlie Trask seconded the motion. The motion passed 3-0. Bids were also received from Pueblo, \$22,735.00 and Drexel Elevator, \$22,867.00.

Lane announced a Household Hazardous Waste Collection in Pleasanton June 19th.

Charlie Trask motioned to sign the FY2000 Linn County Annual Noxious Weed Management Plan. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Marty Read seconded the motion. The motion passed 3-0. The commissioners, clerk and Ben Fortman attended the executive session.

Charlie Trask motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 3-0. As a result of the executive session, Marty Read motioned to increase the wages of George Maloney to \$7.00 per hour beginning June 1, 1999. Charlie Trask seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented the commission with zoning change #Z0499156 requested by Donna and Harry Bergman. Marty Read motioned to approve the zoning change Z0499156 as approved by the Planning Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh presented C.U.P. #049936 for a bait shop and a flea market requested by William Tyler located in Trading Post. Charlie Trask motioned to approve C.U.P. #049936 as requested. Marty Read seconded the motion. The motion passed 3-0.

Steve Thompson, County Appraiser presented the commission a county map with road names. After a lengthy discussion about all the possibilities that are available in mapping, Charlie Trask motioned to purchase the East set of orthos and ownership map scans from Western Air Maps for \$57,025.00. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Thompson, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and Thompson attended the executive session.

After an extension of ten minutes, Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charlie Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Marty Read motioned to increase the salary of Pam Cannon by .50 per hour due to being reclassified as computer mapping technician effective June 1. Charlie Trask seconded the motion. The motion passed 3-0.

Buddy Clark and Ron Matteson, Koch Materials, met with the commission to apologize for any misunderstanding due to the bid of road oil a couple of months ago.

Also, Matteson, wanted to know if the commission planned to finish the overlay on 239 Highway West towards 7 Highway. Commissioner Read reported he had no plans at the present time.

Roxie McKillip, Lake Chaparral resident, met with the commission to try to get approval for her to keep a 1969 model trailer in Lake Chaparral. McKillip reported she had been told by a Lake Chaparral Board member that she did not need approval from county, only Lake Chaparral. McKillip reported she has no money to move the trailer and no place to move it to. The commission tabled the issue until they can consult with the county counselor.

After finding that neither bidder on the LaCygne Senior Center roof repair job has liability insurance, the commission agreed to rebid the project.

The commission reviewed a letter from K.D.O.T. concerning the cost overrun on the Boicourt Bridge. Following is a copy of the letter:

The commission approved a service agreement with Best Power on the county's computer back up battery system for three years for \$2,715.00.

The commission reviewed a letter from Mid-Continent Engineering Company stating the items necessary to be done before letting a bid on the Middle Creek Bridge.

The commission reviewed a request by the City of Pleasanton for a permit from K.D.H.E. for a proposed Kansas Water Pollution Control Permit for waste water treatment. No action taken.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, June 7th. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

June 7, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk, Gary Thompson, county counselor.

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

The commission approved the following special pays: general, \$5,000.00. Ben Fortman and the commission discussed his chemical purchases and the possibility of stopping the cost sharing on chemicals. No action taken.

Darrell Lane, Solid Waste Coordinator reported the county will receive \$9,800.00 from the insurance company for the Prescott Convenience Center that burned. This amount is for the building and contents.

Herb Pemberton motioned to approve a permit to bury water line requested by Page Construction, for Rural Water District #3 located at 2000 Road and Gireau Road. Marty Read seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury cable requested by Peoples Mutual Telephone Company for them to bury fiber optic cable. Marty Read seconded the motion. The motion passed 3-0. The burial will start at Prairie View High School then 2 miles west to 7 Highway then 3 miles south on 7 Highway, then east 5 miles.

Marty Read motioned to approve a permit to bury cable requested by Sprint United Telephone Company located on the south side of West 600 Road, Section 30, Township 22 and Range 23 East. Herb Pemberton seconded the motion. The motion passed 3-0.

Harry Wisdom, District 3 Road Foreman asked the commission if the county would build a road for a new home in another county if Linn County was responsible for maintaining the county line road in front of the new home. The commission reported that Linn County will not build a road in another county.

The commission agreed for Danny Morris, District #1 Foreman to relocate a driveway tube for a property in Rusty Meadows subdivision.

At the request of Andy Mayhugh, Zoning Administrator, Marty Read motioned to sign L.E.P.P. Grant Agreement for the year 2000. Charlie Trask seconded the motion. The motion passed 3-0. The amount of L.E.P.P. Grant to Linn County will be \$8,703.00.

The commission reviewed a letter and resolution from Miami County stating that Miami County has appointed Donald E. Banks as 6th Judicial District Coroner to replace Robert E. Banks who is retiring at the end of this month.

The clerk notified the commission of a July 15 SEK County Officials Meeting in Columbus. All three commissioners reported at this time, they plan to attend.

Charlie Trask motioned to appoint Commissioner Herb Pemberton as the voting delegate from Linn County to vote for Kansas Representative to the Governing Board of the National Association of Counties. Marty Read seconded the motion. The motion passed 3-0.

The commission approved for the clerk to advertise for bids for the counties propane purchase for next year.

The commission asked the county counselor to prepare a resolution to extend the .75 cents per telephone per month E-911 tax for another 3-year period beginning October 1, 1999.

The commission discussed a \$5,000.00 check received from KCP&L for hospital district study. The commission agreed to make the money available to the Hospital Board for start up costs and advertising.

Marty Read motioned to recess from the Board of Commissioners into executive session for 15 minutes to discuss a legal issue with the county counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

After the commission extended the executive session for an additional 20 minutes, Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charlie Trask seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, June 14th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

June 14, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Donald L. Proffitt, county clerk and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$178,307.11; Employee Benefit, \$22,375.15; Community Policing, \$560.31; Appraiser, \$9,570.33; Rural Fire, \$5,139.57; Road & Bridge, \$206,211.93; Community Corrections, \$22,172.47; Crime Victim Assist., \$610.58; Elderly, \$16,762.38; Law Enforcement Trust, \$123.46; Economic Development Grant, \$508.60.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the session. After the 15 minutes the commissioners extended the executive session for an additional 15 minutes and George Maloney and Harry Wisdom attended that portion of the session.

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

As a result of the executive session, the commission reported that Ben Fortman, Noxious Weed Director had passed away this morning and that George Maloney will be used to fill the position temporarily and that they will increase his pay to \$9.50 per hour, while filling in.

Darrell Lane, Solid Waste Coordinator reported that the county has received additional money from the insurance company for the Prescott Convenience Center that burned. The county will get a total of \$12,800.00 from the insurance company.

District #1 Road Foreman, Danny Morris presented the commission with a request from Williams Communications Company Inc., to bury pipe in several locations within existing easement in District 1 and District 3. After reviewing the request, Marty Read motioned to approve the request for burial. Herb Pemberton seconded the motion. The motion passed 3-0.

District 2 Foreman asked the commission about uniforms for the road departments. The commission reported that at this time the county was only providing uniforms to solid waste employees sharing ½ of the cost due to the nature of the work environment.

Traffic Control Officer, Larry Robinson presented bids for some additional 167 road signs that are needed. Bids received were National Sign Company, \$3,237.70, Unistrut Company, \$3,123.59 and Welborn Sales Co., \$1,939.70. Marty Read motioned to purchase the signs from Welborn Sales Company. Herb Pemberton seconded the motion. The motion passed 3-0. The number of road signs actually ordered may vary.

Robinson also reported that they had sent notice of new E911 addresses to the Prescott Telephone Exchange.

At the request of Robinson, Marty Read motioned to recess from the Board of Commission meeting into executive session for 10 minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Robinson attended the executive session.

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

Marty Read motioned to tentatively approve, subject to final approval of the overall county budget, \$15,000.00 for the Soil Conservation District Budget for 2000. Charlie Trask seconded the motion. The motion passed 3-0.

Robert A. Zimmerman asked the commission if he could purchase approximately 1 acre of ground from the county that he uses to store hay on, North of Centerville at 1475 and 1077 Highway, so he can fence it. Marty Read motioned to lease the ground to Zimmerman for \$1.00 per year. Herb Pemberton seconded the motion. The motion passed 3-0. The county counselor will prepare a contract.

Andy Mayhugh, Zoning Administrator presented the commission with a lot split requested by Fred & Marilyn Augur. Marty Read motioned to approve lot split LS69 as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director presented bid requests for digging out the pond in Pleasanton Industrial Park and reported he did not receive any bids for the project. After discussion, it was decided that Arnold will try to find a local contractor interested in doing the job.

Arnold also reported he had received the final bill for legal work on the American I C.O.P.. Also, Arnold stated that LaCygne will be getting another bank, (1st Option) in the near future.

Charlie Trask motioned to approve a permit to bury water pipe requested by Rural Water District #2 between section 26 and 35 -T21-R25, 4 miles East of Pleasanton. Marty Read seconded the motion. The motion passed 3-0.

Randy Gorton, Kirkham Michael, reported the Boicourt Bridge concrete work is done. The only thing left in dirt work and guardrails and then it can be opened to the public. Also, Gorton introduced George Finical who is taking over for him as the project inspector until the bridge is completed.

The commission reviewed a letter from Tamie Pennel, concerning the problem her mother (Roxie McKillin) has due to the fact she moved a trailer into Lake Chaparral with out a county building permit. No action taken.

Marvin Stites, county sheriff and the commission discussed prisoner meals. Marty Read motioned for Stites to purchase all the meals he can from the nutrition department instead of outside restaurants. Charlie Trask seconded the motion. The motion passed 3-0.

Stites reported that Deputy Dick George is leaving at the end of the month and that he is hiring Mark Hochalter as part time deputy, and that Deputy John Cooper will be the new community policing officer replacing George in that position.

Charlie Trask motioned to recess from the Board of Commission meeting for 10 minutes to discuss a personnel issue related to a non elected employee. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

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

Charlie Trask motioned for Departments heads to tentatively figure 3% cost of living raises in the 2000 Budget although the cost of living is rising at less than 3% at present. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to tentatively approve the Linn County Historical Society Budget for the year 2000 in the amount of \$24,000 subject to approval of the overall county budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to sign warranty deed to deed the City of LaCygne the following property in S4-T20-R24, beginning 165' east of the southeast corner Block 73 first addition then south 32'6", west 142', north 32'6", east 142' to the point of beginning.

The commission reviewed the park receipts and expenditures report through May. No action taken.

Marty Read motioned to approve for Pathways, a kids at risk program to use the old courtroom from 8:30 to 11:30 June 24th. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to give county counselor Gary Thompson a pay increase to 2000.00 per month. The motion died for lack of a second. After continued discussion, Charlie Trask motioned to increase the salary of the county counselor by \$200.00 per month. Marty Read seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, June 21st. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

June 21, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Donald L. Proffitt, county clerk and Gary Thompson, county counselor.

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

The commission approved the following special pays: General, \$672.71 and Elderly, \$20.75.

Darrell Lane, Solid Waste Coordinator reported he has received word that Linn County will receive a \$30,000.00 grant to purchase a new truck and \$8,000.00 to purchase a bailer.

At the request of Lane, the commission decided to allow road department employees wanting uniforms to get them and to have the total amount of the uniforms to be payroll deducted.

Marty Read motioned to recess from the Board of Commission meeting into executive session for twenty minutes to discuss a personnel issue related to a non elected employee. The commission, clerk and George Maloney attended the executive session.

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

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal action concerning a fence that is possibly on county right-of-way. Charlie 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. Charlie Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Charlie Trask motioned to have a survey done on the south side of the road just east of Perry Road at 1700 Road and the west side of the road south of 1650 Peterson Lane. Marty Read seconded the motion. The motion passed 3-0. John Black is to contact surveyors for bids.

Larry Robinson, Traffic Control presented the commission with a copy of his weekly report.

The commission opened bids for a 10' Bush Hog Mower for Road District #2. Conley's, Pleasanton bid \$7,641.00, R&R, Fort Scott, bid \$7,350.00. After finding that the delivery date for both is September 1st, the commission asked Road Department #2 Foreman, John Black to see what it would cost to buy a 15' mower and take off one wing. (15' mowers are in stock at both bidders)

The commission agreed for John Black to go out for bids for a new salt spreader.

The clerk stated that, Nutrition Director, Marilyn Augur, reported that she had received no bids to put new shingles on the LaCygne Senior Center roof.

Marty Read motioned to sign a warranty deed to deed over 23 acres to Tower Metal Products for the property for their new buildings. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of that warranty deed:

Herb Pemberton motioned to recess from the Board of Commissioners into executive session for 10 minutes to discuss a legal issue related to a dangerous structure. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Zoning Administrator Andy Mayhugh attended the executive session.

Charlie 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, Charlie Trask motioned to send notice to Julie O'Bannon owner of a building on lots 8-9, block 11 Centerville to either have the building repaired or removed. Marty Read seconded the motion. The motion passed 3-0.

The clerk presented the fair premium and fair building budget. The county has been giving \$10,025.00 for premiums and buildings. The cost of premiums have exceeded the \$10,025.00. The clerk asked for a \$3,500.00 increase. Commissioners asked to see something from the fair board showing receipts and expenditures before agreeing to an increase.

The commission reviewed and approved the Sheriffs Monthly Fee Report for the month of May 1999.

Mark Schuller, Rod Bollinger, Susie Beck and Jed Umphenour met with the commissioners to discuss the 2000 year budget for Extension Council and 4-H Building. Charlie Trask motioned to tentatively approve \$103,120.00 for the Linn County Extension 2000 Budget subject to approval of the overall county budget. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to tentatively approve \$9,000 for the 2000 4-H Building Budget subject to overall approval of the county budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Bill Scott from the Kansas Department of Agriculture met with the commission. Scott stated he was sorry to hear about the death of Linn County's Noxious Weed Director Ben Fortman. Scott gave the commission an overview of requirements for a new Noxious Weed Director. Also, discussed the possibility of changing the subsidy that the county gives residents on chemicals for Noxious Weeds.



Marty Read motioned to sign Certificate of Incorporation and Certificate of Assessed Valuation for the City of Linn Valley. Herb Pemberton seconded the motion. The motion passed 3-0.

The clerk reported information received from Dave Beach Engineer for Schaub Eaton concerning the counties biannual bridge inspection. Beach will add five new bridges to the inventory at present and the rest of the miscellaneous information requested by KDOT will be given to them this fall with new biannual bridge inspection.

Judge Richard Smith met with the commission to discuss the possibility of assessing the cost of Juvenile Detention to parents of the juveniles. The county counselor was given a resolution to approve for the commission to sign at next meeting to assess the cost of juvenile offenders to their parents.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, June 28. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

June 28, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission approved the following special pays: General, \$73,995.66; Employee Benefit, \$79,208.54; Community Policing, \$1,097.54; Appraiser, \$7,237.16; Rural Fire, \$3,403.04; Road & Bridge, \$35,166.98; Community Correction, \$20,366.43; Crime Victim Assistance, \$610.58; Elderly, \$6,456.66.

The commission chairman signed the following add/abate/refund order numbers: personal property 1835-1837 and real estate 1039.

Charlie Trask motioned to move the July 5th meeting date to July 6th due to being closed July 5th in observance of July 4th Holiday. Marty Read seconded the motion. The motion passed 3-0.

The commission opened bids to survey two county roads. After reviewing the bids from Schmitz Surveying and Springer Surveying the commission asked the county counselor to review both letters from the surveyors. The clerk reported he had received a call from K.D.O.T. saying that K.D.O.T. has approved the overrun cost for Kirkham Michael Engineering fees for extra time they spent on the Boicourt Bridge due to the extended construction time and that the county will be getting a letter to that effect.

Charlie Trask motioned to purchase a 10' bush hog mower from R&R Supply, Fort Scott for \$7,350.00. Herb Pemberton seconded the motion. The motion passed 3-0. The other bid received was from Conley's, Pleasanton for \$7,641.00.

Charlie Trask motioned to purchase a set of replacement forks from Budget Forklift Parts for District #2 loader for \$1,211.76. Marty Read seconded the motion. The motion passed 3-0.

Due to the posting of the Noxious Weed Position not getting to all county employees, the commission decided to hold off another week, before reviewing the requests of county employees for that position.

The commission asked the road foreman to budget \$200,000.00 for rock for Goodrich Road and North Pleasanton Road that they plan to chip and seal next year.

Marty Read motioned to purchase two 18:4X38 tractor tires from Cross Midwest at \$325.00 each for Road District #2. Charlie Trask seconded the motion. The motion passed 3-0.

Rod Bollinger, Owen Dunavan, Roger Carbon and Ed Umphenour with the Linn County Fair Board met with the commission to discuss their 2000 Budget. Marty Read motioned to tentatively approve \$10,600.00 for fair premiums and \$3,000.00 for fair buildings for the 2000 budget. Charlie Trask seconded the motion. The motion passed 3-0.

At the request of Nutrition Director, Marilyn Augur, Charlie Trask motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, and Augur attended the executive session.

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

As a result of the executive session, Marty Read motioned to hire Pat Willcut as new site manager at Blue Mound, at \$6.11 per hour. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve a dietician contract with Eleanor Watson for the next year. Herb Pemberton seconded the motion. The motion passed 3-0.

Robert Chase and Joe Wurtz presented the commission with the Southeast Kansas Mental Health Budget proposal. Marty Read motioned to tentatively approve \$76,320.00 for the SEK Mental Health Budget for the year 2000. Herb Pemberton seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented the commission with a request for CUP059937 for a convenience store and restaurant at the junction of 239 Highway and 69 Highway requested by Mike Hazelbaker, Prescott. Marty Read motioned to approve #CUP059937. Herb Pemberton seconded the motion. The motion passed 3-0. The planning commission had also approved the C.U.P..

Marty Read motioned to tentatively approve \$45,050.00 for the 2000 Planning and Zoning Budget subject to approval of the overall county budget. Charlie Trask seconded the motion. The motion passed 3-0.

Diane Van Kirk, Fire Coordinator asked about replacing a fire hydrant near Stainbrooks Wholesale east of LaCygne. The Rural Water District has said they will not replace the hydrant. The commission asked Diane to have a water district representative come to a commission meeting.

Marty Read motioned to tentatively approve the Emergency Preparedness Budget for 2000 for \$7,600.00, Special Fire Equipment for \$35,000.00 and Rural Fire for \$347,325.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Steve Thompson, County Appraiser discussed the counties sales ratio study just received from Property Valuation Department. The county is within the limits required by the state. Thompson also discussed how well the maps his department makes have been received.

At Thompson's request, Marty Read motioned to recess from the Board of Commission Meeting into executive session for fifteen minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and Thompson attended the executive session.

Herb Pemberton 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 pass Resolution #99-15 setting a fee schedule for Juvenile Detention Detainees with fees being the responsibility of the person liable for the juvenile. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-15:

After learning from the clerk that a proper petition has been filed, Marty Read motioned to give notice of a public hearing on petition for attachment of adjoining lands in Linn County to RWD #4 of Bourbon County at 10:00 a.m. July 26, 1999. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Notice of Hearing:

The commission accepted a bid of \$2,375.00 to put a new roof on the LaCygne Senior Building from Diversified Builders, Pleasanton. Diversified Builders will provide proof of Liability Insurance.

Marty Read motioned to approve an invoice from Top Line Construction for phase I of the Sheriffs Department addition of \$5,757.00, bury 4" conduit for phone line \$1,470.00 replace water line with PVC \$196.00 and relocate gas line \$147.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve the following additions to the Sheriff Department Addition, floor drains and sump pump \$750.00, ADA Ramp \$250.00. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed a June 29th agenda and May 25th minutes of the SEK Multi-County Health Meetings.

Marty Read motioned to recess from the Board of Commission meeting into an executive session to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The clerk, commissioners attended the executive session.

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

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Tuesday, July 6th. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

July 6, 1999

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

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

The commission approved the following special pays: General, \$74,055.66; Employee Benefit, \$79,208.54; Community Corrections, \$1,097.54; Appraiser, \$7,237.16; Rural Fire, \$3,403.04; Road & Bridge, \$35,166.98; Community Corrections, \$20,366.43; Crime Victim Assistance, \$610.58; Elderly, \$6,456.66.

The commission chairman signed the following add/abate/refund order numbers: Real Estate 1040.

Marty Read motioned to approve a permit to bury water line requested by Rural Water District #2 located 1 mile north of LN566 and 7 Highway then ½ mile west. Charlie Trask seconded the motion. The motion passed 3-0.

Darrell Lane, Solid Waste Coordinator presented his proposed 2000 Budget. Marty Read motioned to tentatively approve the 2000 Solid Waste Budget for \$319,000.00 subject to approval of the overall county budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to purchase a compactor and power unit from Midwest Management for \$2,750.00. Herb Pemberton seconded the motion. The motion passed 3-0. This will replace the unit lost in the fire at the Prescott Convenience Center.

They discussed the 2000 Road Budget. After looking at a proposed \$400,000.00 increase the commission asked that the chip and seal for 8 miles of roads be deleted from the budget and brought back in for approval.

Ron Wade, Wade Quarries discussed the need to get a conditional use permit for a batch plant or concrete plant in a rock quarry. After discussion the commission agreed that they should get a conditional use permit for a certain period of time up to 5 years and would be good whether or not the batch plant or concrete plant was in continuous operation for the 5-year period.

The commission opened bids for the counties propane for next year beginning August 1, 1999. They received bids from United Coop, Garnett, .48 cents per gallon, Ferrell Gas .495 cents per gallon, Kings Blue Flame .55 cents and Emery and Sons, .5985 cents per gallon. Charlie Trask motioned to accept the bid of .48 cents per gallon from United Coop, Garnett. Marty Read seconded the motion. The motion passed 3-0.

After reviewing the fact that S.E. K. Mental Health Budget for 1999 was to be \$71,400.00 instead of \$74,100.00, Marty Read motioned to approve 3% increase over \$71,400.00 or \$73,500.00 for the 2000 S.E.K. Mental Health Budget and to rescind their last week's motion on the S.E.K. Mental Health Budget. Charlie Trask seconded the motion. The motion passed 3-0.

Vaughn Lindsey, Rural Water District #3 met with the commission to discuss a fire hydrant that needs replaced East of LaCygne. After discussion, Marty Read motioned for the county to replace the hydrant and locate it north of the present hydrant as requested by Lindsey. Charlie Trask seconded the motion. The motion passed 3-0.

Sharon Barnes, Register of Deeds presented her proposed 2000 Budget. Marty Read motioned to approve \$69,550.00 for the 2000 Register of Deeds Budget subject to approval of the overall county budget. Herb Pemberton seconded the motion. The motion passed 3-0.

The clerk reported the new valuation for the county as of July 1st, 1999, is \$154,108,335.00 with \$1,397,557.00 in new improvements. This value is up from last year.

Marty Read motioned to tentatively approve \$59,794.00 for the 2000 custodian/maintenance budget as requested by Jerry Bedgood and Dan Smith. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to tentatively approve \$306,887.00 for the 2000 Elderly Fund Budget as requested by Nutrition Director Marilyn Augur. Herb Pemberton seconded the motion. The motion passed 3-0.

Augur presented the commission with a new proposed plan for the counties C.D.L. Employees Drug and Alcohol Testing Plan. The commission will review the plan and vote at a later meeting.

The commission agreed to have Augur replace the transmission in the medical van at an approximate cost of \$1,250.00 of which the state will pay 80% and the county 20%.

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 to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission clerk, and Mayhugh attended the executive session.

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

Marty Read motioned to have the trustee pay the \$15,853.26 balance from the American I fund to Triangle Builders. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to pay \$35,000.00 from the Economic Development Fund to Triangle Builders for work on the American I Building. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to have the County Treasurer loan from the county idle funds \$60,000.00 to Tech Parts for changes to American I Building and to be paid to Triangle Builders for these changes. 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 five minutes to discuss a legal issue related to a proposal to settle a contractual conflict. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, Arnold and County Attorney John Sutherland attended the executive session.

Charlie 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, Charlie Trask motioned to pay Central Bank and Trust Company, Attorney fees of \$5,686.61 for legal fees due to the American I Project. Marty Read seconded the motion. The motion passed 3-0.

Arnold reported he had four contractors look at the pond in Pleasanton Industrial Park that needs dug out deeper. The contractors reported the pond would need blasted to remove the rocks and may not hold water after that. Arnold will look for an alternative site for a pond.

John Sutherland, County Attorney presented his proposed 2000 Budget. Marty Read motioned to tentatively approve \$152,820.00 for the 2000 County Attorney Budget that includes \$28,000.00 VOCA Grant Funding. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Sutherland, Marty Read motioned to recess from the commission meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and Sutherland attended the executive session.

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

Randy Gorton and Jim Pickett with Kirkham Michael Engineering asked the commission to approve the construction engineering costs overruns on the Boicourt Bridge project. After reviewing the requests the commission tabled the issue until they can consult the county counselor.

Marty Read motioned to approve the 2000 Road Budget of \$2,131,085.00 subject to approval of the overall county budget. Herb Pemberton seconded the motion. The motion passed 3-0.

After reviewing renewal quotes from Tucker and Clark and quotes from Blue Cross and Blue Shield for the counties self-funded employee health insurance, Charlie Trask motioned to go with Blue Cross and Blue Shield for the employee's health insurance beginning August 1, 1999. Marty Read seconded the motion. The motion passed 3-0. Blue Cross and Blue Shield fixed costs are approximately \$17,000.00 less for the year and the maximum cost for the plan are approximately \$70,000.00 less for the year. Benefits will stay the same.

Marty Read motioned to tentatively approve the following budgets for 2000 subject to approval of the overall county budget. Special Building \$85,000.00; Jr. College, \$121,700.00 and Juvenile Detention \$62,000.00. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to appoint Herb Pemberton as alternate to the SEK Juvenile Detention Center Board. Marty Read seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the following year 2000 budgets. Multi-County Health \$46,000.00; Commission \$47,200.00; Clerk \$112,481.00; Courthouse, \$270,040.00 and EMS \$11,200.00. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to tentatively approve the following 2000 Budgets subject to approval of the overall county budget. Counselor \$23,000.00; Election, \$40,000.00; E911 Fund, \$80,000.00; Special Park and Recreation, \$2,000.00 and Special Alcohol fund, \$3,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for 15 minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission and clerk attended the executive session.

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

As a result of the executive session, Marty Read motioned to give John Maloney the Noxious Weed Director position at \$2,033.88 per month effective July 6, 1999 and to leave George Maloney at his present position and pay for the rest of the noxious weed season. Three employees had bid for the Noxious Weed Position.

Charlie Trask motioned to change the amount of subsidy the county pays on Noxious Weed Chemicals from 40% to 25% beginning January 1, 1999 and to use a voucher rebate system instead of buying the chemicals and selling it at a reduced rate. Marty Read seconded the motion. The motion passed 3-0.

The commission also stated that due to budget constraints we cannot purchase enough chemicals to get by the rest of this year. The county will try to keep enough chemicals for spraying on county property and right of way.

Marty Read motioned to approve phase II of the addition to the Sheriff's Building in the amount of \$6,002.50. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission and clerk attended the executive session.

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

As a result of the executive session, Marty Read motioned to offer Steve Thompson a 2-year contract as Linn County Appraiser at \$38,000.00 per year. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., July 12th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

July 12, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk; Gary Thompson, county counselor; Commissioner Read was absent.

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

The commission approved the following pays/special pays: General, \$112,979.49; Employee Benefit, \$429.54; Appraiser, \$2,186.64; Rural Fire, \$11,954.28; Road & Bridge, \$84,456.69; Community Correction, \$23,727.08; Law Enforcement, \$29.90; Crime Victim Assist., \$256.66; Elderly, \$7,800.97; Economic Dev. Grant, \$2,200.00; Zoning LEPP Grant, \$3,874.70.

Charlie Trask motioned to have Solid Waste Coordinator Darrell Lane purchase concrete to pour a pad at the transfer station for an approximate \$650.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Vera Borum, Office Manager with the Linn County Family Care reported the new hospital board would need to purchase computer hardware and software to be in place by the 1st of the year with the cost being \$20,979.00 with 20% down payment to initiate the order. Charlie Trask motioned to approve the purchase from Plexus Resource Group with the money to be paid from the counties contingency fund. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to recess from the Board of commission meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, John Maloney and George Maloney attended the executive session for the first five minutes. John and George Maloney left the executive session for the last five minutes.

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

Herb Pemberton motioned to purchase 25 gallons of Remedy from Terra International at \$1,903.00. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed the park revenues and expense report through June. No action taken.

Charlie Trask motioned to tentatively approve \$83,139.00 for the 2000 Noxious Weed Budget. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to tentatively approve the following budgets for 2000: Employee Benefits, \$1,313,000.00; Appraiser, \$302,000.00; Reappraisal, \$5,000.00; District Court, \$193,700.00; and the Sheriff's Budget of \$890,416.00. Charlie Trask seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to pass Resolution #99-16 appointing Steve Thompson as Linn County Appraiser for two years. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-16:

The commission reviewed a notice that Ernie Davidson, SEK Multi-County Health Officer is retiring and an invitation to his retirement dinner July 27th at 7:00 p.m. in Iola. No action taken.

The clerk reported that new population figures are out and Linn County is showing 9,158 residents as of July 1, 1998. No action taken.

After the clerk advised the commission that we are at 95% capacity on the counties AS400 main frame computer. Charlie Trask motioned to purchase two 4.19 gig disk drives and mirror for the AS400 computer from Nex-Tech to provide more space for \$9,740.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue related to a road problem. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and John Black Road District #2 attended the session.

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

As a result of the executive session, Charlie Trask motioned to hire Schmitz Surveying to survey two roads in existing positions as quoted at \$1,040.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to tentatively approve the following 2000 Budgets: Economic Development, \$309,788.00; Treasurers, \$125,809.00; Linn County Park, \$246,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Linn County Treasurer Ellie Davey presented interest earnings on the funds as of June 30, 1999. Year-to-date interest earnings are \$101,653.63. No action taken.

Charlie Trask motioned to sign an updated contract for county drug and alcohol policy for C.D.L. employees. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Linn County Park Director, Bruce Holt attended the executive session.

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

After discussion with Judge Richard Smith and Maribeth Kehl, Charlie Trask motioned to approve having pictures taken of Linn County Officials and employees for the year 2000 by Barrett Photography estimated to cost \$1,525.00 to \$1,625.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission vice chairman signed a Real Estate lease to lease approximately 1 acre of ground to Robert Zimmerman, Centerville. The location of the ground is on the southwest corner of county roads 1077 and 1475 in Linn County. The lease payment is to be \$1.00 per year.

The commission reviewed an updated job description for the Zoning Administrator and approved it after they made two changes regarding title and required experience.

The commission announced they cannot attend the SEK County Officials meeting to be held in Cherokee County this July 15.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m., Monday, July 19. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair



July 19, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk, Gary Thompson, county counselor.

Herb Pemberton motioned to approve the minutes of the last regular session as printed. Charlie Trask seconded the motion. The motion passed 2-0.

The commission approved the following pays/special pays: General, \$53,724.55; Employee Benefit, \$70,668.54; Appraiser, \$6,733.40; Rural Fire District, \$1,711.11; Road & Bridge, \$28,894.73; Law Enforcement, \$700.00; Crime Victim Assist., \$610.58; Elderly, \$6,509.47.

The commission chairman signed the following add/abate/refund order numbers: personal property 1838.

The commission approved for Larry Robinson, Traffic Control, to go out for bids for approximately \$10,000.00 of road signs. Chevrons and yield signs are needed by his department.

Cheyenne Beisiegel and Vera Borum met with the commission to review the proposed 2000 year Hospital Board Budget for Linn County Family Care Clinics.

Charlie Trask motioned to recess from the Board of Commission meeting for five minutes to discuss a legal issue with the counselor. Marty Read 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. Herb Pemberton seconded the motion. The motion passed 3-0. As a result of the executive session Marty Read motioned to approve \$852,582.00 as budget for the Hospital Board 2000 year budget. Herb Pemberton seconded the motion. The motion passed 2-1. The budget includes approximately \$361,894.00 in county revenue.

John Maloney, Noxious Weed Director and the commission discussed putting an engine in the second weed truck. After discussion, the commission asked Maloney to find an engine for the truck and have the road shop put the motor in. At the request of Sheriff Marvin Stites, Charlie Trask motioned to sign an SRO Agreement for an officer for Prairie View High School. Herb Pemberton seconded the motion. The motion passed 3-0. Linn County will not have to provide any funding for this officer.

Roger and Linda Holt met with the commission to discuss the 2000 year ambulance budget with the commission. After discussion, Marty Read motioned to increase the 2000 year subsidy for the Linn County Ambulance to \$54,000.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve \$12,000.00 to Lincoln Township to help support their ambulance service. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to sign agreement with KDOT to receive 50% split on transmission replacement costs for the medical van. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to approve official signatures for In-home contracts with the Kansas Department of Aging. Herb Pemberton seconded the motion. The motion passed 3-0. The only change is adding Herb Pemberton instead of Harold Mooney Jr.

Marty Read motioned to appoint Kelly Jackson as Blue Mound Township Clerk. Herb Pemberton seconded the motion. The motion passed 3-0. Jackson will replace Ida Mae Edmonds who passed away.

Charlie Trask motioned to approve the Prescott Senior Center report for the second quarter. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve the sheriff's monthly fee report for June 99. Charlie Trask seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to sign an application for public officials liability insurance with Virginia Surety through Bollinger Insurance Agency, Mound City. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting into an executive session to discuss a legal issue with the county counselor. Charlie 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. Herb Pemberton seconded the motion. The motion passed 3-0.

After discussion with Bob Stocking, Mound City, about a CDBG Grant for the Hospital Board, Marty Read motioned to have a public hearing at 10:00 a.m., Monday, August 16th concerning a CDBG Grant for the Linn County Hospital Board. Herb Pemberton seconded the motion. The motion passed 3-0. Stocking will publish notice of hearing in the Linn County News.

Andy Mayhugh, Zoning Administrator presented lot split #70 requested by Mike and Teresa Hazelbaker for financing purposes to build the proposed café/service station at Junction of 239 Highway and 69 Highway. Marty Read motioned to approve Lot Split #70 as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

Mayhugh also discussed a new law that requires all subdivision plats and surveys to be reviewed by a county engineer or surveyor before they may be recorded. The commission agreed to use surveyors in the county.

Bruce Holt, Lincoln Township Officer discussed the change in operation of the ambulance service in Lincoln Township. As of August 1st, Linn County Ambulance will no longer operate the service, but Lincoln Township will operate the ambulance service on its own. The commission reported they would like to see one ambulance service covering the whole county.

Bruce Holt, Park Director, reported there are getting to be too many deer in the Linn County Park and wondered if the county would permit hunting during the special December 31 to January 9 Deer Season. Marty Read motioned to allow deer hunting by bow, muzzle loader or shotgun within the Linn County Park during the special December 31st thru January 9th deer season. Herb Pemberton seconded the motion. The motion passed 3-0. Holt is to provide a plan for procedures for the hunt to the commission.

Tom Swan, Planning Commission member reported that he feels Andy Mayhugh has done an outstanding job as Zoning Administrator. He feels that anyone that is upset with Andy is really upset with the counties zoning, sanitation laws, etc., that Andy is enforcing. There was no action taken.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, July 26th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

July 26, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$35,000.00; Employee Benefits, \$37,176.36.

Darrell Lane, Solid Waste Coordinator and the commission discussed tires. The tire amnesty program was discussed and whether or not to use Linn County Mono-fill Landfill to be used for a regional facility and let other counties bring their cut up tires here for a fee. No action taken.

The commission approved for Lane to purchase an air conditioner for the Blue Mound compactor site and for 3rd District Shop Foreman Harry Wisdom to purchase an air conditioner for his office.

Marty Read motioned to approve telephone cable burial for Sprint located at 800 Road, Section 7 and 22S, Range 22E. Herb Pemberton seconded the motion. The motion passed 3-0.

Wisdom and the commission discussed two road problems, one a bridge washing out at 1095 and 1600 Road and one a waterway. The owner cut and dumped the dirt in the county ditch. The county counselor will look into the latter issue.

Larry Robinson, Traffic Control discussed street signage in the unincorporated area of Centerville. It was decided to use the present street names and to correct some house numbering problems.

The clerk reported receiving a bill from Sprint for moving the telephone cable to the Sheriff's Department for \$620.00 after extensive negotiations. The original bid from an outside contractor had been \$3,660.00.

The commission reviewed a letter from Sharon Fink, Prescott concerning the juvenile costs in the county. No action taken by the commission.

The commission reviewed and approved the elderly receipts and expenditures report for June. No action taken.

Terry Sercer, County Auditor and the commission went over the county 2000 year budget. The commission cut \$100,000.00 from the Road & Bridge Capital Outlay fund and they voted to publish the rest of the budget as proposed for budget hearings, August 16th at 9:30 a.m..

The commission asked the clerk to purchase curtains for the east commission doors.

At 10:00 a.m. the commission held the public hearing as published concerning the petition for Bourbon County District #4 to annex land in southwest Linn County. The water district attorney David Mullies and the Bourbon County Rural Water District #4 Water Board answered questions about the annexation. No one present opposed. Marty Read motioned to approve the order to grant the attachment of adjoining lands to Bourbon County Water District #4 to be the following real estate: commencing at the Southwest corner of Section 13, Township 23 South, Range 22 East, thence East to the Southeast corner of Section 17, Township 23 South, Range 23 East, thence North to the Southeast corner of the Northeast Quarter of Section 8, Township 23 South, Range 23 East, thence East to the Southeast corner of the Northeast Quarter of Section 9, Township 23 South, Range 23 East, then North to the Northeast corner of Section 4, Township 23 South, Range 23 East, thence West to the Southeast corner of Section 32, Township 22 South, Range 23 East, thence North the northeast corner of the Southeast Quarter of Section 32, Township 22 South, Range 23 East thence West to the Northwest corner of the Southwest Quarter of Section 36, Township 22 South, Range 22 East and thence South to the point of beginning, all in Linn County, Kansas. Charlie Trask seconded the motion. The motion passed 3-0. Following is a copy of the order:

Bruce Holt, Esther Shields, Mike Van Vlack discussed the need to keep an ambulance staffed in LaCygne at all times. After discussion the commission agreed to their request.

Marty Read motioned to sign acceptance of DARE Grant of \$8,000.00 for Sheriff's Department. Charlie Trask seconded the motion. The motion passed 3-0.

Sharon Barnes, Register of Deeds, Jim Schmitz, Schmitz Surveying, and Andy Mayhugh, Zoning Administrator discussed the new law that all surveys and plats must be reviewed by a county engineer or county surveyor. The commission will have the county counselor prepare an agreement to hire Jim Schmitz part time to do the review. The structure of fees and the collections process.

Marty Read motioned to approve an invoice from Cheyenne Biesiegel for \$3,315.00 for accounting work he has done on the 2000 year budget for the hospital district. Herb Pemberton seconded the motion. The motion passed 3-0.

After reviewing a request for C.M.B. License by Lou Turk for the east Pleasanton Industrial Park, Marty Read motioned to deny the request. Charlie Trask seconded the motion. The motion passed 3-0. The reason given was that the commission does not feel they should serve alcohol at an establishment in a county industrial park.

The clerk presented the commission with a copy of proposed alcohol and drug policy for non KDOT County employees for review.

At the request of the clerk, Marty Read motioned to recess from the Board of Commission meeting into an executive session for 5 minutes to discuss a legal issue with counsel. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

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

Marty Read motioned that the Fire Coordinator must get a release from property owners or the taxing entity that requests the Fire Department burn a structure, that would release the county from all liability. Charlie Trask seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m., Monday, August 2, 1999. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

August 2, 1999

The Board of Linn County Commissioners met in a regular session. Those present were: Marty Read, chairman, Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$55,926.21; Employee Benefit, \$83,499.31; Appraiser, \$7,087.78; Rural Fire, \$3,907.59; Road & Bridge, \$28,262.94; Crime Victim, \$610.59; Elderly, \$6,447.89.

The commission chairman signed the following add/abate/refund orders: personal property 1839-1840.

Darrell Lane, Solid Waste Coordinator reported that October 9th will be the SWANA Rodeo for Solid Waste Departments. There will be a \$40.00 entry fee.

Herb Pemberton motioned to approve a permit to bury telephone cable at Umphery Road and 2000 Road requested by Peoples Mutual Telephone Company. Marty Read seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a permit to bury telephone cable at Baskerville and West 2000 Road requested by Sprint United. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a permit to bury water line located 100' south of State Line and East 200 Road requested by Don Base Construction. Charlie Trask seconded the motion. The motion passed 3-0.

Bids were opened for EV-100-13 salt spreader. Bids were received were from Knaphiede for \$8,627.18 and Murphy Tractor for \$9,173.00. Road Foreman John Black will review the specs and get back to the commission next week.

After a complaint by John Black, the commission asked that pay checks be released at 9:00 a.m. on payday instead of 10:00.

The Boicourt Bridge was discussed. A telephone call to Kirkham Michael Engineering found that the dirt contractor is to move in today to build up the roadway and that BRB should move in this week to remove the temporary bridge and to grout the small holes in concrete under the bridge.

The commission reviewed the minutes of a June 29th meeting and the July 27th agenda for the S.E.K. Multi County Health Board and the June 21st meeting minutes of the S.E.K. Mental Health Center Board.

Marty Read motioned to sign a letter of representation to Diehl, Banwart, Bolton, Jarred and Bledsoe in connection with the 1998 Linn County audit. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to nominate John Maloney as Linn County Weed Supervisor. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to pass resolution #99-17 creating the office of a county surveyor in Linn County Kansas. Charlie Trask seconded the motion. The motion passed 3-0. This office is being created due to new state law. Following is a copy of Resolution #99-17:

Dennis Arnold, Economic Development Director reported that \$45,000.00 of the COPS money had been put into a principle and interest fund that will not be needed. Approximately \$40,000.00 of this will be sent to us to put in the General Fund and approximately \$5,000.00 for Triangle Builders for the balance of construction costs.

Arnold also presented the commission with a \$4,666.00 check from the state grant program for the summer youth program and a \$11,352.00 rent payment from Tech Parts.

At the request of the clerk, Marty Read motioned to adjourn from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the county counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

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

As a result of the executive session, Marty Read motioned to pay Tucker and Clark administrative fees of \$3,965.50 for paying health insurance run out claims for August through November 1999. Charlie Trask seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented the commission with four requests for Conditional Use Permits. First a request by Burl Gillespie to build a store in Lake Chaparral. Charlie Trask motioned to approve Conditional Use Permit #CUP069942 as requested and approved by the Planning Commission. Marty Read seconded the motion. The motion passed 3-0.

The next CUP was requested by Ron Wade to put an asphalt and/or concrete plant in his quarry temporarily that is located North of Linn County Park on 2400 Road. A petition was received and certified by the county clerk to contained names of owners of over 20% of the area within 1000' of the affected area. This petition requires a 3/4 vote by the commission for approval. Two landowners, Charlene Kriski and Richard Hall were the most vocal against the CUP. After a lengthy discussion and additional conditions being added. Marty Read motioned to approve CUP 069941 with the stated conditions. Herb Pemberton seconded the motion. The motion passed 3-0.

The next request was for a renewal on a CUP for a burn area requested by Terry Wallace. Wallace did not show up for the Planning Commission Hearing and also Wallace was not in compliance with KDHE. The Planning Commission has turned

this renewal request down. Marty Read motioned to deny CUP 059939-2R request. Charlie Trask 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 to discuss a legal issue with the county counselor. Charlie 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. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

The next CUP on the agenda was a request by Lou Turk for an Auction House and rental building in the East Pleasanton Industrial Park. After lengthy discussion on whether or not this type business should be in the Industrial Park, Charlie Trask motioned to approve CUP #069940 as requested. Herb Pemberton seconded the motion. The motion passed 2-0 with Commission Read abstaining.

Herb Pemberton motioned to appoint Dave Berglund as member of the Planning Commission. Marty Read seconded the motion. The motion passed 3-0. Berglund will replace Jim Stainbrook and his term will end July 2001.

Herb Pemberton reappointed Myron Stroup for a 3-year term on the Planning Commission. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to re appoint Tom Swan for a 3-year term on the Planning Commission. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to reappoint Elma Jean Pierce for a 3-year term to the Planning Commission. Marty Read seconded the motion. The motion passed 3-0.

At the request of John Sutherland, County Attorney, Marty Read motioned to recess from the Board of Commission meeting for ten minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and county attorney attended the executive session.

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

As a result of the executive session, Marty Read motioned to increase Karla Mayhugh's salary to \$1,615.00 per month and to change her job title to Diversion Coordinator. As requested by the county attorney. Charlie Trask seconded the motion. The motion passed 3-0. The change is to be effective August 1, 1999.

Marty Read motioned to sign a letter of authorization to COP Trustee to pay \$4,896.74 to Triangle Builders for construction of the American I Building. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to sign a letter to Central Bank and Trust, Hutchinson to ask for reimbursement of the remaining \$35,000 in the principal and interest account for the American One COPS. Charlie Trask seconded the motion. The motion passed 3-0.

The new 911 Dispatch room was discussed. The clerk reported that if it is not water tight by this week we will have to cancel the installation of 911 equipment with Sprint. It may take as long as three months to get another install date scheduled. The clerk reported the contractors have promised to have the building completed enough not to delay the installation of equipment.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., August 9th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

August 9, 1999

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

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

The commission approved the following pays/special pays: General, \$141,171.47; Appraiser, \$14,431.99; Rural Fire, \$4,562.09; Road & Bridge, \$223,348.56; Community Correction, \$34,449.82; Elderly, \$10,049.60.

Marty Read motioned to purchase bearings for District #3 boom mower from Sellers Tractor for \$933.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to purchase metal tubes for District 2 and 3. The cost is not to exceed \$6,000.00. Charlie Trask seconded the motion. The motion passed 3-0.

Darrell Lane, Solid Waste Coordinator reported the tire amnesty to accept tires at the landfill will be from September 15th through October 15th.

Lane reported that Sugar Valley Lakes has asked to buy a compactor from the county. They would man the compactor and the county would pickup and dump. No action taken by the commission.

At Road Foreman John Black's recommendation Marty Read motioned to take the low bid from Knapheide, Kansas City, Missouri and purchase an EV-100-13 Salt Spreader for \$8,627.18. Charlie Trask seconded the motion. The motion passed 3-0.

The county will try to sell our old small salt spreader outright.

Marty Read motioned to purchase 230 Chevron and Yield signs from D.C. Wholesale for \$2,983.30. Herb Pemberton seconded the motion. The motion passed 3-0. This was the low bidder.

The clerk reported the new dispatch room is painted and they are laying the carpet today. Also, that the next item to be completed for E-911 is our address date base. No action taken.

The commission asked the clerk to find out if the nurse practitioner, Brenda Brennan would accept an appointment to the SEK Multi-County Health Board.

Marty Read motioned to appoint Herb Pemberton as the commission member to the SEK Multi-County Health Board. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed and agreed with the three requests to the Kansas Association of Counties Year 2000 Legislative request for the state to pay for costs related to care and treatment of persons with alcohol problems, mentally ill persons and expenses and indigent prisoners. These requests came from Ford County.

The clerk reported that Charlene Kriski had called concerning rock trucks from Wade Quarries driving down Valley Road. She thought the agreement on C.U.P. #069941 was that they would no longer use Valley Road. After discussion the commission agreed that only the asphalt trucks from Wade Quarries were not to travel Valley Road.

Sheri Vongregge, Miami County Juvenile Intake, discussed the FY-2000 budget proposed for Juvenile Intake. Charlie Trask motioned to approve the FY2000 Juvenile Intake proposed budget. Marty Read seconded the motion. The motion passed 3-0.

The commission also approved for Miami County Counselor to prepare a contract for Linn County to pay for mileage for Juvenile Intake Officers to Linn County for the next six months, approximately \$1000.00.

Herb Pemberton motioned to approve a permit to bury telephone cable requested by Sprint United at 2300 and Iliff Road. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of commission into executive session for five minutes to discuss a personnel issue. Charlie Trask seconded the motion. The motion passed 3-0. The commission and clerk attended the session..

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

Jim Pickett and Richard Long with Kirkham Michael Engineering Company discussed the Boicourt Bridge project and their overrun costs for being construction engineers on the project. The commission has held up approving their overrun cost until the counselor gives approval.

Also, the commission refused to purchase and leave sheeting in the river bank at a cost of \$470.00 per sheet as offered.

Marty Read motioned to recess from the Board of Commission meeting for twenty minutes to discuss confidential data relating to financial affairs or trade secrets of corporations partnership's trusts and individual proprietorships. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and Roger Holt, Linn County Ambulance Director attended the executive session.

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

Commissioner Read stated that for the year 2000 the county would continue to subsidize the Linn County Ambulance for servicing all of Linn County except Lincoln and Scott Townships. Lincoln Township will run their own ambulance service for Lincoln and Scott Townships.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30, a.m., Monday, August 16. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair



August 16, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission chairman signed the following add/abate/refund order numbers: personal property 1841.

The commission approved the following pays/special pays: \$49,647.15; Employee Benefit, \$20,470.64; Appraiser, \$7,828.91; Rural Fire, \$1,711.11; Road & Bridge, \$28,897.66; Crime Victim Assist., \$3,010.65; Elderly, \$7,286.34.

Herb Pemberton motioned to approve a cable burial requested by Sprint United located in Section 34 & 35, Township 20S, R22E. Charlie Trask seconded the motion. The motion passed 3-0.

The commission and District #1 Foreman Danny Morris discussed the need to purchase a tractor to pull a lowboy trailer. The commission gave Morris permission to look for one.

Marty Read motioned to approve a permit to bury pipe under the county road located 3 ½ miles West of 1077 and 52/31 Highway intersection on West 500 Road requested by James Blanchard. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Blevins, landowner in Sheridan Township, reported that the Prescott Postmaster complained because the road had been closed so Continental Coal could mine thru the road. The commission told Blevins that they had heard few complaints when they made the decision to close the road.

The commissioners asked the counselor to check and see who should get the royalties on the coal under the road. The counselor will check into it.

Solid Waste Coordinator, Darrell Lane presented the Commission with certification for solid waste transfer permit at Linn Valley. Marty Read motioned to sign the certification permit for KDHE for solid waste transfer at City of Linn Valley. Herb Pemberton seconded the motion. The motion passed 3-0.

Noxious Weed Coordinator, John Maloney presented the commission with quotes for an engine for the second Noxious Weed Truck. After reviewing the quotes, all more than \$2,000.00, the commission asked Maloney to check on rebuilding the old engine.

The commission and road foremen discussed helping with overlaying and chip and sealing streets in Pleasanton and Mound City. Commissioner Trask reported he only wanted to do ten blocks in Pleasanton. The cities will have to supply the materials.

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk and county counselor attended the executive session.

Charlie 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 appoint Herb Pemberton as voting delegate to the K.A.C. Conference in November, Marty Read as 1st alternate and Charlie Trask as 2nd alternate. Charlie Trask seconded the motion. The motion passed 3-0.

The commission reviewed and approved the Linn County Park report through July 1999.

Marty Read motioned to sign a letter from the Department of Revenue to accept a P.C. and printer for the Treasurer's Office and a printer for the Clerks' s Office and for the Department of Revenue to hook up the Appraiser, Treasurer and Clerk's Offices to the Kanwin Internet. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to allow a permit to bury cable requested by Sprint United located at East 1050 Road. Charlie Trask seconded the motion. The motion passed 3-0.

Sheriff Marvin Stites informed the commission that he has hired Nancy Shadden as full time dispatcher to replace Leah Johnson and hired Janet Jeffery as deputy to replace Allen Shadden.

At 9:30 a.m. the commission held a public hearing on the 2000 year county and hospital budgets. After asking the Sheriff several questions about his 2000 year budget increase, Marty Read motioned to approve the counties 2000 year budget as published. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to approve the 2000 year Hospital Board Budget as published. Herb Pemberton seconded the motion. The motion passed 2-1.

Marty Read motioned to pass Resolution #99-18 noting an increase in the amount of money the county will spend in the 2000 year over the 1999 Budget. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-18:

Marty Read motioned to pass Resolution #99-19 stating there will be an increase in expenditures in 2000 due to the fact the Hospital Board will tax for the 1st time. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-19:

At 10:00 a.m. a public hearing for CDBG Grant was held as published to consider an application to be submitted to the Department of Commerce and Housing for CDBG Grant for Hospital District. No one was present to oppose applying for the grant. Robert Stocking, Grant Administrator will be back in two weeks with the Grant Application.

Terry Sercer presented the Commission with the 1998 annual audit. Sercer found no violations in the 1998 Audit. The commission asked Sercer to check into changes that they may make in a couple of areas that would include better check and balances.

At 10:20 a.m. Commissioner Read left the meeting.

Kenneth Shetlar P.E. discussed a feasibility study for a sewer district in Centerville and Trading Post areas and reports on the grant money that could be available. Charlie Trask motioned to have Andy Mayhugh, Zoning Administrator try to get a petition for the sewer districts from the Centerville and Trading Post areas. Herb Pemberton seconded the motion. The motion passed 2-0.

At the request of Diane Van Kirk, Fire Coordinator, Charlie Trask motioned to recess from the Board of Commission meeting into executive session for twenty minutes to discuss a legal issue with the county counselor. Herb Pemberton seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Van Kirk attended the executive session.

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

As a result of the executive session, Herb Pemberton motioned that the Rural Fire Department get a signed release from the owner, tenant and taxing entity if involved before doing a controlled burn of any kind. Charlie Trask seconded the motion. The motion passed 2-0.

At the request of Nancy Ewing, Community Corrections Administrative Assistant, Charlie Trask motioned to approve the FY 2000 Adult Budget for Bourbon/Linn/Miami Community Corrections. Herb Pemberton seconded the motion. The motion passed 2-0.

Jim Pickett, Kirkham Michael Engineering met with the commission to discuss work on the Boicourt Bridge and to ask the Commission once again to approve their overrun costs associated with overseeing construction on the bridge. Herb Pemberton motioned to approve supplement #2 to Kirkham Michael Contract on the Boicourt Bridge. Charlie Trask seconded the motion. The motion passed 2-0.

Marilyn Augur, Nutrition Director discussed extra transportation grant money from the state. The commissioners reported they do not want to increase services in the county transportation program at the time.

At the request of Augur, Charlie Trask motioned to recess from the commission meeting into executive session for five minutes to discuss a personnel issue relating to a non elected employee. Herb Pemberton seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Augur attended the executive session.

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

Charlie Trask motioned to approve a request from Lake Region RC&D for \$600.00. Herb Pemberton seconded the motion. The motion passed 2-0.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 8:30 a.m., Monday, August 23rd. Herb Pemberton seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

August 23, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk; and Gary Thompson, county counselor.

Charlie Trask motioned to approve the minutes of the last regular meeting as corrected to read that Marty Read will be the voting delegate to the KAC Convention and Herb Pemberton will be the 1st alternate and Charlie Trask to be the 2nd alternate. Herb Pemberton seconded the motion. The motion passed 3-0.

Darrell Lane, Solid Waste Coordinator reported he would like to put new siding on the LaCygne Compactor Building. The commission questioned whether it was the county's responsibility and asked Lane to look at the agreements with the cities.

The commission gave Danny Morris, 1st District Road Foreman permission to put new brakes on a county dump truck at approximately \$900.00 in costs.

Marty Read motioned to approve a permit to bury a water line located between 600th and 700th on Read Road requested by Rural Water District #2. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to sign an agreement with Steve Springer for surveying contract work for the county as needed. Marty Read seconded the motion. The motion passed 3-0.

The commission reviewed a note of thanks from residents in the City of Parker for chipping and sealing streets in the city.

Herb Pemberton motioned to approve a \$200.00 donation to the Kansas Silver Haired Legislature. Marty Read seconded the motion. The motion passed 3-0.

The commission reviewed and approved the Sheriff's monthly fee report for the month of July 1999.

Marty Read motioned to recess from the Board of County Commission meeting into an executive session to discuss a legal issue with the county counselor for fifteen minutes. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Economic Development Director Dennis Arnold attended the executive session.

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

Don Epps, Prescott met with the commission to complain about the railroad crossings in Prescott area saying they are very rough. The commission reported the railroad is to come back and finish those crossings.

At the request of Marilyn Augur, Nutrition Director, Charles Trask motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and Augur attended the executive session.

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

At the request of Diane Van Kirk, Fire Coordinator, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue, related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Van Kirk attended the executive session.

Charlie 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.

Richard Long and George Finical, Kirkham Michael Engineering met to discuss the Boicourt Bridge project and the supplemental #2 agreement for construction engineering costs. Marty Read motioned to sign the supplemental agreement #2 with Kirkham Michael Engineering for overrun costs for Construction Engineer at the Boicourt Bridge. Charlie Trask seconded the motion. The motion passed 3-0.

Ralph Brandt, resident north of Parker presented a letter from citizens concerning the road running north of Parker Grade School. The list of names asked for a reduced speed limit on this road and stop signs on the east-west county line road that intersects with this road. The commission reported they will have traffic control look at the road and make a recommendation.

Dennis Arnold and Lou Turk, Turk Enterprises met with the commission. Turk asked to exercise his option on the remaining 11 acres in the Pleasanton East Industrial Park. After a lengthy discussion, Marty Read motioned to allow Turk to exercise his option on the 11 acres in the Pleasanton Industrial Park and for the county counselor to prepare a deed. Herb Pemberton seconded the motion. The motion passed 3-0.

County Attorney, John Sutherland discussed the need to purchase two computers for his office to be networked with District Court. Marty Read motioned to purchase 2 Hewlett Packard computers from Network Technologies with ethernet cards and to be hooked up to District Court at \$4,024.00 for the two. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Sutherland, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county clerk, county counselor and Sutherland attended the executive session.

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

As a result of the executive session the commission approved to hire Stephanie Thomas as Victim Witness Coordinator at \$1,526.46 per month, subject to a pre-employment physical. Thomas must move to Linn County within six months of employment.

Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minute to discuss a legal issue with the county counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Andy Mayhugh, Zoning Administrator attended the executive session.

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

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, August 30. Herb Pemberton seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

August 30, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Herb Pemberton, member; Don Proffitt, county clerk and Gary Thompson, county counselor. Commissioner Trask was absent.

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

The commission chairman signed the following add/abate/refund order numbers: Real Estate 1041-1042.

The commission approved the following pays/special pays: General, \$136,160.79; Employee Benefit, \$32,824.26; Appraiser, \$7,720.91; Rural Fire, \$3,996.64; Road & Bridge \$27,679.66; Crime Victim Assist., \$870.48; Elderly, \$8,780.02.

Marty Read motioned to move next week's regular meeting to Tuesday, September 7th due to Monday being a holiday and county offices will be closed. Herb Pemberton seconded the motion. The motion passed 2-0.

Darrell Lane reported he had looked at the agreement with the cities for a solid waste compactor and the county is liable for maintenance on the building. The commission asked Lane to ask LaCygne if they would share the cost?

The commission gave Harry Wisdom, 3rd District Foreman permission to purchase four tires for a 140 motor grader at approximately \$400.00 each.

Marty Read motioned to approve a permit to bury cable located on 1050 Road, between 7 Highway and 1077 Highway requested by Sprint United. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to approve a permit to bury telephone cable located in Section 34, Township 20S, Range 23E requested by Sprint United. Herb Pemberton seconded the motion. The motion passed 2-0.

The road at the duck club that Robert Frye is building on the Marais Des Cygne River was discussed. The commissioners gave Frye permission to put a low water crossing on the dike they are going to build. Frye is to build ½ of the road and will maintain the road after it is built. Also, yet to be decided is whether to put a gate on the road.

Ron Briggs asked the commission to appoint a wetland riparian protection plan committee of 5 to 15 people in Linn County. Briggs stated there is grant money available and other help from the state. The commission reported they will appoint the committee as requested.

Dr. John Spencer and Kip Lindberg with the Mine Creek Battlefield met with the commission to give them an update on the Mine Creek Battlefield and to discuss the available grants to upgrade the battlefield. The commission reported they were in favor of seeing the site continue to get better.

Dennis Arnold, Economic Development Director reported that Linn Counties unemployment rate is at 5.5%, the lowest in 10 years.

Arnold reported that Central Bank and Trust had sent the county \$4,000.00 too much money when they closed the C.O.P. Account. Marty Read motioned to return the \$4,000.00. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to purchase fescue seed and have the county road crew disc and seed the Pleasanton Industrial Park property.

Robert Stocking, Grant Administrator reported that the patients at the LaCygne and Mound City Clinics do not meet the low to moderate income level and therefore cannot apply for the CDBG Grant that was planned.

Andy Mayhugh, Zoning Administrator presented the commission with lot split #71 requested by Robert Hampton. Marty Read motioned to approve lot split #71 as requested and to accept the road easement. Herb Pemberton seconded the motion. The motion passed 2-0.

Herb Pemberton motioned to adopt Resolution #99-20 that will rescind Resolution #99-17 concerning surveys in the county. Marty Read seconded the motion. The motion passed 2-0. Following is a copy of Resolution #99-20:

Marty Read motioned to sign the agreement between Miami County and Linn County for Juvenile Detention Services for the remainder of 1999. Herb Pemberton seconded the motion. The motion passed 2-0.

The commission reviewed an August 31, 1999 agenda and minutes for a July 27th meeting of the SEK Multi-County Health Board.

The commission reviewed the July 9th minutes of an SEK Mental Health Center Board meeting.

Marty Read motioned to sign Quit Claim Deed on 11 acres to Turk Properties LLC for ground in the Pleasanton Industrial Park. Herb Pemberton seconded the motion. The motion passed 2-0.

The commission gave approval for Sharon Barnes, Register of Deeds to hire Lena Dick as part time employee at \$5.65 per hour to be used as needed.

Marty Read motioned to set a fence view as requested by Kelly Kehl on property line fence between himself and John Barnes to meet at 1 p.m., September 13th at the fence line located 3 miles west of 7 Highway on Wesley Chapel Road. Herb Pemberton seconded the motion. The motion passed 2-0.

At the request of Marilyn Augur, Nutrition Director, Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton

seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Augur attended the executive session.

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

As a result of the executive session, Marty Read motioned to hire Brenda Bradley as cook at the Pleasanton Senior Center at \$6.50 per hour, subject to a pre-employment physical and drug test. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to hire Ramona Holland as site manager at LaCygne Senior Center at \$6.11 per hour. Herb Pemberton seconded the motion. The motion passed 2-0.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Tuesday, September 7. Herb Pemberton seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

September 7, 1999

The Board of Linn County Commissioners met in a regular session. Those present were: Marty Read, chairman, Herb Pemberton, member, Don Proffitt, county clerk. Commissioner Charlie Trask was absent.

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

The commission chairman signed the following add/abate/refund order numbers: Real Estate 1043.

Several road issues were discussed with no action being taken. They also announced that the tire amnesty will start September 15.

George Finical with Kirkham Michael Engineering reported they are starting to riprap the piers at the Boicourt Bridge this morning. The metal should be cleared up shortly. Also, there is some dirt work left to be done.

Larry Robinson, Traffic Control reported he will have to do a spot speed study on Earnest Road north of Parker before putting speed limits on the road. Robinson reported that he is busy with 911 and will be a while before he can do the study.

Andy Mayhugh, Zoning Administrator presented lot split #72 after review Marty Read motioned to approve lot split #72 as requested by Wes and Judy Coffel. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to approve for Gary Thompson, county counselor to use Westlaw's Online Research service at \$170.00 per month. Herb Pemberton seconded the motion. The motion passed 2-0.

The commission reviewed a letter from Bryan C. Loudon, Attorney for Jim Martin Construction Company requesting a response from the commission concerning the complaint by Martin that he was not properly paid for concrete on a bridge job. The commission will ask the counselor to respond.

The commission reviewed a letter from John Barnes stating that he will have a representative at the fence view, Monday, September 13 at 1:00 p.m.. No action taken.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, September 13. Herb Pemberton seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

September 13, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$206,795.41; Appraiser, \$3,527.20; Rural Fire, \$9,267.43; Road & Bridge, \$97,567.81; Law Enforcement, \$134.95; Crime Victim Assist., \$1,208.49; Elderly, \$10,530.52; Zoning LEPP Grant, \$557.32.

The commission reviewed a letter from Michael Jeweler thanking the 3rd District Road Crew for cleaning and installing a culvert on property he recently purchased.

Darrell Lane, Solid Waste Coordinator reported that the inmates from Osawatomie State Hospital will install siding on the LaCygne Compactor Building and the county will provide the materials.

The Commission gave permission for a spouse to ride with employees in solid waste trucks to the Solid Waste Rodeo in Olathe. The spouse will be invited to attend and have lunch.

Marty Read motioned to approve a permit to bury cable requested by Sprint United Telephone company, located in Section 2 & 3, Township 23S, Range 23E. Charlie Trask seconded the motion. The motion passed 3-0.

The commission discussed Linn Valley City putting up 40 m.p.h. speed signs on Old 69 Highway along the boundary of the city. The commission asked the counselor to see if they can legally do this since this is not actually within the city limits.

Andy Mayhugh, Zoning Administrator advised the commission of a public hearing on Centerville Sewer District in Centerville, September 21st at 7:00 p.m.

The commission reviewed a year to date park report for receipts and expenditures.

Dick George, Linn Valley Police Officer and Gordon Haggard met with the commission concerning the 40 m.p.h. speed signs they installed on Old 69 Highway. The commission reported they had turned it over to the county counselor to see if the signs would be legal.

Diane Van Kirk, Fire Coordinator and the commission discussed the increased price of fire hydrant to be put in 1 mile east of LaCygne. The hydrant at first was estimated to cost \$800.00 but now it will cost \$1,342.77 plus installation. Commissioner Pemberton stated he will talk to the Rural Water District #3 Board concerning the hydrant.

Richard Long and George Fenical with Kirkham Michael discussed bank erosion at the Boicourt Bridge, they feel more riprap is needed to stabilize the bank. The commission agreed to pay 20% share of the additional cost of approximately \$7,500.00.

Marty Read motioned to recess from the Board of Commissioners meeting into executive session for 10 minutes to discuss a legal issue with the county counselor. Charlie 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. Charlie Trask seconded the motion, the motion passed 3-0. No action taken as a result of the executive session.

Marty Read motioned to recess until 1:00 p.m. to meet for a fence view requested by Kelly Kehl. Charlie Trask seconded the motion. The motion passed 3-0.

At 1:00 p.m. the commission met for a fence view requested by Kelly Kehl on a property line between Kehl and John Barnes on 1150 Road approximately 3 miles west of 7 Highway. Those present were the commission, clerk, county counselor, Undersheriff Jeff Staton, Kelly Kehl and Helen Barnes representing John Barnes.

Kehl reported he had dozed and installed a new 5 wire fence on the property line between him and Barnes stating that it was his understanding that Barnes would pay for ½ of the fence.

Helen Barnes stated that John had not agreed to pay for any portion of the fence but he had told Kehl he could doze the property line and that he did not care if Kehl piled Brush on his side of the fence.

Kehl presented a bill for ½ of the fence for just over \$1,300.00 and stated he would accept \$1,000 if Barnes would agree.

Helen Barnes stated he would take the offer to John Barnes and get his response.

The commission stated they will want to see if the issue can be settled before they make a decision.

Marty Read motioned to adjourn. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair



September 20, 1999

The Board of Linn County Commission met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$49,982.25; Employee Benefit, \$32,959.94; Appraiser, \$7,850.63; Rural Fire District, \$2,124.70; Road & Bridge, \$27,679.66; DARE, \$313.06; Crime Victim Assist., \$671.25; Elderly, \$6,070.51.

The commission chairman signed the following add/abate/refund order numbers: personal property #1842.

Herb Pemberton motioned to approve a permit to bury water line on Rural Water District #1 requested by Allen C. Wilson at Deer Trails Subdivision 1/4 mile East of Quarry and 2400 East Road. Charlie Trask seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to purchase an LTA9000 1994 Ford Truck from Midway Ford Truck Center for \$23,000.00 from the special equipment fund. Charlie Trask seconded the motion. The motion passed 3-0.

Larry Robinson, Traffic Control and the commission discussed the problem at Linn Valley Lakes and the speed limits that were changed by Linn Valley. After lengthy discussion Marty Read motioned for Robinson to notify Linn Valley that the speed limits in the county's portion of the road will remain the same until the county can do a traffic study and make some justifications for changing the speed limits. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a permit to bury a cable requested by Sprint United located in 12-21S-21E. Charlie Trask seconded the motion. The motion passed 3-0.

John Black District #2 Road Foreman reported the City of Pleasanton has shown interest in an old oil distributor that the county no longer uses. Charlie Trask motioned to donate the oil distributor to the City of Pleasanton. Marty Read seconded the motion. The motion passed 3-0.

Ray Miller and Jim Myers, Sugar Valley asked the commission to sell Sugar Valley a used compactor for \$6,900.00 to be paid back in eleven months and for the county to pickup the solid waste. Marty Read motioned to let Sugar Valley purchase a used compactor and container and for the county to remove the solid waste. The county counselor will approve an agreement to be signed at a later date. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission congratulated John Maloney after Maloney, Noxious Weed Director reported he has passed his noxious weed tests through the state.

The county counselor reported that District Court had determined that the Hospital District created in 1951 in Potosi and Valley Township is no longer in existence. There is just Hospital District #1 created in 1972 and the newly created Linn County Hospital Benefit area. The commissioners took no action.

A new Linn County News reporter Mary Gilkenson introduced herself to the commission.

Marty Read motioned to sign a letter to KDOT concerning the Boicourt Bridge cost overrun. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of that letter:

Marty Read motioned to pass Resolution #99-21 declaring surplus property in the Road Department. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-21:

George Finical, Kirkham Michael Engineering reported that the Corp of Engineers has approved digging down and cutting off sheeting at water level and then riprapping the area. The Bridge can now be finished providing the weather remains dry.

Linn County Sheriff reported that they have hired Paris Stahl as the S.R.O. Officer at Prairie View. Prairie View will be responsible for all costs concerning this position. Also, the county counselor will review the S.R.O. Grant and prepare an interlocal agreement between the county and Prairie View.

Stites also reported he will have to retrieve a prisoner accused in a stabbing incident near Pleasanton that they arrested in Riverside, California. The Sheriff will probably hire a transporting company and the costs will probably be over \$500.00. The commission agreed with Stites.

Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue with the county counselor. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the whole executive session. The County Treasurer, Ellie Davey attended five minutes of the executive session.

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

At the request of Economic Development Director, Dennis Arnold, Charlie Trask motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue with the county counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Arnold attended the executive session.

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

Charlene Sims and Linda Mertell with the Linn County Children's Coalition met with the commission concerning grants for the program and asked the county to sponsor a grant to provide after school services in Blue Mound and Prescott. Charlie Trask motioned to sponsor the grant. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a family medical leave for Barbara Kluge due to her husband's poor health after she uses her sick and vacation days. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to hire Mary Ann Post as part time employee to fill in as medical van driver. Herb Pemberton seconded the motion. The motion passed 3-0. Post must take drug and alcohol pre employment test before going to work due to federal transportation authority laws.

With nothing further on the agenda, Marty Read motioned to adjourn until 8:30 a.m., Monday, September 27th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

September 27, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk, and Gary Thompson, county counselor.

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

Charlie Trask motioned to move the starting time for commission meetings back to 9:00 a.m. starting next week. Herb Pemberton seconded the motion. The motion passed 3-0.

Solid Waste Coordinator Darrell Lane reported the state had picked up approximately 4000 tires at the Transfer Station due to the tire amnesty program.

Marty Read motioned to approve two permits to bury telephone cable requested by Sprint United in Section 30 & 31, Township 20S, Range 23 East and Section 12, Township 21S, Range 21E. Charlie Trask seconded the motion. The motion passed 3-0.

J.C. and Betty Bullock met with the commission to complain about being annexed into the City of Linn Valley. The Bullocks stated they were unaware they made them part of the City at the time of Linn Valley's Incorporation. The commission asked the county counselor to determine the counties stand in this matter and told the Bullocks they probably need to contact an attorney and see if anything can be done.

In response to an invitation to be in the Arts and Crafts Parade, the commission reported they could not be in the parade this year.

The commission reviewed a letter from Robert Miller thanking the commission for naming the Faucett Road where their family had homesteaded. However they feel Faucett should be spelled Fausett and said they would be willing to pay for converting the road signs. The commission asked Traffic Control Officer Larry Robinson to check into the spelling.

Charlie Trask motioned to replace a bridge on 500 road 1/4 mile East of Ungeheuer Road for \$8,331.00 by Foote Construction. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed minutes from an August 31, 1999 meeting and an agenda for a September 28th meeting of the SEK Multi County Health Board.

The commission reviewed an invitation to an October 12th Association of County Commission and County Engineers meeting in Chanute. The commission decided to send Danny Morris, District 1 Road Foreman.

The clerk reported he plans to attend a K.A.C. Platform Video Conference in Greenbush, October 8th. No action taken by the commission.

All three Commissioners reported they would plan to attend the SEK County Officials meeting in Coffey County October 21st.

The commission reviewed and approved the Sheriff's Monthly Fee Report for the month of August 1999.

Marty Read motioned to sign a contract with Diehl, Banwart, Bolton, Jarred and Bledsoe to do the county's 1999 Audit for \$9,945.00 and the 2001 budget for \$1,575.00. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed information from the State Department of Revenue that the county's Appraisal Department has met the statistical and procedural compliance pursuant to K.S.A. 79-1445 and Direction 92-002.

The commission gave approval for Sheriff Marvin Stites to hire Kevin Friend as a Deputy effective 9-21-99. Friend is to have a preemployment physical and be at 90% pay for sixty days.

Stites reported the lowest bid to transport a prisoner from California to Linn County was Trans Core Incorporated for \$1,000.00. The commission agreed that Stites should accept the bid.

The commission also approved for Stites to purchase \$5,248.00 worth of Software needed to be able to run the State Astra 2000 program.

Marty Read motioned to pass Resolution #99-22 to establish licensing requirements and regulations for Adult Entertainment Business within rural Linn County. Herb Pemberton seconded the motion. After lengthy discussion and time for the commission to read the resolution. The motion passed 2-1. The resolution will become effective after its publication in the Linn County News. A copy of this resolution will be on file in the County Clerks Office.

At the request of Charlene Sims, Marty Read motioned to sign a Title 5 Grant for Children's Coalition and that the Coalition will manage the grant funds. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Troth and wife met with the commission to complain about the way sanitation codes are being followed in the county. Troth feels that all septic tanks in the county should be inspected. The commission reported they are inspected on complaint, new construction and request from lenders. Troth stated he had 200 he wanted to complain about.

Andy Mayhugh, Zoning Administrator presented the commission with lot splits #73-74 and #75. After discussion, Marty Read motioned to approve lot splits #73-74 and #75 as requested, and to accept the appropriate road easements. Charlie Trask seconded the motion. The motion passed 3-0.

Mayhugh also discussed Transcontinental Mining and whether there should be a shoe fly around the county road that is being dozed up. The commission feels that since they temporarily closed that road while mining through it, that would negate the need for a shoe fly around the mining.

Don George, Kansas Department of Wildlife and Parks Biologist reported he has received a \$30,000.00 grant for WSWD #13 Lake development for fishing purposes. No action taken by the commission.

At the request of Bruce Holt, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the county counselor. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Holt attended the executive session.

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

The commission asked Mayhugh how long Creative Technologies has to remove the trailer that was previously used for an office. Mayhugh reported he will check the conditional use permit and report back next week.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 A.M., Monday, October 4th, Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

September 29, 1999

The Board of Linn County Commissioners met in a special called meeting to discuss Resolution of Support for the Mine Creek Battlefield Project in Linn County. Those present were Marty Read, chairman; Charlie Trask, vice chairman; and Don Proffitt, county clerk.

Marty Read motioned to pass Resolution #99-23 supporting the Mine Creek Battlefield Project in Linn County and the application for funds set forth by the Federal Transportation Equity Act for the 21st Century. Charlie Trask seconded the motion. The motion passed 2-0. Following is a copy of Resolution #99-23:

Charlie Trask motioned to adjourn the special meeting. Marty Read seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

October 4, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald L. Proffitt, county clerk and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$52,586.49; Employee Benefit, \$25,073.09; Appraiser, \$7,580.10; Rural Fire, \$3,362.61; Road & Bridge, \$27,870.41; Special Machinery, \$23,000.00; DARE, \$294.04; Crime Victim Assist., \$610.58; Elderly, \$7,582.51.

Marty Read motioned to move next weeks meeting date to Tuesday, October 12th , due to Monday being a holiday and county offices will be closed. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Marilyn Augur, Nutrition Director, Charlie Trask motioned to approve and accept a \$2500.00 PATH Grant. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve contract for homebound and congregate meals for FY 2000. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to sign F.T.A. Drug and Alcohol Policy for county employees under F.T.A. Marty Read seconded the motion. The motion passed 3-0.

The commission agreed by consensus to move the Pleasanton Industrial Park Sign on the 69 Highway Bypass to old 69 Highway, south of Pleasanton at the Industrial Park Site.

Economic Development Director Dennis Arnold invited the commission to attend an October 29th Mid-America meeting at the Parsonian Hotel in Parsons, Kansas.

The commission gave Sheriff Marvin Stites permission to go out for bids for two new patrol cars to be purchased and delivered after the 1st of the year.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue with counsel. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Sheriff attended the executive session.

Charlie 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.

Andy Mayhugh, Zoning Administrator presented the commission with a petition from Centerville for a Sewer Benefit District for Centerville. The petition signatures will need to be certified and then a public hearing will be held.

Charlie Trask motioned to approve a conditional use permit renewal CUP089943-24R for Conley Sales for storage and display area for new equipment. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve lot split #76 as requested and to accept the accompanying road easement. Marty Read seconded the motion. The motion passed 3-0.

George Finical, Kirkham Michael presented the commission with a new supplement for construction engineering fees to not exceed \$195,728.18 for the Boicourt Bridge Project.

Charlie Trask motioned to recess from the Board of Commission meeting for ten minutes to discuss a legal issue with county counselor. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and zoning administrator attended the executive session.

Charlie 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.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 9:00 a.m., Tuesday, October 12th. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

October 12, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk. The county counselor was not present.

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

The commission approved the following pays/special pays: General, \$112,064.47; Employee Benefit, \$426.54; Appraiser, \$15,901.38; Rural Fire, \$2,702.08; Road & Bridge, \$103,610.23; Crime Victim Assist., \$3,179.31; Elderly, \$10,927.25.

The commission reviewed a letter from Centerville residents thanking the county for mowing done in the Centerville area.

Larry Reppert and wife from Lake Chaparral met with the commission to complain about no reflectors on the curve on a county road near Linville where he recently ran off the road during fog. Reppert asked for reflectors or a guard rail to be put up. The commission instructed the Road Foreman John Black to get with the Traffic Control department and get reflectors put along the curve.

Marty Read motioned to approve a permit to bury telephone cable requested by Sprint United located in Section 27-Twp. 22S - Range 23E. Herb Pemberton seconded the motion. The motion passed 3-0.

Solid Waste Coordinator, Darrell Lane reported that Linn County faired well at the recent Solid Waste Rodeo held in Olathe.

Charlie Trask motioned to accept a bid of \$1,540.00 from Mike Goucher, Pleasanton to build a concrete retaining wall at the Sheriff's Building. Marty Read seconded the motion. The motion passed 3-0.

The commission reviewed the Park Receipts and Expenditures Report for September and year-to-date.

Zoning Director, Andy Mayhugh, reported that he has not heard any response to his nuisance abatement order on the store building in Centerville owned by Gary and Julie O'Bannon. The commission instructed Mayhugh to have the county counselor write a letter to the O'Bannons that they remove the structure.

Charlie Trask motioned to have all county employees put on reimbursement vouchers for travel, meals, hotel bills, etc., the reason for the trip and who made the trip. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Sheriff Stites, Charlie Trask motioned to hire Mark Hochhalter as a Deputy. Herb Pemberton seconded the motion. The motion passed 3-0. Hochhalter must have a pre-employment physical and will be at 90% pay for two months and be on six months probation.

Charlie Trask motioned to purchase a new chair for the Commission Chairman. Herb Pemberton seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 9:00 a.m., Monday, October 18th. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

October 18, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman, Charlie Trask, vice chairman, Don Proffitt, county clerk and county counselor, Gary Thompson. Commissioner Pemberton called and said he would be late for the meeting.

Charlie 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 chairman signed personal property abatement order number 1843.

The commission approved the following pays/special pays: General, \$51,357.96; Employee, \$53,886.27; Appraiser, \$8,281.46; Rural Fire, \$2,067.94; Road & Bridge, \$41,066.14; DARE, \$313.06; Crime Victim Assist, \$2,953.99; Elderly, \$6,428.69.

Earl Swisher met with the commission to complain about the Sheriff's Department not following through on a hit and run accident that his wife was involved in at the junction of 7 and 152 Highways. The county counselor instructed Swisher that he could file a written complaint with the Sheriff's Department and also had the option of contacting the State Attorney General. Thompson advised Swisher to contact an attorney.

Marty Read motioned to approve two permits to bury, one requested by People's Mutual Telephone Company located in Section 34 and 27 - Township 19 - Range 23E to bury telephone cable and one requested by Kevin Carothers located in the southwest 1/4 of Section 14, Northwest 1/4 of 23-20-23 to bury pipe. Charlie Trask seconded the motion. The motion passed 2-0.

Charlie Trask motioned to approve for District #1 to purchase truck tires for approximately \$4,600.00. Marty Read seconded the motion. The motion passed 2-0.

Commissioner Herb Pemberton arrived at the meeting at 9:20 a.m.

Marty Read motioned to purchase a used welder generator from Kirkland Welding, Fort Scott for \$1200.00. Charlie Trask seconded the motion. The motion passed 3-0. The welder will be for the Solid Waste Department.

Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes for preliminary discussions relating to the acquisitions of real property. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Keith Couch, Hospital Board Member attended the executive session.

Charlie 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.

Charlie Trask motioned to recess from the Board of Commission for fifteen minutes to discuss a legal action. Marty Read 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. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Danny Morris, 1st District Road Foreman and the commission discussed a gate that has been put across the Queen Road near the Maris Des Cygne River. The commission instructed Morris to make sure the road was properly signed.

The commission reviewed the quarterly statement from the Prescott Senior Center, for quarter ending September 30, 1999.

Charlie Trask motioned to approve a contract with Fern Bolen to transport elderly residents at \$175.00 per month plus \$36.70 each six months for additional auto insurance. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to lease the county owned Senior Center in LaCygne to the Over 50 Club for \$1.00 for five years. Herb Pemberton seconded the motion. The motion passed 3-0.

The Clerk reminded the commission of the SEK County Officials Meeting Thursday, October 21st in Coffey County.

Nutrition Director Marilyn Augur and the Commission discussed the cost of meals and other costs for the Nutrition Department. Also, discussed the fact that the elderly fund may be close to running over budget. The Commission asked Augur to keep a close eye on the budget.

Park Director Bruce Holt and the Commission discussed the cost of electricity in the county park and possibly the need to raise the rent on camp sites. No action was taken.

Marty Read motioned to recess from the Board of Commission meeting for fifteen minutes to discuss a legal issue. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Holt attended the executive session.

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

The commissioners reviewed and approved Sheriff Monthly Fee Report for the month of September 1999.

The commission reviewed a letter from the County Traffic Control Department to the KDOT asking that signs showing where to turn on 69 Highway to get to Boicourt be moved to the North Boicourt Road. Also, that two stop signs have been installed at the Boicourt Bridge approach.



With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, October 25th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

October 25, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald Proffitt, county clerk and Gary Thompson, county counselor.

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

The commission chairman signed the following add/abate/refund order numbers: personal property 1844.

The commission gave approval for Kermit Chase to purchase four tires for the tilt trailer from Stainrook Wholesale at \$144.36 each.

The commission opened bids taken to sell a 1976 Dump Truck for District #2. Bids received were Olea Farms \$2,750.00; Ellis Construction, \$3,500.00; Mike Vrban \$5,626.00; Al Winters \$2,027.00; Larry Reynolds, \$2,156.88. Charlie Trask motioned to accept the high bid of \$5,626.00 from Mike Vrban, Pleasanton. Herb Pemberton seconded the motion. The motion passed 3-0.

Bids were opened to sell a 1976 White Truck Tractor from District #1. Bids received were Mike Vrban, \$1,801.00; Al Winter, \$500.00; and Olea Farms \$1,505.00. Marty Read motioned to accept the high bid from Mike Vrban for \$1,801.00. Herb Pemberton seconded the motion. The motion passed 3-0.

Solid Waste Coordinator, Darrell Lane discussed charging for used tires brought into the landfill. Marty Read motioned to charge \$1.00 for passenger, \$5.00 for truck tires, \$10.00 for tractor tires and \$35.00 for off highway tires. Herb Pemberton seconded the motion. The motion passed 3-0.

The gate across Queen Road was discussed after it was found with a lock on it. Marty Read motioned to have the gate removed. Charlie Trask seconded the motion. The motion passed 2-1 with Commissioner Pemberton voting against removing the gate.

Cynthia Moeller met with the commission to ask them to repair the road to access her property. Moeller would like to build a house on the Bourbon County side of the county line on a portion of road that Linn County has agreed to maintain. After discussion the commission agreed to repair the road to her property and to have the road foreman call Bourbon County to see if they would split the cost of rock.

Traffic Control Director, Larry Robinson reported that he passed the Bridge Inspection Course that he attended the last two weeks. Robinson can now inspect Bridges but will need an engineer to sign off on the inspections.

Food, fuel and park signs on 69 Highway at 152 were discussed. The commission agreed to put up signs on Highway 152 if the state will put them on 69 Highway.

The commission reviewed a letter from Glenn Merrill, Parker, asking that the county stripe the highways in Linn County. The commission reported there in the planning stages for the future.

Keith Couch, Hospital Board member, gave the county an update on the negotiations for the clinic's buildings. The commission asked the Couch to continue to negotiate for the buildings.

County Treasurer, Ellie Davey, presented the commission with an interest report for quarter ending September 30, 1999. Interest received to date is \$165,371.34.

Also, Davey presented the commission with the reconciliation of 1998 taxes and delinquent tax reports. The commission agreed by consensus that the County Attorney should initiate collection on personal property delinquencies as required by statute.

County Appraiser, Steve Thompson asked the commission what amount should be charged for a map of the City of Linn Valley that his office has put on disc. The commission agreed not to charge taxing entities for the maps but to make sure that they do not turn around and sell the maps. Linn County will charge for commercial requests for the maps.

The commission agreed to support Miami County Commissioner Bill Butler as a candidate to the K.A.C. Governing Board.

The commission reviewed Phase I Bond release requests from Continental Coal Company from K.D.H.E.. No action taken.

The commission chairman signed a wage survey requested by the Kansas Department of Transportation for county road and bridge projects.

The commission reviewed minutes of a September 28th meeting and agenda for October 26th meeting of the SEK Multi County Health Board. No action taken.

After complaints about the condition of the food growers building in Pleasanton, the commission asked the clerk to contact Bob Patterson about getting the building cleaned up.

Marty Read motioned to recess from the Board of Commission meeting into executive session for five minutes to discuss a legal issue with the county counselor. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, and county counselor attended the executive session.

Charlie 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.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 9:00 a.m., Monday, November 1. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

November 1, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Donald Proffitt, county clerk; and Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$56,782.14; Employee Benefit, \$24,215.71; Appraiser, \$8,204.63; Rural Fire, \$2,655.11; Road & Bridge, \$27,728.75; DARE, \$308.09; Crime Victim Assist., \$610.58; Elderly, \$6,402.51.

The commission chairman signed the following add/abate/refund order numbers: Real Estate 1044 - 1054A and Personal Property 1845 - 1867.

Kathleen Hall from near Mapleton met with the commissioners to seek help in a boundary dispute with a neighbor. The commissioners asked Hall to get together with the county counselor for advice.

Herb Pemberton motioned to approve three permits to bury water lines requested by RWD #3 at the following locations: (1.) Intersection Gireau Road and 2100 Road, (2.) 3/10 mile north of 2200 Road on Earnest Road, (3) West of intersection 1900 Road and Iliff Road cross 1900 Road south to north. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a permit to bury water line requested by Anderson County Rural Water District #6 located .15 miles south of the intersection of west 1300 Road and Ellis Road. Herb Pemberton seconded the motion. The motion passed 3-0.

District 3 Road Foreman, Harry Wisdom reported problems with getting tire warranties on some new tires that have split the sidewalls. The commission asked Wisdom to get with the counselor and have him write a letter to the tire dealer.

Marty Read motioned to approve two permits to bury water line requested by Rural Water District #3 located as follows: (1.) At Keitel Road 30' south side of 7 Highway (2.) 1650 Road northeast side of 7 Highway about 30' northeast of right-of-way.

Solid Waste Coordinator Darrell Lane reported that Anderson County will accept used tires from Linn County residents who missed Linn County's amnesty period until November 30, 1999.

Noxious Weed Director John Maloney and the commission discussed the new chemical cost share program that will begin the first of the year and also reviewed the certificate he plans to use.

Susan Tripp, Janet Easley and Mary Jane Heiser from the Pleasanton City Library met with the commission to discuss their moving to a larger building and asked the commission for monetary help and also for the county to haul debris from their remodeling. The commission agreed to the remodeling help but delayed a decision on the monetary help.

The commission signed a letter to Mr. Bill Brown, V.P. of U.S. Postal Midwest area operation requesting that the post office be replaced in the City of LaCygne as soon as possible.

At 10:00 a.m. bids were opened to purchase two new patrol cars. Bids received were Cox Motor trading a 1996 vehicle with \$20,468.00 difference trading a 1995 vehicle with \$21,868.00 difference. Beckman Motors bids were \$20,493.00 with 1996 trade difference and \$21,888.00 with 1995 trade difference. The commissioners voted to accept the low bid from Cox Motor Company if specs are correct. Linn County Sheriff Marvin Stites will review the specs, these vehicles are to be purchased and paid from 2000 funds.

Herb Pemberton motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the counselor. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and county sheriff Marvin Stites attended the executive session.

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

Marty Read motioned to approve C.U.P. #099944 a renewal for Linn County Construction/Demolition Landfill as long as it meets KDHE requirements. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve C.U.P. #099945 giving Sugar Valley Lakes permission to place a solid waste convenience center within Sugar Valley Lakes area. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to pass Resolution #99-24 amending the Linn County Zoning Regulations concerning adult entertainment. Herb Pemberton seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-24:

After a lengthy discussion the commission decided to table the revised comprehensive plan that had been approved by the Linn County Planning Commission.

Dennis Dahlhee met with the commission to ask them to close a portion of the Linn/Bourbon County line road south and east of Blue Mound. The commission asked traffic control Director Larry Robinson to get the legal description and have a publication notice prepared for the next meeting.

The commission asked the clerk to purchase five new chairs for the Commission Room from National Business Furniture at \$198.00 each plus shipping.

Charlie Trask motioned to give County Appraiser Steve Thompson permission to charge commercial companies 10% of the photography costs of an area for aerial maps put on CDs. Herb Pemberton seconded the motion. The motion passed 3-0. Also the companies must sign an agreement not to sell or reproduce the maps for resale.

Marty Read motioned to accept the low quote from Nex-Tech to purchase an IBM 6400-015 printer for \$10,532.00 and \$4,025.00 for a 3-year maintenance contract. Herb Pemberton seconded the motion. The motion 3-0. The other bid from C.I.C. for the printer was \$11,093.00 and \$4,072.00 for the 3-year warranty.

Marty Read motioned to cancel the November 15th commission meeting due to all commissioners attending the K.A.C. Conference in Overland Park, Kansas. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting for ten minutes to discuss a legal issue with counsel. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Economic Development Director, Dennis Arnold attended the executive session.

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

Arnold reported unemployment is still down in the county at 6%.

Arnold showed the commission a plaque from the SEK Economic Alliance for Economic Development in Linn County for bringing Tech Parts to Linn County.

Arnold and the commission discussed putting a lagoon in the Pleasanton Industrial Park rather than hooking onto Pleasanton City Sewer. The decision was tabled for further review.

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

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County Clerk

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Commission Chair

November 8, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk; Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$134,498.54; Employee Benefit, \$45,879.09; Appraiser, \$2,598.68; Rural Fire, \$3,632.73; Road & Bridge, \$64,357.70; Law Enforcement, \$498.79; DARE, \$208.77; Crime Victim Assist., \$71.10; Elderly, \$7,900.17; Zoning LEPP Grant, \$2,700.00.

The commission gave approval for District #1 Foreman Danny Morris permission to purchase four road grader tires at \$566.00 each.

Solid Waste Coordinator, Darrell Lane reported he has been elected to the Board of Directors of the National Solid Waste Organization, (S.W.A.N.A.)

The commission agreed for Lane to have the county counselor prepare an interlocal agreement between Linn County and the Lake Region RC&D concerning equipment ownership.

Marty Read motioned to approve a permit to bury cable requested by Sprint United located along Nickels Road in 6-22S-24E. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to publish Notice to Vacate a portion of road beginning at the Southeast corner of 6-23S-22E then west on the south section line to a point 100' east of the quarter corner of said section and terminating at the at point. Said road was laid out as the J.H. New Road in 1885 and was 60' wide. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to recess from the Board of Commission meeting for five minutes to discuss a legal issue with counsel and five minutes to discuss a personnel issue related to a non elected employee. The commission, clerk, and county counselor attended the executive session.

Charlie 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.

Susan Tripp with Pleasanton Library asked the commission for a decision on donations to the library. The commission reported they will help with people and equipment for remodeling the building but will not give a monetary donation at this time.

The commission agreed to a request to haul dirt to the Mound City ball field to help build up the infield.

Nutrition Director, Marilyn Augur reported she had received no bids on the transportation van the county wants to sell. No decision was made on what to do with the van at this time.

Charlie Trask motioned to sign contract for C-1 and C-2 meals with East Central Kansas Area on Aging for the coming year from October 1999 to October 2000.

The commission stated that there is no notification required on the random drug tests for KDOT or other county employees. Whenever the person shows up for the tests, the employee should submit to the test.

County Appraiser Steve Thompson received permission to take home an extra P.C. from his office so that he can put maps on c.d.'s. The p.c. is an extra that Thompson planned to make surplus property.

The commission approved for Park Director, Bruce Holt to go out for bids to purchase a new John Deere 911 lawn mower for the park. Holt will trade-in a 1993 John Deere 911 mower.

Commissioners also approved for Holt to remodel three cabins at approximately \$2,000.00 each for materials. Park employee's will do the labor.

At the request of John Teagarden and Keith Couch with the Hospital Board, Marty Read motioned to recess from the Board of Commission meeting into executive session for twenty minutes for preliminary discussions relating to the acquisition of real property and for a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor, Keith Couch and John Teagarden attended the executive session.

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

Marty Read motioned to approve lot split #76 and accompanying road easement from Bill Montgomery as requested. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission discussed the annual K.A.C. Conference next week in Overland Park. All three commissioners plan to attend.

Marty Read motioned to approve a transfer of a permit for an authorized emergency vehicle permit for John Waldmer. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed a letter from Larry Emig with KDOT asking that the commission meet with KDOT in Topeka, December 1st at 10:00 a.m. to discuss the overrun costs associated with the Boicourt Bridge project. All three commissioners plan to attend.

The commission reviewed a resolution from Mound City asking that the county allow the City to annex the area East of Mound City known as Countryside Estates. The commissioners asked the counselor to review the resolution and report back to the commission.

Charlie Trask motioned to sign a letter of support for the hospital Board to receive grant funding from a Rural Health Grant being prepared by the counties economic development department.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 9:00 a.m., Monday, November 22. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

November 12, 1999

The Board of Linn County Commissioners met in a special called session to discuss a personnel issue. Those present were Marty Read, chairman; Charlie Trask, vice chairman; and Don Proffitt, county clerk.

Marty Read motioned to recess from the Board of Commission meeting into an executive session to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 2-0. The commission, county clerk and Harry Wisdom attended the executive session.

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

Marty Read motioned to adjourn, Charlie Trask seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair



November 22, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman, Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk, Gary Thompson, county counselor.

Charlie Trask motioned to approve the minutes of the November 8 and 12th meetings as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission approved the following pays/special pays: General, \$66,158.33; Employee Benefit, \$21,119.21; Appraiser, \$8,272.15; Rural Fire, \$2,142.95; Road & Bridge, \$27,770.45; DARE, \$313.06; Crime Victim Assist., \$610.58; Elderly, \$6,635.34; Zoning LEPP, \$353.19.

The commission chairman signed the following add/abate/refund order numbers: Real Estate, 1055 - 1058 and Personal Property 1868 - 1880.

Marty Read motioned to publish Notice to Vacate a road southeast of Blue Mound beginning at the 1/4 section corner on the south line of Section 1, Township 23S, Range 22East thence west on section line to southwest corner of said section and terminating at that point. Said road was laid out as the Jackson Smart Road in 1870 and was 40' wide. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve a permit to bury telephone cable requested by Sprint United located east of Centerville on a county gravel road between sections 1 & 12, Township 21S, Range 22E. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission gave approval from Road District 2 Foreman, John Black to purchase two road grader tires from Stainbrook Wholesale at \$334.00 each.

In answer to District 1 Foreman Danny Morris, the commission decided to maintain the South Boicourt Road until the state has been notified that the county will no longer maintain that road since the Boicourt Bridge is complete and provide access from Boicourt to 69 Highway.

A hearing was held at 9:30 a.m. to close the J. H. New Road as published. After receiving no objections to closing the road, Marty Read motioned to close the road as published. Herb Pemberton seconded the motion. The motion passed 3-0. Since this is a county line road this closure will be sent to Bourbon County Commission for their approval. Following is a copy of the order to vacate as signed by the Linn County Commissioners:

The commissioners agreed to close the County Transfer Station Saturday, November 27, after Thanksgiving so that employees will have a 4-day weekend.

Charlie Trask motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the county counselor. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Zoning Administrator Andy Mayhugh attended the executive session.

Charlie 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.

At the request from Economic Development Director, Dennis Arnold, Marty Read motioned to recess from the Board of Commission meeting into executive session for ten minutes to discuss a legal issue with the county counselor. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Arnold attended the executive session.

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

Marty Read motioned to approve the hiring of Christina L. Kennedy as Clerk III in the County Attorney's Office, effective December 1, 1999 at \$1,526.46, with 90% of salary for 60 days. Charlie Trask seconded the motion. The motion passed 3-0. Kennedy will be on normal six month probation and must take a pre-employment physical.

Marty Read motioned to approve for the City of Mound City to annex the area east of Mound City known as Countryside Estates finding that the annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located in the county. Herb Pemberton seconded the motion. The motion passed 3-0.

At the request of Keith Couch, Hospital Board Member, Marty Read motioned to recess from the Board of Commission meeting into an executive session to discuss the acquisition of real property. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Couch attended the executive session.

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

Charlie Trask motioned to appoint Janet Kleweno as a member of the Linn County Hospital Board. Herb Pemberton seconded the motion. The motion passed 2-1. The county counselor will review the appointment due to the fact that Kleweno is a county employee.

Bids were opened for a new John Deere 911 Mower for the park. Bids received were John Deere, Fort Scott, \$6,927.00 net trade difference. Deems Equipment, Butler \$6,936.81. Marty Read motioned to purchase a 911 from John Deere in Fort Scott for \$6,927.00. Charlie Trask seconded the motion. The motion passed 3-0.

Andy Mayhugh, Zoning Administrator presented the commission with lot split #77 requested by David and Claudia Matthes. After discussion, Marty Read motioned to approve lot split #77 as requested. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve lot split #28 requested by Lawrence and Donna Spencer to accept the accompanying road easement. Marty Read seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to approve a re-plat for Stoneridge Estates as presented and approved by the planning commission. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to pass Resolution #99-25 approving the amendments to the Linn County Comprehensive Plan as approved by the Planning Commission. Marty Read seconded the motion. The motion passed 3-0. Following is a copy of Resolution #99-25:

Dave Burnett, SEK Regional Planning Commission presented the commission with an updated Comprehensive Economic Development Strategy Handbook. Also, at Burnett's request, Marty Read motioned to appoint Dennis Arnold to the Regional C.E.D.S. Committee. Charlie Trask seconded the motion. The motion passed 3-0.

Burnett reported that the County's Enterprise Zone ends in January 2000 and that they have drawn up a Regional Enterprise Zone that Linn County can be a part of instead of being on it's own. The commission agreed to becoming a part of the Regional Enterprise Zone.

Marty Read motioned to sign a letter of support for Tri-Valley Developmental Services request for KDOT Section 18 funds. Charlie Trask seconded the motion. The motion passed 3-0.

The commission also agreed to support a request from Reggie Smith, Pittsburg, Kansas for plans to provide transportation for the elderly and disabled.

The commission reviewed and approved the Sheriff's Monthly Fee Report for October 1999.

The commission chairman signed an agreement with Sugar Valley Lakes Association to sell Sugar Valley a compactor unit and for the county to haul the solid waste.

The commission reviewed the minutes of an October 26, 1999 meeting and the agenda of the November 30, 1999 meeting of the SEK Multi County Health Board and also reviewed information concerning vaccinations provided by SEK Multi County Health Department.

The commission approved for the clerk to accept bids to provide a catered meal for Christmas for county employees.

Marty Read motioned to pay for a class on Boundary Laws, in Kansas City, January 13th for county counselor Gary Thompson. Herb Pemberton seconded the motion. The motion passed 3-0.

The commission reviewed a letter from Debra May owner of Stat Stop complaining about a certified letter she mailed to the County Attorney in July and did not receive notice back until November. She feels the problem lays in the fact that LaCygne does not have a post office. The commission reported they have done their best to try and get a post office back in LaCygne.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, November 29. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

November 29, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk, Gary Thompson, county counselor.

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

The commission approved the following pays/special pays: General, \$55,553.73; Employee Benefit, \$53,838.04; Appraiser, \$8,210.33; Rural Fire, \$4,930.44; Road & Bridge, \$27,705.55; DARE, \$339.53; Crime Victim Assist., \$610.58; Elderly, \$6,154.56.

The commission chairman signed the following add/abate/refund order numbers: personal property 1881 thru 1887.

The commission instructed Larry Robinson and Harry Wisdom to put new metal on the east end of the Traffic Control Building and to put a privacy fence on the west side of the building to be paid from the All District Road Fund.

Larry Robinson reported that the 911 listing on Sprint and United Telephone have been completed and sent back to the phone companies. They still have Peoples Mutual Telephone to complete and should be done with those in a couple of weeks.

Jess Randall, Mound City - City Attorney, Kelly Shroyer, Mound City Mayor and Ron Briggs, City Council Member met with the commission to explain an island annexation Mound City would like to do that was not discussed by the commission last week. After seeing plans for the property, Charlie Trask motioned to approve the annexation of 23.19 acres south of Mound City that is presently owned by Richard Wurtz that the city plans to acquire and build a recreation facility on finding that the annexation of such land will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located within Linn County. Marty Read seconded the motion. The motion passed 3-0.

Robert Markley a resident west of Mound City reported that he had some hay stolen. Markley did not feel the investigation was handled properly and was very upset with the county attorney for not prosecuting the case. Markley feels too much time is spent on speeding problems instead of things like his hay being stolen. The commission reported that the County Attorney is an elected official and that the commission does not have any control over that office other than budget.

J.C. and Betty Bullock resident of Linn Valley asked for and received an explanation of the amendments to the Linn County Comprehensive Plan that was published and also to state their objections to any jurisdiction that the City of Linn Valley may have over the road that runs in front of the entrance to Linn Valley.

Tim Reynolds, Mayor of Pleasanton asked the commission if they had made a final decision on a donation to the Pleasanton City Library. The commission reported they did not feel they could donate to one Library District and not another.

At the request of Marilyn Augur, Nutrition Director, Marty Read motioned to recess from the Board of Commission meeting into executive session for 5 minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Augur attended the executive session.

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

As a result of the executive session and on the recommendation of Augur. The commission approved the hiring of Alladene Johnston as site manager at the LaCygne Senior Center. Johnston will be a part time employee to be paid at \$6.11 per hour.

Marty Read motioned to send a letter of support to the individuals attending the Juvenile Drug Problem Meeting and to support our school districts as they work with at risk and troubled students in our county. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to send a letter of support to Tri-Ko Inc. in their effort to purchase 4 eighteen passenger buses through a capital improvement project under Section 16 of the Federal Transit Administration Act. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to recess from the Board of Commission meeting for 10 minutes to discuss a personnel issue related to a non elected employee. Charlie Trask seconded the motion. The motion passed 3-0. The commission, clerk, county counselor attended the executive session.

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

As a result of the executive session, Marty Read motioned that Hospital Board Employees will start at present salary on January 1st and will be reviewed in 6 months. Also the commission would like a pay scale by levels to be set up for the Hospital Board Employees.

The commission also decided that the Hospital Board Employees will start with the county as new employees without seniority but all the employees will receive 2 weeks vacation the first year.

Marty Read motioned to give county employees full time and part time that are employed by December 31, 1999 a 3% pay increase effective January 1, 2000. Charlie Trask seconded the motion. The motion passed 3-0.

Dennis Arnold, Economic Development Director presented the commission with bids to prepare for the sewer extensions in the Pleasanton Industrial Park. Bids received were: Shetlar, Griffith and Shetlar \$12,524.00, Kirkham Michael \$15,580.00 and EBH and Associates \$12,875.00. Charlie Trask motioned to accept the low bid of \$12,524.00 from Shetlar, Griffith and Shetlar. Marty Read seconded the motion. The motion passed 3-0.

Arnold complained about the LaCygne Compactor being full and closed so often, especially on Sunday after their normal days to close on Thursday and Fridays.

The commission discussed their meeting with KDOT, Wednesday in Topeka and invited the news reporters to ride with them to the meeting.

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

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County Clerk

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Commission Chair

December 6, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk, Gary Thompson, county counselor.

Charlie Trask motioned to approve the minutes of the last regular meeting with changes to the way they will accept the Hospital District Employees as county employees. Herb Pemberton seconded the motion. The motion passed 3-0.

After lengthy discussion, Charlie Trask motioned to amend last week's motion and the way the Hospital District Employees will become Linn County Employees and that the Hospital District Employees will carry over their seniority and accumulate vacation according to their seniority and Linn County's personnel policies.

The commission approved the following pays/special pays: General, \$102,095.73; Appraiser, \$33,737.67; Rural Fire, \$7,405.21; Road & Bridge, \$39,676.30; Law Enforcement, \$420.00; DARE, \$1,230.12; Crime Victim Assist., \$49.09; Elderly, \$6,069.58; Zoning, \$201.75.

The Commission Chairman signed the following add/abate/refund order numbers: Personal Property 1888 - 1890 and Real Estate 1059 - 1060.

At the request of Road District #1 Foreman Danny Morris the commission gave approval for him to get prices on a laser level for his district.

After hearing no objections Marty Read motioned to vacate a road in Section 1, Township 23S, Range 22E known as the Jackson Smart Road as published. Herb Pemberton seconded the motion. The motion passed 3-0 following is a copy of the Order to Vacate Road:

The Commissioners gave Noxious Weed Director John Maloney permission to buy a used crank shaft and have the engine in the second weed truck rebuilt at the Linn County Machine Shop.

The Commission gave Solid Waste Coordinator Darrell Lane permission to go out for bids to purchase a tilt frame truck.

Roger Carbon and Mark Schuller from the 4-H Building Board met with the commission to discuss the possibility of running the 4-H Building Sewer into the lagoon for the Fairgrounds. The present system does not have enough capability to handle Arts and Crafts Weekend. The commission would not agree to pay for running the 4-H Building Septic into the Fairgrounds Lagoon.

The Commission agreed to close the Courthouse at noon, Thursday, December 23rd and let all county employees have the afternoon off except for necessary personnel.

The Commission agreed to accept the low bid from Jayhawk Inn of \$5.63 per meal, to cater the County Christmas Dinner at noon, December 22. The next low bid was at \$7.00 per meal. Pins for Years of Service will also be given out at this dinner.

Marty Read motioned to sign a letter of support for the need for a Post Office in LaCygne as soon as possible. Herb Pemberton seconded the motion. The motion passed 3-0. The letters will be sent to the Postmaster General and the Board of Governors.

DARE Officer Darick Chapman met with the Commission to support the need for a DARE Officer. Chapman reported that most of the negatives about the program had been maliciously started by a reporter that has since been fired for writing false statements.

Ann Lassey, Principal for Prescott and Blue Mound Grade School spoke in favor of the DARE Program and notified the Commission of a meeting in Salina December 15th, for applying for grants and asked that a Commissioner attend.

At the request of Appraiser Steve Thompson, Charlie Trask motioned to recess from the Board of Commission Meeting into executive session for fifteen minutes to discuss a personnel issue related to a non-elected employee. Marty Read seconded the motion. The motion passed 3-0. The commission, clerk, county counselor and Thompson attended the executive session.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Charlie Trask seconded the motion. The motion passed 3-0. As a result of the executive session, Charlie Trask motioned to give Debbie Bruner the 3% raise, that county employees will receive, effective January 1. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve for Nutrition Director Marilyn Augur to apply for KDOT Medical Van Grant. Marty Read seconded the motion. The motion passed 3-0.

Economic Development Director, Dennis Arnold, reported the county has received notice that Linn County will be awarded \$250,000.00 for the year 2000 Homeowners Rehabilitation Grant.

Arnold reported the latest unemployment rate in Linn County is at 4.8%.

The Commission reviewed a letter of intent by John Mosier, President of Mosier Investment Group and Fantastic Sculpture to purchase the assets of Mound City Products contingent upon a debt restructuring being put together by Mound City Products current owners.

Charlie Trask motioned to accept \$15,000.00 from Mound City Products for the note that Mound City Products owes Linn County if the deal can be put together by Mound City Products and Mosier. Herb Pemberton seconded the motion. The motion passed 3-0.

Zoning Administrator, Andy Mayhugh presented the Commission with lot split #79 requested by Harry and Donna Bergman. Herb Pemberton motioned to approve lot split #79 as requested and the necessary road easement as required. Marty Read 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, December 13th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

December 13, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Herb Pemberton, member, Don Proffitt, county clerk; Gary Thompson, county counselor. Commissioner Trask was not present.

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

The commission approved the following pays/special pays: General, \$55,075.11; Employee Benefit, \$20,571.10; Appraiser, \$7,455.47; Rural Fire, \$2,468.30; Road & Bridge, \$28,469.45; DARE, \$286.60; Crime Victim Assist., \$610.58; Elderly, \$7,661.53.

The commission chairman signed the following add/abate/refund order numbers: personal property 1891 - 1897.

Herb Pemberton motioned to purchase a LB-10 Laser Level from Laser Specialists, Olathe, Kansas for \$1,229.00. Marty Read seconded the motion. The motion passed 2-0.

Larry Robinson, Traffic Control Director reported that due to sight distance problems the speed limit on old 69 Highway at the entrance to Linn Valley should be lowered to 40 m.p.h.. The commission agreed and asked Robinson to prepare a resolution.

Marty Read motioned to recess from the Board of Commission for ten minutes into an executive session for negotiations to purchase real property. Bruce Smith and Clint Jagger with the Hospital Board were invited into the executive session along with the county clerk and county counselor. Herb Pemberton seconded the motion. The motion passed 2-0.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commission meeting. Herb Pemberton seconded the motion. The motion passed 2-0. As a result of the executive session, the commission chairman reported the commission agrees in principle to an offer that has been made by the owners of the LaCygne Medical Clinic Building. The commission asked that the exact figures be put together and brought back for official approval.

The commission gave approval for County Attorney, John Sutherland to purchase an IBM Typewriter for \$964.00 less trade in of an old typewriter.

Marty Read motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a personnel issue related to a non elected employee. Herb Pemberton seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Road Foreman Harry Wisdom attended the executive session.

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

Marty Read motioned to recess the Board of Commission meeting into executive session for fifteen minutes to discuss a legal issue with counsel pertaining to a trash dumping problem in Centerville. Herb Pemberton seconded the motion. The motion passed 2-0. The commission, clerk, county counselor and Zoning Administrator Andy Mayhugh attended the executive session.

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

The commission reviewed the park receipt and expenditures report through November 1999. No action taken.

Marty Read motioned to pass Resolution #99-26 to cancel 5 General Fund Warrants, 1 Rural Fire Fund and 2 Elderly Fund Warrants. Herb Pemberton seconded the motion. The motion passed 2-0. Following is a copy of Resolution #99-26:

Herb Pemberton motioned to approve purchase order #1999-1 to the Lockwood Company for election supplies and purchase order #1999-2 to the U.S. Postal Service for postage for elections. Marty Read seconded the motion. The motion passed 2-0.

Marty Read motioned to sign two Homeowner Rehabilitation Program Work for Hire Agreements with Henkle and Sons, Pleasanton. Herb Pemberton seconded the motion. The motion passed 2-0.

The commission discussed the over run on the Boicourt Bridge and decided to wait until next week when Commissioner Trask is present before making a decision.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, December 20th. Herb Pemberton seconded the motion. The motion passed 2-0.

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County Clerk

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Commission Chair

December 20, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk, Gary Thompson, county counselor.

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

The commission chairman signed the following add/abate/refund order numbers: personal property 1898 - 1901.

At the request of the Solid Waste Coordinator, Darrell Lane, Marty Read motioned to approve the purchase of one 20-yard container and one 40-yard container from McClain Industries, Oklahoma City, Oklahoma, to be purchased from the 1999 Budget.

Kermit Chase reported that Road District #1 has 315.5 miles of road with 50 miles of black top. District #2 has 253.5 with 50 miles blacktop and District #3 has 342 miles of road with 70 miles of blacktop.

The commission and Carl Feuerborn with Hunt Midwest discussed making chips in advance for the county. Feuerborn reported that Hunt Midwest would want to be paid in advance to assure the necessary chips would be ready when needed. The commission reported they would not purchase the chips in advance and would take their chances or possibly purchasing from someone else.

The commission decided to send Frances Lindell a letter and tell him to remove the fuel tanks he purchase from District #3 or the county will haul them to the landfill.

Marty Read motioned to publish three Notices to Vacate Roads along the south side of the Maris Des Cygne River from East of 1700 and Queens Road east to across 69 Highway to the north bank of the Maris Des Cygne River. Herb Pemberton seconded the motion. The motion passed 3-0.

After a lengthy discussion about maintenance and reducing the speed limit to 40 mph on Ullery Road near Linn Valley the commission decided to table the issue for more study.

Marty Read motioned to purchase a computer for the Traffic Control Department from Global Computers for \$1,740.32 to be paid from All District Funds.

Marty Read motioned to approve Resolution #99-27 to declare a used salt spreader from District #2 surplus property and to advertise it for sale. Following is a copy of Resolution #99-27:

Charlie Trask motioned to recess from the Board of Commission meeting into executive session for fifteen minutes to discuss a personnel issue related to a nonelected employee. Marty Read 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. Herb Pemberton seconded the motion. The motion passed 3-0. No action taken as a result of the executive session.

Nate Harris, Harris Financial Services presented the commission with a key man insurance proposal on Dr. Brian Hunt. After lengthy discussion the commission tabled the issue until next week.

Zoning Director, Andy Mayhugh presented the commission with Notice of Public Hearing on the proposed Centerville Sewer District. Marty Read motioned to sign Notice of Public Hearing for Centerville Sewer District for 10:00 a.m. on January 24th. Charlie Trask seconded the motion. The motion passed 3-0.

Kip Lindberg, representing Mine Creek Battlefield Foundation asked the commission to sponsor a grant for them that must go through a governmental agency. The commission asked the county counselor to review the paperwork involved and report back next week.

Dennis Arnold and Bridget Fitzwater discussed the Housing Rehabilitation Grants in the county. Charlie Trask motioned to sign a contract with Henkle and Sons Diversified to install a furnace in the Allen White and Jessica Black home for \$6,048.73. Marty Read seconded the motion. The motion passed 3-0.

The clerk reminded the commission of the Christmas Dinner in the courthouse at noon, Wednesday, December 22.

The Clerk reported that January 10th at 8:30 a.m. has been tentatively set for them to take their year 2000 pictures.

Herb Pemberton motioned to appoint Tom Likely as Linn County representative to the Tri-Ko Inc. Board to replace Jim Wilson who has moved from Linn County. Charlie Trask seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve three purchase orders, #1999-3 to Sprint United for \$53,316.81 from the E911 Fund, 1999-4 to Gilbert Gregory for \$18,000.00 and 1999-5 to Jesse Randall for \$18,000.00 from the District Court Fund. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to pass Resolution #99-28 designating employee and officials pays for 2000 and Resolution #99-29 designating the county holidays for 2000, and Resolution 99-30 designating pay dates. Herb Pemberton seconded the motion. The motion passed 3-0. Following are copies of these three resolutions:

The commission discussed a request from Fire Coordinator, Diane Van Kirk to transfer \$168,000.00 to the Special Fire Equipment Fund where only \$50,000.00 had been budgeted for transfer. The commission asked the clerk to have Van Kirk attend next Mondays meeting to discuss the transfer.



The commission reviewed and approved the Sheriff's Monthly Fee Report for November 1999.

Marty Read motioned not to renew a contract for 2000 with Whitney Damron for lobbyist service. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve a 2000 CMB License for the Stat Stop, LaCygne requested by Debra May. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to accept the Boicourt Bridge Project as completed. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to pay KDOT \$80,000.00 from 1999 Funds towards the approximate \$240,000.00 cost of overrun on the Boicourt Bridge that falls in the counties 20% match and to look at the 2000 Budget at midyear and if possible make another payment. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve paying Saint Lukes-Shawnee Mission Medical group \$28,307.20 for the assets in the LaCygne and Mound City Clinics on December 30th from the County Contingency Fund. Charlie Trask seconded the motion. The motion passed 3-0.

Marty Read motioned to prepare a check for \$19,260.00 to purchase the LaCygne Medical Clinic Building, December 27. Charlie Trask seconded the motion. The motion passed 3-0. The \$19,260.00 is to be paid from the County Contingency Fund.

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, December 27th. Charlie Trask seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

December 27, 1999

The Board of Linn County Commissioners met in a regular session. Those present were Marty Read, chairman; Charlie Trask, vice chairman; Herb Pemberton, member, Don Proffitt, county clerk.

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

The commission approved the following pays/special pays: General, \$166,866.38; Appraiser, \$1,517.00; Rural Fire, \$18,024.33; Road & Bridge, \$20,356.49; Law Enforcement Trust, \$155.00; DARE, \$131.13; Special Alcohol, \$2,000.00; Crime Victim Assist., \$97.92; Elderly, \$3,702.09; Zoning LEPP Grant, \$180.00.

The commission chairman signed the following add/abate/refund order numbers: personal property 1902 - 1904.

Nurse Practitioner, Brenda Brennan met with the commission to discuss her Employment Contract. She asked for and received permission to help the Multi-County Health Dept. twice in January after hours to do health screenings. The commission agreed for her to do the work. Also, the commission feels the contract should read that she or Dr. Hunt should be able to do these types of things on their own time, and for the counselor to make a revision to the contract to allow this.

Herb Pemberton motioned to sign a contract with Sugar Valley Lakes for the County to provide a 2 yard compactor and a 40 yard container for \$6,900.00, and for Sugar Valley Lakes to pay back the County at \$575.00 per month for 12 months. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned for the County to pay for the Doctor's and Nurse Practitioner's malpractice insurance and also the professional liability on the staff from Hospital funds. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to approve permit to bury cable requested by Sprint United located in Sec. 8, Twp. 21S, Range 22E along LN1077 highway. Herb Pemberton seconded the motion. The motion passed 3-0.

Marty Read motioned to sign the County Noxious Weed Program Review done by Steve White, KS Dept. of Agriculture Specialist. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton motioned to lower the speed limit to 40 mph on Ullery Road from the Miami County line south to K152 highway. The motion died for lack of a second. The commission wants to study the issue further. Commissioner Pemberton is to meet with the Linn Valley City Council to discuss speed limits and maintenance issues with them.

Marty Read motioned to have the county counselor contact Continental Coal Co. about replacing Read Road that was to be closed for a period of 6 months and has not reopened. Charlie Trask seconded the motion. The motion passed 3-0.

Frank Horseman with L Bar C asked for and received permission to purchase calcium chloride from the County next year to be spread on their property to control dust.

Charlie Trask motioned to approve Lot Split and Road Easement requested by Wanda & Harley Dunsworth located north of Mound City. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to accept the Mine Creek grant from the state to be given to the Mine Creek Battlefield Foundation to purchase additional ground for the site. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to approve the transfer of \$154,000.00 from the Rural Fire Dist. #1 fund into the Special Equipment fund. Marty Read seconded the motion. The motion passed 3-0.

Marty Read motioned to approve P.O. #1999-6 for \$160,000.00 from the Road fund to pay Boicourt Bridge overruns, #1909-7 for \$6,968.00 from the General fund to purchase solid waste containers, and #1999-8 for \$40,000.00 from Employee Benefits to pay health claims. Herb Pemberton seconded the motion. The motion passed 3-0.

Charlie Trask motioned to recess from the Board of Commissioners meeting into executive session for 2 hours to discuss several personnel issues related to non elected employees. Herb Pemberton seconded the motion. The motion passed 3-0. The commissioners and the county clerk attended the executive session. Nutrition Director Marilyn Augur was called into the session for 5 minutes.

Marty Read motioned to adjourn the executive session and reconvene the Board of Commissioners meeting. Charlie Trask seconded the motion. The motion passed 3-0.

As a result of the executive session, Charlie Trask motioned to give road foreman John Black, Harry Wisdom, and Danny Morris a \$.25 per hour raise effective Jan. 1, 2000. Also to increase Cook Brenda Bradley's wages by \$.30 per hour, Cook Cathy Turpen's by \$.25 per hour, and Traffic Control Assistant Franklin Leonard's by \$.25 per hour effective Jan. 1, 2000. Marty Read seconded the motion. The motion passed 3-0.

Charlie Trask motioned to lower starting pay for truck drivers to \$8.50 per hour, motor grader operators to \$9.00 per hour, and Jailers & Deputies to \$9.00 per hour effective Jan. 1, 2000 and that no department head or supervisor make an employment offer without getting the starting pay approved by the County Commission. Marty Read seconded the motion. The motion passed 3-0.

With nothing further on the agenda, Charlie Trask motioned to adjourn until 9:00 am Thursday for a special meeting to purchase medical clinic assets. Marty Read seconded the motion. The motion passed 3-0.

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County Clerk

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Commission Chair

December 30, 1999

At 9:00 a.m. the Board of Linn County Commissioners met in special session called by the Board. Those present were Marty Read chairman; Charlie Trask, vice chairman; Herb Pemberton, member; Don Proffitt, county clerk.

The Commission approved the following special pays: General, \$94,810.79; Employee Benefit, \$53,018.07; Appraiser, \$19,369.37; Rural Fire, \$159,831.08; Road & Bridge, \$28,080.55; DARE, \$352.75; Crime Victim Assist., \$610.58; Elderly, \$7,763.22.

Herb Pemberton motioned to sign asset purchase agreement with St. Lukes/Shawnee Mission Medical Group to purchase the assets of the LaCygne and Mound City Medical Clinics for \$28,307.20. Marty Read seconded the motion. The motion passed 3-0.

Hospital Board Chairman, John Teagarden thanked Shelly Curtis, Director of Operations, St. Lukes/Shawnee Mission and presented the St. Lukes/Shawnee Mission Medical Group Board with a letter of thanks for their positive support in providing medical coverage in Linn County.

Shelly Curtis responded by thanking the commission and the Hospital Board for helping to make a smooth transition.

Teagarden introduced Dr. Brian Hunt and Nurse Practitioner Brenda Brennan. Both spoke for a few minutes thanking everyone involved in the effort to support the Mound City and LaCygne Medical Clinics in the last year.

Ralph Myrick asked for clarification on a requirement that the County Engineer must review plans for sub-divisions and the county not having a County Engineer. Myrick was told that the Engineer (Schaub Eaton) on contract with the county could be used.

Marty Read motioned to approve purchase order #1999-9 for \$6,600 from the District Court Fund to pay for Pro-tem Judge in 2000 to Debra Arnett. Herb Pemberton 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 personnel issue concerning a non-elected employee. Herb Pemberton seconded the motion. The motion passed 3-0. The commission, clerk, and District #3 Road Foreman Harry Wisdom attended the executive session.

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

With nothing further on the agenda, Marty Read motioned to adjourn until 9:00 a.m., Monday, January 3, 2000.

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County Clerk

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Commission Chair