

February 19, 2008

The Board of Linn County Commission met in regular session at 9:00 AM in the Commissioners' Meeting Room, Linn County Courthouse Annex, Mound City, Kansas. Those present were Jason Sabine, Chairman; Herb Pemberton, Vice Chairman; Mike Page, Member; David Lamb, County Clerk; and Gary Thompson, County Counselor. Herb Pemberton led the Pledge of Allegiance.

Mike Page moved to approve the minutes of the last regular meeting and the special meetings as printed. Herb Pemberton seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following add/abate/refund orders: 2007-193. Mike Page seconded the motion. The motion passed 3-0.

At 9:03 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 15 minutes for preliminary discussion of the acquisition of real estate with Tim Staton, Pleasanton Mayor. Mike Page seconded the motion. The motion passed 3-0. The Commission, Counselor, Dennis Arnold, and Tim Staton attended the executive session.

At 9:18 AM the executive session ended. As a result of the executive session, Pleasanton Mayor Tim Staton asked the Commission to help the City with matching funds to acquire property for the clinic in Pleasanton. The property that was already donated for the clinic would be deeded to the City and County. The total price for the property is \$110,000.00. The City has approved paying \$55,000.00 and Staton is asking the County to pay the other \$55,000.00. Dennis Arnold stated that the infrastructure on the donated property would have cost almost \$900,000.00. The infrastructure costs for the new property would only be \$30,000.00. The City of Pleasanton would pay the \$30,000.00. This property is adjacent to the property that Alco is building on, but Alco is still purchasing its own property. Mike Page moved to enter into the cost share agreement with the City of Pleasanton in the amount of \$55,000.00 to purchase property for the new clinic in Pleasanton. Herb Pemberton seconded the motion. The motion passed 3-0. The payment will be taken from the General Fund. Staton thanked the County and Dennis Arnold for their help with this project.

John Byington presented a proposed agreement with the City of Mound City for resurfacing Hemlock/850 Road and 1st Street/Osborn Road. The material cost for the project is \$33,643.00. The City's responsibilities would be: 1) Right of way acquisition, 2) Utilities relocation, 3) Primary ditch relocation and establish drainage areas, 4) AB-3 base to establish new road bed edge, 5) Property owners fence lines relocated as needed in agreement with landowners, 6) Replacement of culverts as needed, and 7) Hot mix material cost. The County's responsibilities would be: 1) Existing road preparation, 2) Finish grade for ditch, fore slope, and back slope on new drainage areas, and 3) Applying 2" hot mix overlay. The Commission would like to see the total cost for the project.

Dan Morris presented a permit to bury telephone cable requested by Embarq located at 9014 W 2000 Road. Herb Pemberton moved to approve the burial permit as requested. Mike Page seconded the motion. The motion passed 3-0. Harry Wisdom presented a permit to bury telephone cable requested by Embarq located at 11523 Nickell Road. Herb Pemberton moved to approve the burial permit as requested. Mike Page seconded the motion. The motion passed 3-0. Harry Wisdom also presented a permit to bury telephone cable requested by Embarq located at 1100 Road & Farris Road. Herb Pemberton moved to approve the burial permit as requested. Mike Page seconded the motion. The motion passed 3-0.

Harry Wisdom asked about Donnie Snow's pay. Snow is the Assistant Foreman at Road District #3. Wisdom would like to increase Snow's pay to the Assistant Foreman range. No action was taken at this time.

Donna Thomas presented a cooperative agreement on public health emergencies. Herb Pemberton moved to approve and sign the agreement allowing employees to participate in training for emergency situations. Mike Page seconded the motion. The motion passed 3-0.

Thomas also discussed hiring an Office Assistant/Secretary/Bookkeeper. Thomas can use her Emergency Preparedness funds to pay the office assistant. At 10:03 AM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 10 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. Herb Pemberton, Mike Page, the Clerk, Counselor, and Donna Thomas attended the executive session. Jason Sabine recused himself from the discussion.

At 10:13 AM the executive session ended. As a result of the executive session, Donna Thomas stated that she received 3 applications for the position of Part-Time Office Assistant. After reviewing the applications, the only person that met the requirements for the position (education, experience, etc.) was Jennifer Sabine. Thomas recommends hiring Sabine. Mike Page moved to hire Jennifer Sabine as a Part-Time Office Assistant for the Health Dept. for 16 hours per week at \$8.75 per hour. Herb Pemberton seconded the motion. The motion passed 2-0. Jason Sabine then returned to the meeting.

At 10:19 AM the Commission opened bids for the solid waste containers. Jason Sabine moved to allow Mike Page to contact the bidders for more information/clarification. Herb Pemberton seconded the motion. The motion passed 3-0.

John Maloney asked for permission to go out for chemical bids for Noxious Weeds. The Commission agreed to allow Maloney to advertise for bids.

Maloney then presented information on Nuisance Abatement on the Zimmerman property in Centerville. Gary Thompson will work with Maloney on this and other properties.

Larry Robinson presented a railroad crossing agreement with KDOT for the 850 Road crossing east of US 69 Highway. Mike Page moved to enter into and allow the Chairman to sign the agreement. Herb Pemberton seconded the motion. The motion passed 3-0.

Doug Barlet informed the Commission that employees that volunteer to help with emergencies/disasters will need NIMS 100 & 700. Barlet also informed the Commission that Deep South should have the tankers ready in 6 weeks. Barlet will attend NIMS 400 training tomorrow and Thursday. Jason Sabine would like to add NIMS requirements to the employment handbook. Almost all of the Road Dept. employees have completed their NIMS training, the Solid Waste employees are working on their training, two of the Fire Stations still need to complete their training, one of those stations is meeting with Barlet tonight to complete their training. The other station still needs to get their training done. Mike Page asked Barlet to let him know by Thursday if he needs to talk to that station about completing their training. Barlet also informed the Commission that volunteers from the community must take NIMS 100 & 700 before we can allow them to help with an emergency situation.

At 10:53 AM Herb Pemberton moved to take a 15 minute break. Mike Page seconded the motion. The motion passed 3-0.

Jason Sabine reminded everyone that the Commission does reserve the right to not answer questions from the public during public comment. Some comments/questions may require some research before they can be answered. At 11:11 AM the Chairman asked for public comment. Fred Kautt presented pictures of street signs in Centerville. Larry Robinson explained that the existing signs were not purchased by the County. If the County decides to purchase signs for Centerville and other unincorporated towns, it would cost approximately \$12,250.00. The Commission agreed to discuss this issue next week.

Herb Pemberton moved to approve the Sheriff's Monthly Fee Report for January 2008. Mike Page seconded the motion. The motion passed 3-0.

Herb Pemberton moved to approve the following pays/special pays: General, \$87,138.58; Employee Benefit, \$49,826.94; Appraiser, \$9,983.23; Rural Fire, \$5,521.73; Road and Bridge, \$35,901.13; DARE, \$2,469.21; Health Dept., \$4,569.21; Crime Victim Assist., \$904.72; Elderly, \$2,119.65; Econ. Dev. Grant, \$13,000.00; and Zoning LEPP, \$216.67. Mike Page seconded the motion. The motion passed 3-0.

The Clerk informed the Commission that another County Clerk sent an email to all Clerks, asking how many Counties record their Commission meetings. 24 Clerks responded to the email. Of those 24 responses, 17 do not record Commission meetings, 2 record meetings and then destroy the recordings after the minutes are approved, and 5 record the meetings and did not say how long they keep the recordings.

The Clerk then presented a comparison of Linn County salaries and State average salaries for Counties.

Jason Sabine discussed AMR procedures when both ambulances are out of County. Mike Page discussed procedures for calling air ambulances. Jason Sabine also discussed AMR employees' attitude when dealing with patients. Sabine stated that he has had some complaints about how AMR employees are dealing with patients and family members. Jason Sabine moved to request log entries from the Sheriff's Office showing how many times in the last six months both of AMR's ambulances have been out of the County at the same time. Mike Page seconded the motion. The motion passed 3-0. Herb Pemberton would also like to know who has the authority to request an air ambulance.

The Clerk informed the Commission that he received another application for the Zoning Administrator position after the deadline for applications had passed. Gary Thompson stated that the Commission does not have to accept the application but it would be okay to accept it if they want to.

The Clerk then presented information on the Hospital District funds that were left from the Linn County Hospital District. Currently there is \$430,000.00 in that line item. The Clerk explained that the money came from all of the County except Linn County Hospital District #1. The Clerk's information showed how the money could be split up according to valuation and population. The Clerk also stated that there is nothing that says the money has to be split up. It could all be spent in one area in the County.

Donna Spencer asked about the acquisition of land for the clinic in Pleasanton, does that come out of the hospital funds? The money will come out of the General Fund, probably from hospital funds.

At 12:07 PM Herb Pemberton moved to recess from the Board of Commission meeting into executive session for 30 minutes to discuss personnel issues related to non-elected personnel. Mike Page seconded the motion. The motion passed 3-0. The Commission, Clerk, and Counselor attended the executive session.

At 12:37 PM the executive session ended.

At 12:37 PM Herb Pemberton moved to extend the above executive session for 30 minutes. Jason Sabine seconded the motion. The motion passed 3-0. Herb Pemberton, Mike Page, the Clerk, and Counselor attended this portion of the executive session. Jason Sabine had a prior commitment and had to leave the Commission meeting at this time.

At 12:47 PM Larry Erickson entered the executive session and the Clerk and Counselor left the executive session.

At 1:07 PM the executive session ended. No action taken.

With nothing further on the agenda Mike Page moved to adjourn until 9:00 AM Monday, February 25, 2008. Herb Pemberton seconded the motion. The motion passed 2-0.

Commission Chair

Attest:

County Clerk