

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Thomas R. Williams, Commissioner Jim Talkington, Commissioner Jerry Daniels and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the December 29 and 31, 2015 meeting.

Sherrie reported Lucinda Witt, Allen County Home Health, called to report they have set up the 3<sup>rd</sup> Thursday of each month to go to the Iola Senior Center to do blood draws and blood pressure checks. Lucinda will be contacting the other Senior Centers in Allen County to schedule with them.

Sherrie reported on 2014 and 2015 Interactive Health results from the employee blood draws each year. Interactive Health is scheduled to do 2016 draws in February. Commissioner Talkington moved to approve a contract with Interactive Health for 2016 service. Chairman Williams seconded, motion passed 3-0-0.

Commissioners reviewed Resolution 201601 concerning fixed assets.

**RESOLUTION NUMBER 201601**

**A RESOLUTION EXEMPTING ALLEN COUNTY, KANSAS FROM THE PROVISIONS OF K.S.A. 75-1117 (SUPP. 1978), 75-1120 (SUPP. 1982), 75-1121 (SUPP. 1988), AND 75-122 (SUPP. 1983) SO AS NOT TO REQUIRE ALLEN COUNTY, KANSAS TO MAINTAIN FIXED ASSET RECORDS AND OBSERVE FIXED ASSET ACCOUNTING PRACTICES.**

**BE IT RESOLVED BY THE GOVERNING BODY OF ALLEN COUNTY, KANSAS:**

**WHEREAS**, Allen County, Kansas has determined that the financial statements and financial reports for the year ending December 31, 2016, to be prepared in conformity with the requirements of K.S.A. 75-1120(a) are not relevant to the requirements of the cash basis and budget laws of this state and are of no significant value to Allen County, Kansas or the members of the general public of Allen County, Kansas; and

**WHEREAS**, there are no revenue bond ordinances or other ordinances or resolution of said municipality which require financial statements and financial reports to be prepared in conformity with said act for the year ending December 31, 2016;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Allen County, Kansas, in regular meeting duly assembled this 5th day of January 2016, that the said Board of County Commissioners requests the Director of Accounts and Reports to waive the requirements of said law as they apply to Allen County, Kansas for the year ending December 31, 2016.

**BE IT FURTHER RESOLVED** that the said Board of County Commissioners shall cause its financial statements and financial reports of the said municipality to be prepared on the bases of cash receipts and disbursements as adjusted to show compliance with the cash basis and budget laws of this state.

**THE BOARD OF COUNTY COMMISSIONERS  
OF ALLEN COUNTY, KANSAS**

Chairman Williams moved to approve Resolution 201601. Commissioner Talkington seconded, motion passed 3-0-0.

Mitchell Garner, Allen County Public Works Director, discussed airport "pappy" lights have been fixed.

Mitch stated he hasn't heard anything more on the US Hwy 169 lighting. The contractor is supposed to call him when the supplies are in.

Mitch reported the old hospital demolition is about complete. They will be needing rock to help fill in and Mitch stated Road and Bridge will be needing to have rock for the roads when they start thawing out. Discussion followed. Mitch stated the crusher is temperature sensitive and cannot be ran during cold weather.

Mitch stated he is getting bids on a new fuel hose at the airport; he will have that for the commission next week.

Alan Weber, Allen County Counselor, discussed the old hospital demolition and Medical Arts Building closure.

Alan discussed contracting a dirt hauler and dirt. Discussion followed on requirements from the G&W engineer. Procter Testing (core testing by layer) is one detail they will be working on. Alan is working on a RFP to get contractors to bid on.

Danny Ware, Jr. joined the meeting to discuss the Medical Arts Building closure where it ran into the old hospital. He presented pictures of the area and was asking about land that will remain County. Discussion followed on type of fire escape there needs to be and what area needs to be in consideration. The Medical Arts Building will be around for a long time even if a new Medical Arts Building is built at the hospital.

Commissioners reviewed the annual Iola Township report.

Phil Drescher, Stephen Eustin, The Bukaty Companies representatives, reviewed 2015 claims, counts and utilization summaries. They reviewed plans for the upcoming renewal.

Commissioners approved the following documents:

- a) Clerk's Vouchers – 2016 - \$93,159.12 & Year End - \$262,293.52
- b) Inventory:
- c) Journal Entry #1-2
- d) Abatements: RE Value 2543, \$436.54, Yr 2015  
PP Value 3639, \$516.02, Yr 2015

With no further business to come before the board, the meeting was adjourned until January 12, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Thomas R. Williams, Chairperson

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Jerry Daniels, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**January 12, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Thomas R. Williams, Commissioner Jim Talkington, Commissioner Jerry Daniels and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, and Larry Crawford, citizen, was present to observe the meeting.

Commissioners approved the minutes of the January 5, 2016 meeting. Commissioner Talkington nominated Commissioner Daniels as the County Commissioner Chairman for 2016. Chairman Williams seconded, motion passed 3-0-0.

Sherrie reminded the commission of a Farm Bureau Legislative Update meeting on January 18, 2016 at 6 p.m. at the Community National Bank.

Sherrie requested on behalf of Rhenda Whitworth to approve a cereal malt beverage license for 2016 for Humboldt Speedway. Commissioners asked if Sheriff Murphy had approved, Sherrie stated he had. Commissioner Williams moved to approve the application for Humboldt Speedway CMB License. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie asked which date, January 20 or February 5, to payout the City of Iola for the 2015 Ambulance contract. Commissioners stated January 20 would be good. Commissioner Talkington moved to approve January 20 for payout. Commissioner Williams seconded, motion passed 3-0-0.

Sherrie presented updated Allen County Services to the Elderly Van Policies & Procedures for approval. Commissioner Williams moved to approve and sign. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Talkington moved to reappoint Andy Dunlap and appoint Commissioner Daniels as his alternate to the Regional Planning Revolving Loan Committee. Commissioner Williams seconded, motion passed 3-0-0.

Commissioner Talkington moved to reappoint Tom Williams, Nicholas Lohman and Jean Barber to the Multi County Health Board. Chairman Daniels seconded, motion passed 3-0-0.

Commissioner Williams moved to reappoint LaDonna Krone and Paul Sorenson to the Southeast Kansas Area Agency on Aging Board. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams moved to reappoint Mitch Garner and Commissioner Jerry Daniels, alternate, to the Southeast Kansas Solid Waste Operating Authority and Operating Authority Board of Directors. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams moved to reappoint Jim Talkington, to the Executive Committee of the Southeast Kansas Regional Planning Commission. Chairman Daniels seconded, motion passed 3-0-0.

Commissioners received a nomination by the Moran Senior Citizens to reappoint Wayne Chandler to the Moran Senior/Community Center Board. Commissioner Talkington moved to reappoint Wayne Chandler. Commissioner Williams seconded, motion passed 3-0-0. Wayne's term will be from January 1, 2016 to December 31, 2018.

Commissioner Williams moved to reappoint Loren Korte to the Public Building Commission, his term will expire 2/2019.

Mitchell Garner, Public Works Director, explained they haven't gotten individuals out to the Airport to look at the hoses.

Mitch will be getting rid of a display case in his office and asked if the commission would like it or give it to the historical society. Commissioners will look at it.

Mitch stated they are able to get on to the county roads to grade. Discussion followed on conditions and phone calls.

Mitch stated they are still waiting on some projects due to the ground being frozen.

Mitch stated he would like to look at part of the Diebolt land. Commissioners asked Mitch to go look at the area to see if there is a use by the county.

Angie explained NG911 it is updating equipment and can be paid out of Fund 171; so it won't have to be paid for out of the General fund. NG911 will be approximately \$18,000 per position year, Allen County has 3 positions. Angie explained the changes with NG911 (Next Generation)

would allow 911 to accept video and texting in dispatch. She would like to get on the NG911 list now so they could get it during the 4<sup>th</sup> quarter of 2016.

Alan Weber joined the meeting.

Alan discussed the need to clarify the hours of 911 employees. He explained under advisement just to make it official. It has been running at 12 hours since changing from 8 hours in 2011, but would like an official blessing so that it coincides with the personnel policy. Commissioner Williams moved to clarify that the 911's employees will be 12 hour shifts since they have been doing so ever since 2011. Commissioner Talkington seconded, motion passed 3-0-0.

Alan explained there was a department head meeting and reviewed policy and rating.

Alan discussed Proctor Testing for the old hospital land and explained his RFP for filling the hole. Susan Lynn, Lola Register, and Kim Ralstin, Humboldt Union, joined the meeting.

Susan requested to be Allen County's Official Newspaper. She presented information on numbers for circulations. Her point is that hers reach across the county. Susan stated 7% to 8% readers are on-line; several of those are outside the city. She appreciates her readership and how loyal they are.

Kim stated she is happy with the rotation and never intended to take away the newspaper from Lola Register. She stated most businesses budget with season, so they usually plan for it. She does not have any plans to go on-line as she feels that is several papers' reason for not selling newsprint. Commissioner Williams moved to continue the process of rotation, but stated if he is in commission seat another term, he will check into a solution to work something out so the businesses would not have such a huge budget change from one year to the next. Commissioner Talkington declined to second the motion; he stated it should be available on-line and to the largest circulation. Chairman Daniels stated he understands the legalities of designation an official newspaper, but would like to see it published in both. Motion died for lack of seconded. Commissioners asked to get cost together for the next meeting. Discussion followed on both newspapers. Commissioners tabled until next week.

RJ Helms joined the meeting. Alan discussed the RFP he is publishing for excavation, fill and compactions services. RJ explained how he figured the needed 9220 yards for the old hospital hole. They should figure a 20% compaction loss. Alan stated he thinks that is G & W's responsibility to do the Proctor Testing. Discussion followed on question of who is responsible for what. G & W has not pinned the area at this time. RJ suggested putting in the RFP what exact area Allen County wants compacted. Discussion followed.

RJ stated the RFP needs to let the contractor know that they need to know the amount of materials needed. They would need to do 12 inch lifts to do it right. Contract should state concerns on the existing evaluation that tilts north to south. They need to make sure they leave no depressions for standing water and to make sure that it drains to the southwest corner. He stated the RFP needs to address any excess debris left - who is responsible to haul it off is not in the contract. RJ stated it needs to have Unit pricing in the contract; would be if changes are made. Slit fence should be up right now. Alan will look and see what needs to be done.

RJ stated he thinks KDHE will require a slit fence and that it should be fenced until G & W starts. RJ would like to bid so he would not be able to be an advisor, but can give his insight as a citizen.

RJ stated if the area fills up with water, you have to have permission to drain the water out and to go somewhere with it. Discussion followed.

Commissioners approved the following documents:

- a) Clerks Vouchers – Special Payout of \$195,459.38
- b) Payroll Changes
- c) Journal Entry #3
- d) Abatements: RE Value 6134, \$961.18, Yr 2015  
Oil Value 301, \$42.72, Yr 2015  
Gas Value 416, \$61.72, Yr 2015
- e) 2015 Annual Reports:  
Marmaton Township  
Osage Township  
Fire District #2 (City of Iola)
- f) Inventory Reports:  
Sheriff's Office  
911 Communications  
Treasurer's Office  
Moran Senior/Community Center

With no further business to come before the board, the meeting was adjourned until January 19, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**January 19, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the January 12, 2016 meeting.

Sherrie discussed part time employees being qualified to do the Wellness Program. She stated it would cost the county \$260.00 per employee. Commissioner Talkington moved to approve the part time employees to participate in the Wellness Program. Commissioner Williams seconded, motion passed 3-0-0.

Sherrie requested on behalf of Denise Smith, Event Leader for Relay for Life, to use the courtyard for May 29<sup>th</sup> to decorate the lawn on Sunday to promote the kickoff event, and the actual Relay for Life on June 3<sup>rd</sup> and 4<sup>th</sup>. Commissioner Williams moved to approve Relay for Life to use the courtyard for all three dates. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie discussed the upcoming appointment to the Non-Layer Members to the Judicial Nominating Commission. Commissioner Williams will visit with Judge Creitz about the requirements.

Commissioner Talkington asked about a voucher for TimeIP from the Sheriff's office. Sherrie explained the Sheriff is going to go back to TimeIP because he says it handles the 171 hours.

Sherrie stated Sheriff Murphy had told her that he would have Deputy Maness contact her concerning TimeIP and the contact information. Commissioners stated they expect the county to all be on one system.

Commissioners discussed the official newspaper for 2016. Commissioner Talkington stated he would like to see the lola Register be the official County newspaper. Commissioner Williams stated he would like to see both papers publish the required publications. Commissioner Talkington moved to appoint the lola Register as the 2016 official county newspaper with required publication to be in both newspapers. Commissioner Williams seconded. Discussion followed from Chairman Daniels that he would prefer that the rotation of newspapers continue, but since there is a motion and a second he would be ok with publishing in both newspapers. He called for a vote. 3-0-0. Motion passed unanimously.

Carl Slaugh joined the meeting.

Mitchell Garner, Allen County Public Works Director, reported he has looked at the buildings for sale along Nebraska Road south and east of LaHarpe, but did not feel they would work out for any Allen County needs.

Mitch discussed the proposed hose reel replacement at the airport, but he needs to see if there is adequate electric to pull the reel. He doesn't want to tear up the concrete to put in new conduit if he doesn't have to.

Mitch reported he has not heard anything back from the contractor on the materials for the lighting project at the intersection of US Hwy 169 and Oregon Road. Commissioner Williams asked if Mitch has anything signed by KDOT for the approval of the work. Mitch thinks they do but will look for the documents.

Mitch stated they have been working on the gravel roads and they are doing better.

Commissioner Williams asked if Mitch could schedule someone to smooth down and clean up the old hospital site. Mitch will take a look. A discussion followed on silt and security fencing. Carl was asked about City requirements. He explained the City has to listen to the State on those kinds of requirements.

Commissioner Talkington asked Carl if he knew any company that does Proctor Testing. Carl stated Terracon does Proctor Testing. Discussion with the commission on the testing and choice of company. Bob Johnson asked about securing the fence surrounding the area around the old hospital land.

Carl stated the City has not had any contact for a building permit on that land. He stated he doesn't want the City to be accused of holding up the process. Discussion followed.

Commissioners discussed having Larry Macha come on board as an expert consultant and project manager for the old hospital land restoration. Commissioners stated the contractor who is awarded the land restoration project will be responsible for the required land compaction as set forth in the contract.

Commissioners discussed the Governor's proposed budget cuts to Tri-Valley and such entities and how that will affect the current clientele being serviced within their area.

Joe Hess, Senior Center Inc., expressed his appreciation for the use of the building, maintenance and utilities. He explained how the program works and they are a 501 3-C charitable organization. They run on 12 volunteers. They will give an itemized list of donations and estimated value to anyone who requests one. Joe presented a list of entities they give donations to. They give back into the community; total donations for 2015 equaled \$25,650. Senior Center Inc. also uses some of the income to buy cleaning supplies, furnace filters, and

other things they use at the site. They also go out to eat as a group so each of the different shifts can get to know each other.

Commissioners asked Joe about any needs and/or wants list. Joe stated another building would be nice because they can always use more space for display. He doesn't want the commission to feel like they need to build one. Commissioners thanked Joe for his service with the Senior Center Inc. and their giving back to the community.

Michelle Meiwes congratulated Commissioner Daniels for the Chair position for 2016. She also stated on a personal note she appreciates all commissioners by them serving and giving back to the community and for their current support. For 30 years Hope Unlimited has provided shelter and outreach services to victims of domestic violence and sexual assault here in Allen County. As a result of their experiences through the shelter and outreach, they added the Child Visitation Center in 2001 to aid children during parental conflict and more recently, the Child Advocacy Center to assist the smallest victims of abuse.

Hope Unlimited works closely with law enforcement and the judicial system especially on cases involving children. They conducted 75 visits last quarter and 11 forensic interviews for sexually abused children. Through these cases they collaborate with local law enforcement, prosecutor's office and the bar association. They provided 10 children with a warm, safe shelter in which to stay.

Hope Unlimited has received an increase in the Victims of Crime Act Grant for 2016, but it is a matching grant and Hope Unlimited must provide nearly \$49,000 in matching funds. This is a large amount for a small agency. Michelle explained the Child Visitation Center has only one part time coordinator, plus a security staff person and the Child Advocacy Center has only one full time staff member and the shelter has four to cover 24 hours per day, 365 days a year.

Michelle stated through the increase in the grant Hope Unlimited is able to hire a Children's Service Specialist to coordinate all of the shelter and outreach services with children as well as collaborate with their Child Visitation Center and Child Advocacy Center. They will be able to have multiple support groups for children based on their victimization – meaning they can have a group specifically for sexual abused children and a group for children traumatized by family violence. They will also be able to provide parenting workshops for the non-offending parents who may need a little extra support in helping their child recover from trauma. The parents at the Child Visitation Center can learn techniques for cooperative parenting and children can develop skills to help them ease through an often conflicting situation.

Hope Unlimited will also be able to hire a Sexual Assault Advocate to focus solely on sexual assault victims and work closely with all of their other services. The Advocate will work closely with law enforcement and prosecutors to help navigate the court system with victims and provide the one-on-one assistance needed to help them recover.

Michelle stated this is a remarkable opportunity for Hope Unlimited, one they haven't seen in 30 years of service. With the projected increase in the grant they will be able to plan over the next 5 years for sustainability of those increased services. She went on to explain Hope Unlimited does not have sufficient reserves to pull the match from and is asking for this one-time allocation to help them make their match. She stated they have an aging shelter facility that needs some repair and TLC. The grants do not cover brick and mortar type repairs that are necessary to maintain the shelter. The shelter provides a valuable service to Allen County and it needs to be kept in good working order. Since they cannot use grant funds for upkeep. (Except the ESG which provides \$2,000 annually for maintenance; security alarms, mowing, trash pickup etc.) Every dollar they raise must go back into their services and facility. That is why meeting the match requirement proves to be difficult; they are not large enough to raise the funds on their own.

Hope Unlimited is asking for a one time allocation in addition to the current \$7,000 annual allocation of \$20,000. This additional allocation will help them to secure the grant funding and lay the foundation for sustainability for future years. Hope Unlimited plans on raising the other \$29,000 through various means including fundraising events and other grants. They will appreciate any amount Allen County could give them.

Michelle stated Thomas Williams sits on the Crime Victim's board and it is such an honor. She thanked Tom for serving on the board.

Alan Weber, Allen County Counselor, joined the meeting.

Michelle stated Hope Unlimited has new equipment thanks to Sheriff Bryan Murphy.

Michelle reported Hope Unlimited works with CASA a lot and really appreciates all CASA does. Hope Unlimited employees serve as 1<sup>st</sup> responders and the \$20,000 would allow enhancing the services and sustainability once they are started. Commissioners thanked Michelle and all the staff at Hope Unlimited for their dedicated valuable service to the community.

Alan discussed the RFP for the compacting at the old hospital land. Commissioner Talkington asked Alan to visit with Larry Macha soon before sending out the RFP. Alan stated he has visited with Danny Ware and they can't hold up completing the cement work sealing off the Medical Arts Building.

Alan and Commissioners discussed county responsibility for compacting the land. Alan has let G & W know Allen County is filling up the hole as soon as they can. Discussion followed on security fence and slit fencing.

Alan discussed Economic Development Contract for 2016. He has updated the contract and is circulating it around to lola Industries, City of lola, and Thrive and then the commission will get it to sign.

Alan stated Nelson Quarries has filed for a Conditional Use Zoning Hearing February 25.

Commissioner Daniels moved to go into executive session for 5 minutes to discuss Attorney-Client Privilege. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:27 a.m. Commissioners reconvened at 10:32 a.m. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Vouchers – Year End - \$261,328.04 & 1/19/16 - \$332,655.85
- b) Annual Reports:
  - LaHarpe/Elm Cemetery Report
- c) Journal Entry # 4
- d) Abatements: RE Value 7923, \$1416.20, Yr 2015  
RE Value 8208, \$1510.04, Yr 2013  
PP Value 93, \$16.62, Yr 2015  
Oil Value 301, \$42.72, Yr 2015  
Gas Value 416, \$61.72, Yr 2015

With no further business to come before the board, the meeting was adjourned until January 26, 2016 at 8:30 a.m. in the Commission room of the courthouse.



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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**January 26, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, were present to observe the meeting.

Commissioners approved the minutes of the regular meeting of January 19, 2016.

Angela Murphy, 911 Communications Director, had sent an email explaining what the NG911 is.

"I wanted to give you some of the essential information about Next Generation 911 (NG911) to enable us to have a more in-depth conversation when I come up next week.

In efforts to help fund this endeavor the Governor's Office did not offer 911 Grants the last few years, they instead took that money and paid for the whole state of Kansas to undergo a GIS Enhancement Project including a GIS Data Gap Analysis, remediation of identified GIS data gaps and errors, and a quality insurance audit of remediated GIS data which translates into a really consistent and precise statewide mapping system which aids in the delivery of services.

NG is basically 4 things:

- Geospatial routing providing much better accuracy in routing calls to the appropriate PSAP (eliminating (or very nearly so) misroute of wireless calls)
- Vastly increased location information resulting in increased responder safety and more efficient response to incidents.
- Built in redundancy by way of underground fiber which is more reliable and 5 data backup centers strategically placed around the state that are prepared to take on the load should one station fail.
- Ability to adapt the 911 system to new communications technologies that could not be supported with legacy technology (circa 1940's) including the capability to text 911 which is a huge benefit to the hearing impaired and speech impaired community.

Enclosed:

- Last newsletter from the state (speaks to equipment being end of life)
- NG Presentation (quick facts)
- PSAP Launch power point (extensive info about NG911)
- SOR the service order I need to sign in order to get on the list and commit to going NG911
- MOA very comprehensive agreement (70 pages)"

Angie stated there are 60 some PSAPs ahead of Allen County already. Angie stated this is the next logical step to be in compliance by 2018. Commissioner Williams moved to file the application service order and Angie will do that. And Commissioners will sign the MOU. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners discussed the funding for the next step in the process. Angie stated the \$55,000 cost will be an annual cost.

Commissioner Talkington asked about the Kansas Certified Public Manager Program class she is attending and other students' backgrounds. She stated classes have already started and yes, there are a lot of public safety persons attending.

Commissioner Talkington discussed a surveyor meeting on the old hospital site today. Commissioners requested Commissioner Talkington represent the Allen County Commission.

Commissioners discussed tax monies and a discussion followed concerning bonds and such.

Mitchell Garner, Public Works Director, presented the annual progress report for Noxious Weed and the Noxious Weed Management Plan. Commissioner Williams moved to approve and sign both documents. Commissioner Talkington seconded, motion passed 3-0-0.

Mitch stated the lights materials are out 3 months. Mitch said KDOT has stated the Right of way permits are all signed and give authority to do the work. Discussion followed.

Commissioner Talkington discussed tree cleaning. There is a tree on the right of way that fell into private land. Mitch stated they usually try to clean it up, but schedule in.

Alan Weber, Allen County Counselor, discussed a preliminary meeting with the City Zoning Compliance Officer for the meeting this afternoon at the old hospital site. Discussion followed. Alan stated as soon as this meeting is done this afternoon, he would like to send out the RFP for filling the hole. Commissioners stated this is a good idea. Alan said he added a clause to have 60 days to finish the project in the RFP once they have started to proceed if the weather holds up. He stated all that the county is going to do is have the property site ready, not building ready, that is up to the businesses to do. Alan also mentioned the fencing should be done before long.

Alan told commissioners Cole Herder would be in and he has reviewed and made suggestions for changes and that the City of Humboldt and their attorney have agreed on the changes.

Commissioners asked about a purchase lease agreement from Ray Maloney and USD #257.

Cole Herder, City of Humboldt Administrator, discussed the Neighborhood Revitalization Program (NRP) for the City of Humboldt. He explained the history, map and application for the plan. The new NRP will have a 3 year term starting February 1<sup>st</sup>. Cole presented a local agreement for the Allen County Commission to sign. Commissioner Williams moved to sign off on the new NRP for the City of Humboldt. Commissioner Talkington seconded, motion passed 3-0-0.

Bryan J. Murphy, Allen County Sheriff, discussed 350 degree cameras around the courthouse. They went with the 270 degrees camera in the jail. He wanted to know if the commission would be interested in cameras for outside the courthouse and would they consider helping offset the cost? The cost is \$1,800 per camera. Discussion followed on security. Sheriff Murphy discussed the capability of the cameras. Commissioners asked about bids. Alan stated this is a specialty purchase and should have a couple more bids. Commissioner Williams discussed investigations where cameras helped in a case for a conviction.

Sheriff Murphy stated they are changing companies handling the commissary. They are going to a business called Turn Key in place of their current business Tiger. He reported there were 700 checks that were not cashed in. They have checked into getting the money back into the pockets of the inmates that have left the jail.

Sheriff Murphy stated the new transport vehicle is in and being outfitted. Once it is done he will notify the Commissioners. Discussion followed.

Sheriff Murphy stated reporting the investigations on Facebook have really helped on catching individuals.

David Toland, Thrive Executive Director, Lisse Regehr, Thrive Community Healthcare Educator, Carol Sager, Iola Chamber Director, Ed Miller, John McRae, Jim Gilpin and Jerry Dreher, Iola Industries Board, joined the meeting. David Toland presented a site plan for a larger G & W store; they are planning 17,000 square feet instead of 15,000. David Toland stated this means more tax dollars, sales tax and utilities for the community. Dan Williams, G & W, had said they

want to be in the ground in April 2016. David discussed the meeting on site this afternoon. David requested approval of the site plan presented. Alan stated the site plan does define boundaries. Commission Williams so moved to approve the site plan presented. Commissioner Talkington seconded, motion passed 3-0-0.

David discussed the proposed housing project. John McRae mentioned instead of the 20 housing units planned, they had to go to 10 units, but there will be another 10 across the street. Tom Carlson, architect, builder and manager will start as soon as they can. They are still waiting on an agreement with a third party. Jim Gilpin stated the sale is successful and the board will use all the money to make the project successful. Jerry Dreher stated "Progress lola" should be the name of the project. They are expecting 180 days for the project. Legal descriptions will be completed. The land cost is \$20,000 and a \$10,000 payment has already been made. Jim Gilpin stated working with someone who has already worked in the community and making it a positive progress is comforting.

Ray Maloney, Ray's Metal Depot, discussed his proposed vocational technology school. He has visited with Westar to get the project started, and Gary Hoffmeier to help with the electric installation. Ray requested the county's help to do the trenching needed for these lines. Ray would like to go underground instead of overhead. He would like to know if the college needed more electric power and how much more at this location. Commissioner Williams asked if Ray had a contract with the college. Ray stated he does not have a contract with the college at this time. Commissioners stated they would like to help, once things get going. Ray stated they would like to get it up and going by Fall 2016. David mentioned it is to help surrounding business to teach a vocation to citizens. Ray stated it would also help keep the building up and going. Commissioners accommodated Ray on the idea.

David stated they have scheduled July 9, 2016 for the Mad Bomber Run. He requested permission to use the courtyard. He said they would have no need of restrooms because they were going to use Port-a-Potties. Commissioners approve for him to work with Ron Holman, Allen County House and Grounds Director.

David stated the annual economic development contract is up. He mentioned the City requested a new draft of the contract with Thrive between the City of lola, Allen County and lola Industries. He would like to work with each entity for a draft agreement to have everyone sign off on one agreement.

Commissioners approved the following documents:

- a) Annual Inventory – District Court
- b) Annual Financial Reports – Elsmore Township  
Humboldt Township  
Logan Township  
Fire District #2 Allen County Volunteers  
Fire District #3
- c) Journal Vouchers – Year End \$5,093.72 & 1/26/16 - \$53,386.63
- d) Abatements: Personal Property Value 3195, \$405.58, Year 2015  
Specials Value 0, \$647.80, Year 2015

With no further business to come before the board, the meeting was adjourned until February 2, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**February 2, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the January 26, 2016 meeting.

David Toland, Thrive Executive Director, joined the meeting.

Sherrie discussed Hope Unlimited request for funding, so they can obtain matching funds for a grant. Commissioners discussed options.

Sherrie reported Arrowhead is a certified Breath Alcohol Tester, which means they are certified nationwide.

Commissioner Williams moved to go into executive session for 10 minutes to discuss Confidential Data. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, David Toland, Thrive Executive Director, Mitchell Garner, Allen County Public Works Director and Sherrie L. Riebel, Allen County Clerk. The time is now 8:37 a.m. Commissioners reconvened at 8:47 a.m. No action was taken.

Mitch Garner, Public works Director, discussed Enbridge Pipeline and their request for road closure. Enbridge has applied for a temporary north bound lane around Connecticut Road and 1100 Street to work on their line.

Carl Slaugh, City of Iola Administrator, joined the meeting. He discussed the proposed tax law and pros and cons.

Alan discussed a walk through at the old hospital site. They feel it needs a soil analysis. He suggested Agri Engineer out of Uniontown be hired to do so for the Procter Testing.

Alan discussed a partial check for demo at the old hospital site. The final check will be issued for partial payment when the fencing is complete.

Commissioners discussed the appointment of Non-Lawyer Members to the Judicial Nominating Commission. Commissioner Talkington moved to appoint Thomas R. Williams to serve a four year term on the Judicial Nominating Commission. Chairman Daniels seconded, motion passed 3-0-0. David Ensminger has served on this Commission for the last several years.

Bob Johnson serves on the committee for the Walter Johnson Complex, on Pine Street in Humboldt. They are supposed to figure out what to do with it. They will be meeting February 17 at 3:30 p.m. at USD 258 superintendent's office.

Commissioners approved the following documents:

- a) Clerk's Vouchers - Year End: \$4,449.52 & 2/2/16: \$38,928.85
- b) Annual Reports:
  - City of Mildred
  - Deer Creek Township
  - Geneva Township
  - Salem Township
- c) Journal Entry #6-7
- d) Abatements: Oil Value 1771, \$253.60, Yr 2015

With no further business to come before the board, the meeting was adjourned until February 9, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**February 9, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R Williams and Shannon Patterson, Allen County Clerk's Administration Assistant.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the February 2, 2016 meeting.

Ron Holman, House and Grounds, joined the meeting. Ron discussed mowing of the Iola Senior Rummage, Inc., N. State St. Ron presented a quote from All-In-One for weekly mowing and weed eating of \$30. All-In-One currently does all the courthouse lawn maintenance. Discussion followed. Commissioner Talkington asked Ron to check on what was currently being paid at the center.

Ron presented a termite renewal warranty inspection for \$380 from All-In-One. This would include the Iola Senior Center, Airport, Noxious Weed Department, and the Iola Senior Rummage, Inc. Commissioner Williams moved to accept the renewal, Commissioner Talkington second, motion passed 3-0-0.

Commissioner Williams made a motion to publicly thank David Ensminger for his service on the 31<sup>st</sup> District Judicial Nominating Commission. A thank you letter and card will be sent. Commissioner Talkington seconded. Motion passed 3-0-0.

Mitchell Garner, Allen County Public Works Director, joined the meeting. He had information on AWOS (Automated Weather Observing System) located at the airport. If he would install a rain gauge for \$1,463.00, the FAA would be able to make it a certified weather station. Discussion followed.

Commissioners discussed with Mitch the current road conditions around the county. Alan Weber, County Counselor, joined the meeting.

Alan discussed the green house south of the hospital. Discussion followed on the tearing down by public works or deeding over to lola Industries. No action was taken at this time.

Alan presented the revised sale agreement to lola Industries. Discussion followed. Commissioner Talkington moved to accept the sale agreement and have Chairman Daniels sign. Commissioner Williams seconded, motion passed 3-0-0. Chairman Daniels signed. Commissioners and Alan's discussion continued on the old hospital site and the medical arts building.

Larry Manes, Economic Development Committee and David Toland, Thrive Executive Director joined the meeting. Larry presented a 2015 Economic Development Program Year in Review. Discussion followed on items presented in the handout. Commissioner Talkington thanked Larry for taking the time to come and update the commissioners.

Phil Dreasher & Stephen Euston, Bukaty Representatives, joined the meeting. Phil discussed an executive summary for the year. Discussion followed. A renewal proposal was presented and discussed. Discussion followed on online benefit enrollment system.

David Toland requested 15 minute exec session business trade. Commissioner Williams moved to go into executive session for 15 minutes to discuss Business Trade. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Williams, Commissioner Talkington, Commissioner Daniels, Alan Weber, Allen County Counselor, David Toland, Thrive Executive Director and Shannon Patterson, Allen County Clerk's Administration Assistant. The time is now 10:50 a.m. Commissioners reconvened at 11:05 a.m. No action was taken.

Commissioner Talkington moved to go into executive session for 10 minutes to discuss Business Trade. Commissioner Williams seconded, motion passed 3-0-0. Those in the room will be Chairman Williams, Commissioner Talkington, Commissioner Daniels, Alan Weber, Allen County Counselor, David Toland, Thrive Executive Director and Shannon Patterson, Allen County Clerk's Administration Assistant. The time is now 11:05 a.m. Commissioners reconvened at 11:15 a.m. No action was taken.

Commissioners approved the following documents:

- a) Clerks Vouchers: Year End - \$198,293.55 & 2/4/16 - \$242,621.54 & Year End - \$74,584.43 & 2/9/16 -\$6,052.35
- a) Payroll Changes
- b) Journal Entry 8-11
- c) Abatements: RE, Value 17606, \$3090.12, 2015  
SAU, Value 63164, \$9002.50, 2015

With no further business to come before the board, the meeting was adjourned until February 16, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Shannon Patterson, Administration Assistant

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Jim Talkington, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, were present to observe the meeting.

Commissioners approved the minutes of the regular meeting of February 9, 2016.

Sherrie L. Riebel, Allen County Clerk, requested Commissioners renew an annual contract with Advantage Computers for \$1,200.00. Discussion followed on what is included in the contract. Commissioner Talkington moved to approve and have Chairman Daniels sign. Commissioner Williams seconded, motion passed 3-0-0.

Sherrie discussed a contract with Computer Information Concepts (CIC) to allow conversion between CIC and TimeIPS, a new time keeping system. This would allow the Clerk's office to upload from TimeIPS into CIC payroll. Commissioner Williams moved to approve the contract with CIC. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie discussed the \$20,000 request for matching funds for Hope Unlimited. Commissioner Talkington stated he would like to see the commission pay for part of the request and Special Alcohol Fund the other half. Commissioner Williams moved to approve Hope Unlimited's request for \$20,000, with half coming out of the commission fund and the other half coming out of Special Alcohol on the condition that Hope Unlimited raises the rest of the needed matching funds of \$29,000. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie requested commissioner signatures on Federal Surplus Property application.

Mitchell Garner, Allen County Public Works Director, reported on a couple of bids he will be having for dust abatement and oil. Discussion followed.

Commissioners asked Mitch about utilities currently at the airport; i.e. water, electric, and gas. Discussion followed. Mitch will check on that.

Mitch stated he hasn't heard anything on the lighting at US 169 and Oregon Road.

Carl Slaugh, City of Iola Administrator, joined the meeting.

Alan Weber, Allen County Counselor, Ryan Sell, City of Iola Ambulance Director, Tim Thyer, City of Iola Fire Chief, and Faber Porter, Response Vehicles joined the meeting. Ryan reported they have taken possession of a 2015 AEV F-550 for \$185,985. Ryan mentioned he has to purchase some equipment to get the ambulance in compliance for licensing. Discussion followed. Commissioners adjourned long enough to go look at the ambulance.

Commissioners reconvened.

Alan discussed Bukaty Companies, Inc.'s consulting agreement for 2016. Commissioner Williams moved to approve the renewal contract. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners discussed health insurance renewal.

David Toland joined the meeting. He requested approval on a draft Economic Development. Commissioner Williams stated he felt the money was well invested. He has complete confidence in the report. David will bring in the agreement after he goes to the City of Iola and Iola Industries for signatures.

Commissioners approved the following documents:

- a) Annual Financial Reports – Rural Fire District #4
- b) Journal Vouchers – Year End-\$178,485.00 and 2/16/16-\$60,058.38

With no further business to come before the board, the meeting was adjourned until February 23, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 1, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams and Sherrie L. Riebel, Allen County Clerk. Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the February 23, 2016 meeting.

Bryan J. Murphy, Allen County Sheriff, discussed having 13 fires that were controlled burns and would like the commission to activate a burn ban. High winds are predicted most of this week.

**RESOLUTION NO. 201602 ALLEN COUNTY, KANSAS  
A RESOLUTION INSTITUTING A BURN BAN FOR  
ALLEN COUNTY, KANSAS**

WHEREAS, on this 1st day of March, 2016, the Commissioners find that dangerous conditions continue to exist in the unincorporated areas of Allen County, Kansas due to excessively dry and windy weather and that the potential for fires which could cause damage to both persons and property has greatly increased; and

WHEREAS, the current conditions endanger the health, safety and welfare of persons and property within the borders of Allen County, Kansas and that a burn ban should be imposed in the unincorporated areas of Allen County, Kansas until weather conditions change.

NOW, THEREFORE, the Board of Commissioners of Allen County, Kansas does hereby resolve as follows:

- e) That pursuant to K.S.A. 48-932, a local emergency exists within Allen County, Kansas.
- f) That the entire unincorporated area of Allen County, Kansas is covered by this resolution.
- g) That the Board of County Commissioners has all rights and powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Preparedness Act of 1975.
- h) That a ban on all open burning, inclusive of any type of controlled burning of grass, brush, weeds, trees, trash or debris as well as campfires and including fireworks within the unincorporated area of Allen County, Kansas shall go in effect at 12:00 midnight on Wednesday, March 2nd, 2016 with the following exceptions:
  - (a). Building, maintaining, attending or using an open fire or campfire in permanent stoves or fireplaces or barbeque grills in developed recreational sites or residential sites.
  - (b). Prescribed burning for crop production or grassland management may only be conducted upon the **written permission of and upon the specific conditions required** by the Allen County Sheriff, Bryan Murphy.



- i) This burn ban shall remain in effect until lifted by the Board of County Commissioners of Allen County, Kansas.
- j) A violation of this resolution shall constitute a Class A Misdemeanor punishable under the Laws of the State of Kansas, and the Sheriff of Allen County, Kansas his deputies and authorized agents shall have the authority to enforce this resolution and the provisions therein.

This Resolution shall be published in the official county newspaper, The Iola Register and in The Humboldt Union.

RESOLVED THIS 1st DAY OF March, 2016.

Commissioner Williams moved to approve Resolution 201602 for a Fire Burn. Chairman Daniels seconded, motion passed 3-0-0.

Sherrie presented a request from Travis Baughn for a new Designation of Emergency Vehicle (Red Light Permit). Travis uses this permit for Fire/Rescue for Allen County Rural Volunteer Fire Department in Allen County. Discussion followed. Commissioner Williams moved to approve the permit. Chairman Daniels seconded, motion passed 2-0-0.

Commissioner Jim Talkington and Carl Slaugh, City of Iola Administrator, joined the meeting.

Carl visited with the commission about changes in ticket distribution from the State to Cities. Currently the monies from city tickets go back to the cities.

Cole Herder, City of Humboldt Administrator, joined the meeting.

Mitchell Garner, Allen County Public Works Director, reported all parts for the lights, except the poles, have been received. He reported they are holding a meeting at 11:00 a.m. Friday at the site.

Mitch reported it will be March 22 before fuel pumps are delivered at the Allen County Regional Airport.

Commissioners reported to Mitch there is a burn ban in effect.

Mitch discussed visiting with Alan concerning an industrial park at the airport. Carl stated the cost is usually the sewer expense. Discussion followed on rules and regulations. Mitch will check into costs.

Cole, as a representative of HUGRO (Humboldt Community Growth, Inc.) committee, visited with the commission about the business action team getting low cost loans. He gave the commission a map for north of Humboldt. HUGRO purchased, for industrial opportunities, 24.8 acres. He discussed plans. The property is available; it has a water tower close, 6 miles from the airport, sewer and water within a ¼ of a mile. HUGRO is currently leasing the ground to the current farmer.

Cole, as City of Humboldt Administrator, discussed maps of Humboldt, street work in the last 10 years. He wanted to visit with the commission about 9<sup>th</sup> Street and Bridge Street. Cole discussed the history of the streets and type of street work. Cole stated his council asked him to visit with the commission about an option on an overlay project of \$48,000, about 1 million dollars saved over the last 35 years. He stated the north bound lane is worse than the south bound lane on 9<sup>th</sup> Street. It will have to be milled down because the curves are within 3 inches of the street. Cole stated in his class he had figured it would cost approximately 1 million dollars a mile, probably close in cost; they need two miles done. A cost savings in 35 years, Commissioner Williams stated the county has always been there to do the work, but Humboldt chose not to. He feels repairing the road will work and feels it has a good solid base. Discussion followed. Chairman Daniels stated regardless of the past, something needs to be done. Mitch stated there are places where the road would have to be fixed regardless of whether chip/seal or overlay. Discussion followed on options.

Alan Weber, Allen County Counselor, joined the meeting.

Cole stated chip/seal might be an option only one time. Commissioner Williams asked if Mitch could visit with Cole and review the street. Discussion followed on Cole watching a milling process in the City of Yates Center and effects of it. Commissioner Talkington asked Carl about the City of Iola's chip/seal process. They use a special rock for dust control. Carl stated chip/seal lasts about 4 years and overlay about 10 years. Discussion followed. Mitch will visit with Cole and return to the commission.

Alan requested the commission to act upon the zoning hearing held last Thursday, February 25, 2016. Discussion followed. Commissioner Williams moved to approve the recommendation of the Planning Board and approve the Conditional Use Permit request by Nelson Quarries, Inc. Commissioner Talkington seconded, motion passed 3-0-0.

Alan discussed Bukaty's recommendation for 2016 employee insurance. Commissioners agreed to leave the county contribution for employee insurance at \$850.00 and pay \$300 toward children insurance. Sherrie reported there will be employee update sessions on Friday, March 4, 2016.

Commissioners asked about the green house at the old hospital area. Danny Ware will be starting this week on the tunnel in the Medical Arts Building. Discussion followed.

Alan discussed G&W and their site plan process.

Commissioners approved the following documents:

- a) Clerks Vouchers Year End-\$3,185.00 & 3/1/2016-\$42,103.96
- b) Journal Entry #14-15
- c) Payroll Changes

With no further business to come before the board, the meeting was adjourned until March 8, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 8, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, were present to observe the meeting.

Commissioners approved the minutes of the regular meeting of March 1, 2016.

Sherrie discussed PSI's CyberSolutions option for county insurance. Discussion followed. Commissioners declined this particular package for 2016.

Sherrie asked the commission about attending the Southeast Semi-Annual District Meeting in Franklin County on April 14, 2016. They will not be attending.

Sherrie asked the commission about attending the 2016 Annual Meeting of the County Commissioners & Highway Officials Association of Southeast Kansas. Chairman Daniels is considering.

Sherrie requested on behalf of Debbie Bearden, Board Secretary for Allen County Farmer's Market, to use the Southeast Corner of the Iola Square every Thursday evening from April 14<sup>th</sup> through October, from 5:05 p.m. to 7:10 p.m. for the purpose of accommodating the Allen County Farmer's Market. The vendors who sell from their vehicle will be setup on the street and those who are willing to carry their merchandise onto the grass will sell from a table or display will be setup on the courthouse yard. They understand that there are to be no vehicles on the grass. Commissioner Williams moved to approve the use of the courtyard. Commissioner Talkington seconded, motion passed 3-0-0.

Darolyn "Crickett" Maley, Allen County Treasurer discussed changes at Emprise Bank. She explained the Allen County Sheriff's Department's Inmate Trust Fund. Crickett requested Commissioners to sign a letter authorizing the use of the county tax id number. "

"To whom it may concern:

This letter is authorizing the Allen County Sheriff's Department's Inmate Trust Fund checking account to report under the Allen County Federal Id# 48-6039815."

Commissioner Williams moved to authorize signatures on the letter. Commissioner Talkington seconded, motion passed 3-0-0. Commissioners signed the letter.

Commissioner Talkington asked Ron Holman, Allen County House and Grounds Director, about bids for the sidewalk, if ADA was taken into consideration. Discussion followed.

Commissioner Talkington asked about furniture in the ambulance stations. Ron will check on the conditions.

Ron requested to get bids on painting the courthouse. Commissioners approved he get bids.

Mitchell Garner, Public Works Director, presented bids for Dust Control Proposals. Only one bid was received; it was from Scotwood Industries, for Mag Chloride for \$1.055 gallon, 35% Calcium Chloride for \$1.44 gallon with 2 hours free spray time then \$85.00 per hour. Discussion followed. Commissioner Williams moved to approve the bid from Scotwood Industries and to charge residents \$1.50 per foot for dust abatement in 2016. Commissioner Talkington seconded, motion passed 3-0-0.

Cole Herder, City of Humboldt Administrator, joined the meeting.

Mitch presented bids for Asphalt Oil Proposals. He received bids from ERGON Asphalt & Emulsions for RS-1H for \$1.60 per gallon, RS-1M for \$1.72, MC-800 for \$2.22, AEP for \$2.09, pump charge of \$60.00, demurrage of 2 hours free then \$80.00 per hour, no moving charge and return load rate at \$290.00; Vance Brothers for RS-1H for \$1.70, RS1HM for \$1.85, RS1H+ for \$1.75, MC-800 for \$2.15, AEP \$2.20, no pump charge, demurrage 2 hours free then \$70.00 per hour, return load \$100.00 and a \$.20 per gallon; Coastal Energy for RS-1H for \$1.54, RS1HM for \$1.87, MC-800 for \$1.84, AEP for \$2.05, pump charge of \$40.00, demurrage of 2 hours free then \$70.00 per hour, return load \$800.00; Wright Asphalt for CRS-TR for \$1.85, Pump charge of \$75.00, demurrage of 2 hours free then \$80.00 per hour, no moving charge, return load – full freight there and half back.

Discussion followed on last year's prices of RS1H for \$1.840 per gallon, RS-1M for \$1.99 per gallon, AEP for \$2.67 per gallon and MC-800 for \$2.93 per gallon. Commissioner Williams moved to accept the 2016 bid from ERGON Asphalt Emulsions. Commissioner Talkington seconded, motion passed 3-0-0.

Mitch discussed the lights on Oregon Road lighting project. He stated they have to do some re-planning. KDOT wants the electric digging changed. They are still waiting on poles.

Mitch discussed Rural Fire calls. He stated employees want to be on the clock to fight fires so that they don't use their own leave. Commissioners stated this should be Mitch's call. The individuals need to run this through their Supervisor. Commissioners support the call to be Mitch's decision.

Mitch reported he has viewed 9<sup>th</sup> Street and the north bound lane on 9<sup>th</sup> Street was worse than the rest of the road. Cole stated some of it is utility repairs. Mitch stated he felt like they could work on it. Cole stated he has had someone in asphalt come make a call on the road. Bridge Street would be fine, but need to crack-fill the bridge. Mitch stated Allen County has the materials and equipment to do this. Cole would like to have a city worker work with Mitch on the crack-fill.

Cole discussed 9<sup>th</sup> Street road work. He had a discussion with Bob Macha, SE-Kan Asphalt, who suggested a 1 ½ inch mill, a ½ inch leveling course and then a 1 inch surface course. He said a conservative figure would be \$8.50 per square yard for an estimated total of \$264,000 for overlay for 9<sup>th</sup> street. Cole stated the repair is needed from the North City limits to South City limits of the City of Humboldt. Discussion followed on whether to do either lanes or maybe only driving lanes, not the parking areas. Discussion followed on mixes (oil types). Commissioners requested Mitch to work with Cole to figure something workable for both.

Commissioners discussed an Industrial Park and how to go about starting a process.

Krista Harding, Southwind District, discussed Master Gardener's programs. She explained they did a Spring Garden Fair last year at the library. This year they would like to move it to the square on Saturday, May 21, for more exposure. She stated Ron will be doing a demonstration garden in the courtyard. They will promote rain barrels, butterfly gardens and composting. They plan to high light the "Jail" garden. They have had plant swaps that were very popular. They will offer concurrent sessions on going, so persons could do more than one program. Krista reported Southwind Extension District can only offer the Master Gardner every two years, so the next class will be offered in the fall of 2017. She stated the students are required to give back 100 hours to the community, but usually give back around 800 to 1,000.

Alan Weber, Allen County Counselor, requested a 5 minute executive session.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Attorney-Client Privilege. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:30 a.m. Commissioners reconvened at 9:35 a.m. No action was taken.

Chairman Daniels moved to have Alan and Mitch work with Allgeier, Martin and Associates, Inc. to do an analysis for utilities at the Allen County Regional Airport for the possibility of an industrial park. Commissioner Williams seconded, motion passed 3-0-0.

Alan reported they are working at the old hospital land to finish the fire escape at the Medical Arts Building. The pile of dirt is for cleaning around the tunnel at the building. Discussion followed.

Commissioners approved the following documents:

- a) Clerks Vouchers 3/3/16 - Year End - \$750.00 & 209,702.76 and 3/8/16 – Year End - \$4,992.00 & \$7,962.41
- b) Journal Entry #16-17
- c) Payroll Changes

With no further business to come before the board, the meeting was adjourned until March 15, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 15, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the March 8, 2016 meeting.

Commissioners discussed the proposed Economic Development contract.

Ron Holman, Allen County House and Grounds Director, reported on the furniture in the ambulance stations. He stated they seem in fair condition. Ron mentioned there is still furniture in the Ambulance Station on State Street if needed. He reported they were fine with the furniture there. Commissioners thanked Ron for checking.

Ron mentioned he has looked at the corner handicap walk ways and to make one of them ADA compliant the City of Iola would have to move an electrical box to the stop lights. Most of the corners are already ADA compliant.

Sherrie presented the 2016 Medtrak Service Agreement for approval. Alan Weber, Allen County Counselor has reviewed the agreement and deemed it good. Commissioner Talkington moved to authorize Chairman Daniels sign the Medtrak Service Agreement. Commissioner Williams seconded, motion passed 3-0-0.

Commissioner Williams moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:40 a.m. Commissioners reconvened at 8:45 a.m. No action was taken.

Commissioners visited about a letter from G&W suggesting that the City of Iola won't support David Toland in Economic Development. Discussion followed.

Mitchell Garner, Allen County Public Works Director, reported he is still waiting on the hose reel at Allen County Regional Airport.

Mitch has visited with Cole Herder, City of Humboldt Administrator, and will be going to view 9<sup>th</sup> Street. Bob Johnson reported the City of Humboldt is agreeable to the chip seal and crack fill on Bridge Street.

Mitch discussed the lighting on US Hwy 169 and Oregon Road. Discussion followed on KDOT changes in regulations, trenching deeper and electric lines.

David Toland, Thrive Allen County Executive Director, joined the meeting.

Commissioners asked if there is anything Allen County could do for Thrive in keeping G&W in lola. David expressed that they have been working on getting G&W for 3 years. He stated there are 2 or 3 people that are trying to stop it. The city administrator has always disagreed with businesses that require incentives, but G&W will not be getting incentives. A letter was received from Dan Williams, G&W owner, who has threatened to pull out based on the City of lola's lack of support. The one issue is that the City of lola has to approve the Economic Development to go forward. Discussion followed. Commissioners discussed the funding they have done and plan to do to make this happen. David expressed Thrive has shepherded through ups and downs and many sites, and if Thrive doesn't do it, then Carl Slaugh would be point of contact. David stated it is a four part contract with Thrive, City of lola, Allen County and lola Industry. Commissioner Williams stated if the City of lola won't sign the Economic contract; the county would definitely look into changing the contract to still make it happen. David stated they would hurt themselves in the fact that they would possibly lose other industries with controversies with the City of lola.

David discussed zoning to approve apartments in a couple of weeks. The public needs to see the issues at stake and results of such. Discussion followed.

Chairman Daniels asked what can the county do to help this happen. David stated they already had by supporting Economic Development. David called Dan Williams, G& W Owner, to let him know Allen County supports Thrive. Chairman Daniels expressed the County's support to this project. Mr. Williams stated they appreciated the support and will continue.

David reported the city's Planning Meeting is tomorrow night for rezoning.

Commissioner Williams moved to approve the pay changes on Phase 3 in regards to the employees, Department heads and Elected Officials. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$25,058.95
- b) Journal Entry #18
- d) Abatements: RE, Value 9218, \$1,647.66, Yr 2015  
PP, Value 4228, \$721.78, Yr 2015

With no further business to come before the board, the meeting was adjourned until March 22, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 22, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, and Sherrie L. Riebel, Allen County Clerk. Commissioner Jim Talkington was absent to attend another meeting.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the March 15, 2016 meeting.

Sherrie requested on behalf of Mike Ford for Kiwanis to use the courthouse square on March 26, 2016 for their annual Easter Egg Hunt. Commissioners approved.

Sherrie discussed pest control bids and other items the county bids out. Discussion followed.

Sherrie reported the Health Assessment had 99% participation. She asked for a 30 day extension for turning in doctor notes. Commissioners approved.

Sherrie mentioned the 1% that didn't participate was an employee away at the academy. Discussion followed. Commissioners waived that employee as the academy doesn't let individuals get away to do such things.

Carl Slaugh, City of Iola Administrator, joined the meeting.

Mitchell Garner, Allen County Public Works Director, discussed renting at the Allen County Regional Airport. The rent for a hangar is \$1,000 per month for the first hangar. Mitch reported they need to clean the county auction items out of the hangar. Discussion followed.

Mitch stated they will start boring under the road for the lights this week; these are the lights on US Hwy 169 and Oregon Road.

Mitch reported the new reel is installed on the pumps at the airport.

Carl stated profitable airports usually have a maintenance overhaul located close. He asked about the cost of mowing an airport. Chairman Daniels stated they contract the land at the airport to farmers for hay.

Alan Weber, Allen County Counselor, updated the commission on the tunnel and stair well at the Medical Arts Building.

Alan opened the bid for filling the hole at the old hospital land. The hole is from where the basement was torn out. Only one bid was received; it was from Nelson Excavating. Nelson Excavating presented two bids; one for \$88,600 and the second was \$138,300:

Nelson Excavating  
 1466 1800<sup>th</sup> St.  
 Iola, KS 66749  
 Contact numbers:  
 620-365-9569- RJ Helms  
 620-228-1311- George Jones  
 620-496-8754- Mark Wade

Nelson Excavating will start project by installing silt and safety fence if deemed necessary. Removal of concrete fragments and other demolition debris from compaction area so Allen County Public Works Department can haul to Allen County Landfill will be next. Once site is cleaned up the hole will be filled and compacted in 9" lifts with Agricultural Engineering Associates (AEA) approved fill. AEA will test each 9" lift. Earth fill will be used until subgrade is within 2 feet of the finished compacted grade. Next two feet of AB3 rock will be placed over existing hole and compacted. Lastly the finished compacted grade must be at the elevation of the existing grade on the north side of the site and shall slope to the south and be filled to an elevation which is 12" lower than the remaining sidewalk and parking area on the N and W sides of the existing Medical Office Building. Site will be left with a smooth graded surface which provides drainage from the site without any voids or depressions. Nelson Excavating will not be responsible to construct any building pads or prepare any parking areas for surface. Nelson Excavating is not responsible for compaction or soil testing, foundation damage to existing buildings and existing utilities that may need to be moved or altered.

Remove concrete fragments and other demolition debris from compaction area so Allen County Public Works Department can haul to Allen County Landfill.	\$3,500
Silt and safety fence	\$7,500
3,000 CY of earth fill @ \$6.50 per yard	\$19,500
Haul 3,000 CY of earth fill @ \$4.50 per yard	\$13,500
Place and compact 3,000 CY of earth fill @ \$5.40 per yard	\$16,200
1,600 tons of AB3 @ \$7.35 per ton	\$11,760
Haul 1,600 tons of AB3 @ \$5.00 per ton	\$8,000
Place and compact 1,600 tons of AB3 @ \$5.40 per yard	<u>\$8,640</u>
	<u>\$88,600</u>

Additional Unit Pricing per CY

1. Topsoil delivered and spread	\$19.50
2. Additional fill delivered, leveled and compacted	\$16.40
3. Removal of topsoil and/or the compacted soil from the site if needed (loaded on county trucks)	\$3.50
Removal of topsoil and/or the compacted soil from the site if needed (hailed to landfill)	\$9.00
4. Payment Bond	\$3900
Performance Bond	\$3900



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Remove concrete fragments and other demolition debris from compaction area so Allen County Public Works Department can haul to Allen County Landfill.	\$3,500
Silt and safety fence	\$7,500
Acquisition of 6,000 CY of fill	\$39,500
Haul 6,000 CY of fill	\$27,000
Place and compact earth fill @ \$5.40 per yard	\$32,400
1,600 tons of AB3 @ \$7.35 per ton	\$11,760
Haul 1,600 tons of AB3 @ \$5.00 per ton	\$8,000
Place and compact 1,600 tons of AB3 @ \$5.40 per yard	<u>\$8,640</u>
	\$138,300

Additional Unit Pricing per CY

- |   |         |
|---|---------|
| 1. Topsoil delivered and spread                     | \$19.50 |
| 2. Additional fill delivered, leveled and compacted | \$16.40 |

3. Removal of topsoil and/or the compacted soil from the site if needed (loaded on county trucks)	\$3.50
Removal of topsoil and/or the compacted soil from the site if needed (hailed to landfill)	\$9.00
4. Payment Bond	\$3900
Performance Bond	\$3900

Discussion followed. Alan will do some checking on quantity of dirt. Commissioners tabled a decision until next week's commission meeting.

Carl said that when Shonda Jefferis, Code Enforcement Officer, first looked at the request for the zoning around the old hospital area, said it would be better zoned as a PUD (Plan Unit Development), as it has more flexibility. Discussion followed. He reported it is too late to make the change.

Carl discussed a project in the City of Marion years ago. He discussed an error on a digging which caused a \$150,000 project turned into over \$1,000,000. Discussion followed.

Bryan J. Murphy, Allen County Sheriff, reported on cameras. He will be getting the bids for the external cameras.

Bryan reported Patrick Cash completed the academy 12th out of 60.

Commissioners approved the following documents:

- a) Clerks Vouchers – 3/18/16-Year End-\$1,373.83, \$269,152.67 and 3/22/16 - \$3,618.65
- b) Journal Entry #19-21
- c) Payroll Changes

With no further business to come before the board, the meeting was adjourned until March 29, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

\_\_\_\_\_  
Sherrie L. Riebel, Allen County Clerk

\_\_\_\_\_  
Absent  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 29, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, were present to observe the meeting.

Commissioners approved the minutes of the regular meeting of March 22, 2016.

Mark Wade, Rick Nelson, and George Jones, Nelson Excavating, joined the meeting.

Ron Holman, Allen County House and Grounds Director, was approached by Debbie Bearden for Allen County to apply to Champlain's bench grant for more benches to have around the courtyard. Discussion followed. Debbie Bearden, through Thrive, would like to have the county apply for the grant because it is only offered to municipalities to pay for half of the benches, and then Farmers Market would pay for the other half. Commissioners approved, but requested to have Thrive fill out the grant and suggested if the grant is approved, then the benches would be the County's property.

Ron mentioned he is still working on cement bids for the sidewalk repairs. He has put an ad in the newspapers.

Alan Weber, Allen County Counselor, and Nelson Excavating crew discussed "working through commissioner concerns" on the proposed bids presented last week. Rick Nelson reported meeting an engineer at the hospital site concerning the difference on quantity of dirt proposed on the two bids. Discussion followed on dirt currently on site and if the dirt wasn't there. Mark explained the hole would have to be dug out and put back so that it wasn't a straight up and down fill; it would be more secure dug out. Alan discussed drawing up a contract that doesn't say cubic yards as they don't want to have a county employee have to set out there and count trucks; then add prices if more rock or dirt is needed. Rick explained what he thought about the RFP. Commissioner Williams stated Nelson's Excavating is the only one who submitted a proposal. Alan stated it was a proposal not a bid. Mark stated it would be the lower bid if they could use the dirt Danny Ware has taken out of the hole. He said it looks like they could use the same dirt taken out as it looked clean enough. Mark said it is between them and the engineer whether the dirt qualifies. Alan stated the contract says the county would periodically haul out debris. Discussion followed. Alan stated the commissioner has the right to negotiate a contract. Commissioner Williams asked if the contract was revised to just do the job for a price would they do it for that. Rick stated yes. Commissioner Williams stated time is the issue. Alan stated it is supposed to wait until the Medical Arts Building is closed off or have a fire escape. Discussion followed on need of the fire escape or not. Question was asked if one project is started away from the proposed wall. Discussion followed. Alan requested them to come back with a flat fee contract. Discussion followed on time line and weather days. Mitchell Garner, Allen County Public Works Director, stated they would be able to help what they can.

Mitch stated Enbridge has started working on pipe line maintenance under the road south of Humboldt on old 169.

Commissioner Talkington discussed a citizen's light on Missouri Rd and old Hwy 169. Mitch will check on right of way.

Mitch stated the lighting project on Oregon Rd and US Hwy 169 has been started; they are boring under the road for the electrical for the light poles.

Mike Ford, Iola Police Department, requested to have Allen County Crime Stopper signs put up on signs around the county, outside of city limits. Commissioners approved, but requested to have Mitch approve the placement.

Mike on behalf of the Kiwanis Club thanked the commission for the use of the courtyard for Easter Egg Hunt last Saturday.

Mike reported the college endowment fund raiser is this weekend.

Mike discussed a project of Active Duty/Veterans' Banners. Iola Community Involvement Task Force/Pride (CITF/PRIDE), Iola Kiwanis Club and the Iola Veterans' Day committee are proud to offer the opportunity to honor a veteran or someone currently active in military while at the same time, raise money to repair the Veterans' Memorial Wall and stones in front of it. For \$150.00, a person may sponsor a banner with their chosen military member pictured on it. The banner will hang downtown for approximately one month each year for three years in conjunction with Veterans' Day. After the three-year term is completed, that person may renew their sponsorship for an additional 3 years. They will also receive an 8X10 photo of the banner to keep or give as a gift. The banners for past and present Allen County Veterans will be sold through May 31<sup>st</sup>. From June 1<sup>st</sup> to June 30<sup>th</sup> if spaces are still available, veterans outside of Allen County will be eligible to purchase one. After all expenses are paid, the first \$5,000 raised from this project will go directly to the Veterans' Day Committee to repair the wall and area surrounding it. The remaining funds will be used for maintenance of the banners as well as future projects for CITF/PRIDE and Iola Kiwanis. Mike reported forms are available at city hall.

Sherrie reported on a request by BMI to have chiropractors listed as a Specialist or not. Currently Allen County has a \$25 copay for regular doctor visits and \$50 copay for Specialists. Discussion followed. Commissioner Talkington moved to approve chiropractor as a regular office call. Chairman Daniels seconded, motion passed 3-0-0.

Alan mentioned Judy Works offered to give flu shots in October to county employees at the cost of \$25.00. Discussion followed. Commissioners stated they felt it was too short of notice to make a change this year.

Alan reported Allen County is still holding Remo's check on demolition of 5%. They were supposed to have a slit fence.

David Toland, Thrive Executive Director, joined the meeting.

Alan discussed getting a Public Works Department easement along Elm Creek. Lola industry owns the land but there is a 35 foot easement Washington Street to east side that is Allen County's property. David explained this would be for the Southwind Walking/Bike Trail. Commissioner Williams moved to grant an easement with Lola Industries. Commissioner Talkington seconded, motion passed 3-0-0.

Alan discussed a shed at the old hospital site. He had John Brocker listed it. John had an offer of \$1,500 and to be moved within a week. Daniel Cox made the offer. Commissioner Talkington expressed his idea that it could be donated to Lola Senior Center Inc. Discussion followed. Commissioner Williams moved to accept the offer taken by John Brocker. Chairman Daniels seconded, motion passed 3-0-0.

Alan discussed Danny Ware and the fire escape at the Medical Arts Building. Alan stated there will be no occupancy in the basement at the building. Commissioners discussed if the building was ever sold, it would be on the person who purchases the building. Commissioner Talkington stated he feels the project should be completed with the fire escape. Discussion followed on future ideas.

Danny Ware, Superior Construction, joined the meeting. He stated everything that has been done up to this time would have to be done regardless of a fire escape or not. Danny stated it would have taken time to form up and put up metal stairs. Metal would take a lot more time than concrete steps; that would be quicker. Commissioner Talkington stated he has been disappointed in the speed that the project has preceded. Danny said he was working toward opening the stairwell on the north to the existing sidewalk. Commissioners discussed a time line for forming up the stairwell so the dirt project could proceed. Discussion followed on curing cement and packing dirt around the wall. Danny stated they could hand pack up against the wall. He said Robbie Nelson said they could not use the dirt currently there. Chairman Daniels asked Danny how hard it is to stop at this point. Danny stated he is not at this point of "No return". If he continued, it would take two weeks and \$15,000 to have a stairwell. He has stated the building would become an 8,000 square foot instead of 16,000 square foot, if a fire escape were not built. Alan stated it has limited use anyway due to lack of elevator. Danny stated due to the foundation, the building would last a long time.

David stated he knows G&W is planning on applying to the City of Lola for their building permit in May. Commissioner Williams stated Nelson's Excavating would be able to start on the opposite side of the hole. Chairman Daniels commented if the project could be sped up, then he would do without the stairwell. Commissioner Talkington stated two weeks difference isn't that long. Discussion followed on pros and cons between both opinions.

David stated he is getting pressure from G&W on how soon can they get started. The hole affects G&W only, not the apartment building project.

Commissioner Williams asked Danny about closing the building off, if it could still be used for storage? Danny stated yes. Commissioner Williams stated he is not willing to spend two weeks

and \$15,000 on a possibility of having an occupant. Danny stated the escape would still cost a door, closure, and frame plus the stairs and retaining wall. Discussion followed on ADA and who would use the basement space. Commissioner Talkington stated he feels it still needs to have a stairwell. Commissioner Williams stated due to the integrity of basement, the precaution not to grow mold, and not to collapse while closed off, he moved not put in the stairwell and to have Danny continue to close off the building. Chairman Daniels seconded, motion passed 2-1-0. Commissioner Talkington was opposed.

Commissioner Talkington asked about the progress at the Industrial Park at the Allen County Regional Airport. David reported Blue Star did not choose Allen County, but Chanute is in the running. Commissioners stated they still feel like it would be a wise thing to budget to develop that area for future industry.

Chairman Daniels reported Marc Wagner, LaHarpe Fire Chief, called Saturday and wanted permission to take one truck and crew out to Barber County to fight fires. This left two fire vehicles in LaHarpe District within Allen County.

Commissioners approved the following documents:

- a) Clerks Vouchers – 3/29/16 - \$191,573.48
- b) Journal Entry #22
- c) Payroll Changes
- d) Abatements: RE Value 1259, \$178.52, Yr 2015  
Oil Value 6381, \$935.50, Yr 2015

With no further business to come before the board, the meeting was adjourned until April 5, 2016 at 8:30 a.m. in the Commission room of the courthouse.

\_\_\_\_\_  
Jerry Daniels, Chairperson

\_\_\_\_\_  
Thomas R. Williams, Commissioner

\_\_\_\_\_  
Sherrie L. Riebel, County Clerk

\_\_\_\_\_  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 5, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the March 29, 2016 meeting.

Lisse Regehr, Thrive representative, presented the 2016 Economic Development Contract. Commissioners reviewed.

## ECONOMIC DEVELOPMENT SERVICE AGREEMENT

THIS AGREEMENT, Made and entered into this \_\_\_ day of FEBRUARY, 2016, by and among Allen County, Kansas (County), the City of Iola (City), Iola Industries, Inc. (Industries) and Thrive Allen County (Thrive).

WITNESSETH THAT:

WHEREAS, Since 2013 County, City and Industries have jointly engaged Thrive to coordinate economic development efforts on a countywide basis and to be a resource to local communities and groups working to improve the economic climate in Allen County, and;

WHEREAS, the County, City and Industries have a deep commitment to building and maintaining a strong business climate in Allen County, including supporting existing local businesses, recruiting new businesses, and providing swift and professional responses to business needs, and;

WHEREAS, the cooperative effort among County, City and Industries to engage Thrive allows for a more efficient and professional operation than would be possible if any of the parties attempted hiring their own paid economic development staff, and;

WHEREAS, County, City and Industries desire to continue engaging the services of Thrive for the purpose of assisting said parties in promoting economic development in Allen County; and

WHEREAS, the parties wish to formalize their agreement in order to assure their mutual understanding with regard thereto.

NOW THEREFORE, in consideration of the mutual covenants contained herein, THE PARTIES AGREE as follows:

**(1) ENGAGEMENT.** County, City and Industries hereby jointly engage Thrive to provide economic development services as set forth below.

**(2) TERM.** The term of this agreement shall commence upon execution and shall automatically renew on January 1 of each year thereafter unless any of the parties shall give written notice of termination by November 1 of the foregoing year.

**(3) COMPENSATION.** County, City and Industries agree to pay Thrive for its services rendered hereunder as follows:

County.....\$20,000

City.....\$20,000

Industries....\$20,000

Payment of the forgoing sums shall be made quarterly upon receipt of invoices that will be sent on or about January 1, April 1, July 1 and October 1 of each year. It is understood that compensation is for time and services only, and does not include costs for attendance at meetings, travel expenses, development of new infrastructure such as websites.

**(4) ADVISORY BOARD.** The parties agree that they will continue to appoint members to an Economic Development Advisory Board (Board) that meets monthly to oversee and give strategic/policy direction to Thrive. The Board shall consist of 7 members with two members each being appointed by County, City and Industries and the 7<sup>th</sup> member being appointed by Thrive.

**(5) DUTIES.** Thrive shall perform its duties hereunder in a professional manner and commit no act which would be disloyal to or in conflict with the interests of the parties hereto.

Specific activities to be conducted by Thrive under this agreement include:

- Respond to economic development inquiries and coordinate responses from local partners to ensure accurate, timely, and reliable responses to potential business opportunities;
- Obtain information from current and prospective businesses regarding their needs and communicate these needs promptly to the relevant parties;
- Draft written incentive agreements outlining the responsibilities of all parties providing and receiving public incentives and obtain formal approval of these agreements by the governing body of each participating party;
- Maintain communication with state and regional economic development partners, including the Kansas Department of Commerce and neighboring communities; economic development offices;
- Maintain accurate data about county and city demographics, sites, facilities and labor that are relevant to current and prospective businesses;
- Produce a monthly master report of economic development projects underway in Allen County and provide it to the Advisory Board representatives of each party and to other elected and appointed representatives of County, City and Industries upon request;
- Produce an annual report of economic development activities and submit it to the parties in January of the following year;

County, City and Industries agree that they will:

- Refer inquiries regarding business or industry expansion or relocation to Thrive promptly;
- Provide direct links from the business or economic development sections of their websites to [www.thriveallencounty.org](http://www.thriveallencounty.org);
- Participate in discussions with current or prospective businesses on an as-needed basis;
- Provide timely notice to Thrive of proposed actions related to economic development including changes in economic development budgets; changes in economic development policies; and infrastructure projects that are likely to impact major industries or large numbers of businesses.

**(6) SEVERABILITY.** If, for any reason, any provision of this agreement is held invalid, such invalidity shall not affect the other provisions of this agreement not held invalid and such other provisions shall, to the full extent consistent with the law, continue in full force and effect.

**(7) GOVERNING LAW.** This agreement shall be construed and subject to the laws of the State of Kansas.

**(8) FULL AGREEMENT.** This agreement represents the full agreement regarding Thrive's engagement and supersedes all other agreements between the parties. The parties stipulate that neither of them has made any representations with respect to the subject matter of this Agreement except as specifically set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first above written.

Allen County, Kansas  
Jerry Daniels, Chairman, BOCC

Commissioner Williams moved to approve Chairman Daniels sign the Economic Development Contact. Commissioner Talkington seconded with an addition to have today's date beside the chairman's signature. Motion passed 3-0-0.

Sherrie asked if the commission wanted department heads to budget \$850.00 per month for employee's health insurance. They stated yes.

Sherrie reminded the commissioners about the City of Moran General Election canvass will be at 9:00 a.m. on Monday, April 11, 2016.

Mitchell Garner, Public Works Director, reported the light request from a resident to have Allen County pay for a light on a Westar pole has been taken care of at the corner of Missouri Rd and South State Street. Mitch stated the resident was going to see if neighbors wanted to pitch in to pay.

Mitch discussed the Oregon Road and US Hwy #169 light placement. He will check with engineers on the placement.

Mitch stated a hangar at the airport will be rented and he needs to move auction things.

Alan Weber, Allen County Counselor, discussed an agreement for final release of funds for:  
REMCO Demolition Contract dated 8/4/2015.

This agreement for final release of funds is made and entered into as of the dates of signature provided below by and between Allen County, Kansas (hereinafter called County) and REMCO Demolitions, LLC (hereafter call REMCO)

**Whereas**, the parties hereto entered into a Demolition Contract dated August 4<sup>th</sup>, 2015 whereby REMCO would demolish and remove the old Allen County Hospital building at 101 S. first St., Iola, Kansas; and

**Whereas**, the demolition has been completed by was conducted without a storm water prevention plan or erosion controls which were required by law and the Demolition Contract: and



Whereas, Allen County has withheld 5% (\$10,317.25) of the total proceeds due to REMCO due to this dispute over environmental controls.

**Now therefore**, the parties desire to resolve their outstanding issues and provide for the issuance of final payment to REMCO. It is agreed that section 4(A) of the original Demolition Contract shall survive the final payment provided herein and REMCO will indemnify and hold County harmless from and against any and all claims, demands, suits and liabilities, including incidental damages, resulting from or in respect to any actions or omissions on the part of REMCO. REMCO will indemnify and hold the County harmless from and against any and all claims, demands, suits and liabilities, including incidental damages, resulting from or in respect to any of its actions or omissions on the part of REMCO in the conduct of its demolition operations.

Upon execution of this agreement by both parties, County will issue its check to REMCO for the balance of the Demolition Contract amount (\$10,317.25).

Commissioner Williams moved to authorize Chairman Daniels to sign the agreement. Commissioner Talkington seconded, motion passed 3-0-0.

Alan passed out a clarifying bid with Nelson Excavating LLC.

Nelson Excavating LLC

Clean existing debris up so Allen County Public Works Department can haul to Allen County Landfill. Put existing dirt that was moved away from new walls back in hole in 9" lifts and compact. Provide Agricultural Engineering Associates (AEA) approved fill and bring up in 9" lifts to final elevation. AEA will test compaction of each 9" lift. Earth fill will be used until subgrade is within 2 feet of the finished compacted grade. Next two feet of AB3 rock will be placed over existing hole and compacted. Lastly the finished compacted grade must be at the elevation of the existing grade on the north side of the site and shall slope to the south and be filled to an elevation which is 12" lower than the remaining sidewalk and parking area on the N and W side of the existing Medical Office Building. Site will be left with a smooth graded surface which provides drainage from the site without any voids and depressions. Nelson Excavating will not be responsible to construct any building pads or prepare any parking areas for surface. Nelson Excavating is not responsible for compaction testing, soil testing, foundation damage to existing buildings and existing utilities that may need to be moved or altered. These services and materials will be provided for \$88,600.

Additional Unit Pricing per CY

1. Topsoil delivered and spread \$19.50
2. Additional fill delivered, leveled and compacted \$16.40
3. Removal of topsoil and/or the compacted soil from the site if needed \$3.50 (loaded on county trucks) Removal of topsoil and/or the compacted soil from the site if needed \$9.00 (hailed to landfill)
4. Payment Bond \$3900 Performance Bond \$3900

Rick Nelson, Nelson Excavating representative, stated he wasn't too worried about the fence if they could get in there quickly. Alan stated performance bond is added in there but since Allen County is not paying him until they are done with the job, it probably isn't necessary. Rick stated it just waste time with it and takes time to do the form. Alan presented a Backfill and Compaction Contract that lays out what is to be done and completed in detail. The contract is considered to be a "turnkey" job once signed. Commissioner Williams moved to approve the contract terms and conditions and authorize Chairman Daniels to sign. Commissioner Talkington seconded, motion passed 3-0-0.



Bryan J. Murphy, Allen County Sheriff, joined the meeting.

Terry Call, Allen County EMS Financial Director, presented year to date financial information. He stated good news is not many are needing an ambulance. Bad news is income is \$45,000 less than last year at this time. Discussion followed. Reports as of March 30, 2016 there were 437 total ambulance responses, average of 4.86 calls per day. 2015 averaged 5.68 calls per day. Of these runs 129 dry runs, 216 ALS Emergency, 80 BLS Emergency and 12 BLS Non-Emergency with 91 hospital to hospital transfers. He has billed \$341,195.28, \$118,995.77 paid, \$109,989.25 has been written off and a balance due of \$112,210.26. Terry reported on changes in Medicare payments and claims.

Bob Johnson, Iola Register, stated Monarch has started hauling dirt out of their land along 1100 Street.

Don Seil, CASA, Elizabeth Hopkins, Iola CASA, Donita Garner, Child Advocacy for Hope Unlimited, Michelle Meiwes, Lisa Chauncey and Katrina Fernandez, Iola Hope Unlimited, Muliya McMillian, Leslie Kidwell, all KVC Chanute, Katz McVey, Tisha Miller, Michelle Thompson, all Department of Children and Family, joined the meeting for a pinwheel presentation and proclamation.

**Proclamation:**

**April 2016 - Child Abuse & Neglect Prevention Month**

**Allen County, Kansas**

Whereas, children are key to the state's future success, prosperity and quality of life and, while children are our most valuable resource, they are also our most vulnerable; and

Whereas, children have a right to be safe and to be provided an opportunity to thrive, learn grow; and

Whereas, child abuse and neglect can be prevented by supporting and strengthening Kansas' families, thus preventing the far-reaching effects of maltreatment, providing the opportunity for children to develop healthy, trusting family bonds; and consequently, building the foundations of communities; and

Whereas, we must come together as partners so that the voices of our children are heard by all and we are as a community extending a helping hand to children and families in need; and

Whereas, by providing safe, stable and nurturing relationships for our children, free of violence, abuse and neglect, we can ensure that Kansas' children will grow to their full potential as the next generation of leaders, helping to secure the future of this state and nation;

Therefore, we, the Commissioners of Allen County, Kansas, do hereby proclaim April 2016 as Child Abuse & Neglect Prevention Month.

\_\_\_\_\_  
Jerry Daniels, Commission Chairperson

\_\_\_\_\_  
Tom Williams, Commissioner

\_\_\_\_\_  
Jim Talkington, Commissioner

On behalf of CASA of the 31<sup>st</sup> Judicial District & Hope Unlimited Children's Advocacy Center

Chairman Daniels read the Proclamation. Commissioner Talkington moved to approve and sign the 2016 Proclamation. Commissioner Williams seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk's Vouchers – 2015 - \$46,661.56 and 4/5/16 - \$172,441.48
- b) Journal Entry # 23-26
- c) Abatements: RE, Value 1378, \$321.68, Yr 2013  
RE, Value 1145, \$270.48, Yr 2014  
RE, Value 1336, \$265.14, Yr 2015  
PP, Value 60, \$13.68, Yr 2015

With no further business to come before the board, the meeting was adjourned until April 12, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

\_\_\_\_\_  
Sherrie L. Riebel, County Clerk

\_\_\_\_\_  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 11, 2016**

The Allen County Board of Commissioners met in a special session at 9:00 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R. Williams, Commissioner Jim Talkington, and Sherrie L. Riebel, Allen County Clerk/Election Official for the purpose of canvassing the April 5, 2014 City of Moran General Election.

Commissioners reviewed the election and found no discrepancies.

With no further business to come before the board, the meeting was adjourned until April 12, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

\_\_\_\_\_  
Sherrie L. Riebel, County Clerk

\_\_\_\_\_  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 12, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the April 5, 2016 meeting.

Ron Holman, Allen County House and Grounds Director, discussed the Moran Senior/Community Center. They have requested to have the inside painted. Bids were received from Sparkles Cleaning and Painting for \$300 for labor only; Dry Creek Enterprises Inc. for \$600.00 for painting interior walls; and Kent Bryan for \$900.00 labor costs. Discussion followed on last time it was painted. It was last painted when it was built. Commissioner Talkington moved to approve the bid from Sparkles Cleaning and Painting. Commissioner Williams seconded, motion passed 3-0-0.

Ron presented bids for pressure washing and painting the courthouse. Bids were from Superior Builders LLC for \$49,685.00; Pro Painting & More for \$51,100; and Mid Continental Restoration Co., Inc for \$68,431. Discussions followed on the procedure of applying paint (spray or rolled). They also discussed a time line for completion. Commissioner Talkington moved to accept the bid from Superior Builders. Commissioner Williams seconded, motion passed 3-0-0.

Ron presented bids from Lickteig Const Inc for sidewalk replacement totaling \$4,335.66. He had contacted Rock Creek (Ryan Sigg) and Hofer & Hofer as well as running an ad in the lola Register and the Humboldt Union. Lickteig was the only bidder. Their bid was for southwest corner of the square would be \$688.00, southeast corner for \$1,498.00, east side for \$2,149.66. Not included in the total above is an additional bid to tear out sidewalk 121'X12'X4" and replace. Discussion followed as to where all the work will be done and ADA procedures. Commissioners asked Ron to check what the cost would be to have the city move an electric box out of the way. Commissioners tabled the decision until next week.

Sherrie requested on behalf of Jack Stanley, Principal of lola Middle School, to use the Allen County Courthouse Lawn for lola Middle School's spring band and choir concert. This concert is scheduled for Tuesday, May 17, 2016 starting at 6:30 p.m. The program will last approximately 1 ½ hours. Mr. Stanley reported it as a positive, enjoyable event for the community. Commissioners approved the use of the courtyard for the event.

Sherrie presented an insurance update from Bukaty on cost summary and premium equivalent report for plan year end. Slayton Rous, Bukaty Wellness Manager, reported a savings of \$39,183.00 in the employee health insurance fund.

Sherrie discussed the City of lola's conversion of Rural Water District #7 to city billing. Carl Slaugh, City of lola Administrator, had called and requested her to update the commission that there was not a formal protest filed, so the conversion will start with changing out meters. The current Rural Water District #7 meters read in gallons and the city does not track theirs that way.

Sherrie reported CIC will be done with their payroll conversion on Friday.

Sherrie discussed 2017 budget preparation and how the Tax Lid will effect planning. Commissioners requested to have department budgets in to the clerk's office by May 1<sup>st</sup> so they can start looking at 2017 budget for Allen County.

Mitch reported completion with the pipeline south of Humboldt.

Mitch reported the poles are ready to go up; LED lights

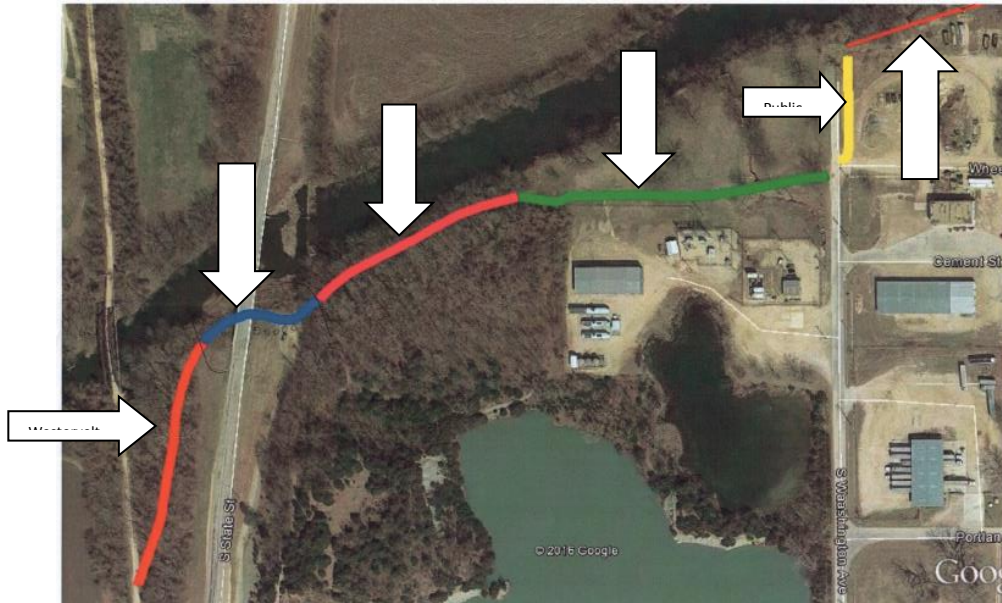
Mitch discussed blading roads out in the county.

Mitch discussed bees in trees by the old hospital. The city is taking care of it. Mitch gave them a name of a bee keeper.

David Toland, Thrive Executive Director, joined the meeting.

Chairman Daniels asked Mitch to keep in the back of his mind some infrastructure at the airport for an industrial park, while he is working on budget.

David presented a map of trails which tie together the Lehigh Trail to the Sunflower Rail Trail to Humboldt. He reported there will be 60 miles of north/south trails of more than 10 miles of Lehigh trail. David explained who and where each portion of the trail has been given an easement or lease to the Sunflower Rail Trail. The orange trail has been deeded to Thrive from Westervelts, the dark pink has been leased by Westervelts, the green trail is an easement from the City of Iola, the yellow is a public sidewalk and the red is a county easement. The blue trail is one that requires another easement/permission from Allen County so that a cement walkway could be constructed under the Elm Creek Bridge on State Street. He explained he needs rocks removed and asked if the county crews might be available to help move them. Commissioner Williams moved to give an easement to Thrive for the county portion of the trail. Commissioner Talkington seconded, motion passed 3-0-0. Commissioners will have Alan draft an easement agreement.



Danny Ware, Superior Builders, joined the meeting to discuss an additional pump needed to be added to the project. Discussion followed. Danny stated they could fix stuff while they are there or do they save the money towards a new facility? Does the county need to repair a broken sidewalk if there are plans to use it in the future? He explained where the water would pool and might need a sump pump to keep it dry. Question is whether Danny should fix the extra drainage while he is there and have it dug out. He will put together a cost and bring back to the commission. Danny discussed dirt of about two feet that he suggests filling with concrete to help divert any water. Discussion followed. Danny stated he should be done with all the bottom part this week and will start on the upper area soon.

Donna Houser, citizen, stated we are a community of PRIDE. She reported one of the visiting teams would not go into the rooms at the football stadium. Donna explained grants she has been working on to get it up to par. She presented information on what has been raised at this time. Ryan Sigg – not to exceed \$600 (elevate ground to east of home locker room, new sidewalk to east of home locker room, concrete area North of locker room with ADA entrance into locker room door on North, Scrape elevated area between east drain and field to east to allow natural drainage, add concrete over new drain line, and remove concrete curbing and recreate with ADA compliant ramp); Larry Robertson - \$3,200 (add door to North section of home locker room, add concrete blocks and seal old locker room door to east, purchase of new door); Anderson Plumbing - \$6,000 (plumbing relocation for both locker rooms, replace drain line, move plumbing and urinals for ADA compliance); USD #257 – Scott Stanley volunteered USD 257 (demolish ½ walls by toilets, haul off); Unknown - \$6,000 - \$15,000 (purchase

and install bathroom stalls, floor patching with Epoxy, collapsed drain inside locker room, exhaust fan for visitors' dressing room, fan to get rid of humidity and heat, miscellaneous cleaning mold, and water damage, and painting 2 dressing rooms and ceiling where mold is \$500 damaged walls from water leaking through). Donna stated they need \$35,000 for this project. Donna discussed her contacts, which will help out. She requested if the commissioners have any monies to put towards the rework. Commissioners discussed in-kind contributions versus monies. Discussion followed.

Alana Kinzle, citizen, Debbie Bearden, and Donna Houser, discussed the Veteran's wall. She reported seeing visitors setting on cannons when at the wall. She suggested a memorial garden, with seating and berms with perianal (butterfly garden) and memorial plaques similar to Joplin's memorial garden; a peaceful area. Commissioners asked Alana to present pictures of what her idea might look like.

Debbie Bearden stated she could order more benches. Commissioners stated they would approve to add two more benches to the grant. Debbie will change and bring back for signatures. Commissioner Williams moved to authorize Chairman Daniels to sign the grant when Debbie brings it back. Commissioner Talkington seconded, motion passed 3-0-0.

Donna stated they just need to make sure they keep what they have in repair and would like to have a serene area to sit.

Commissioners approved to give the old maps of the Allen County Hospital and display case to the Allen County Historical Society.

Alan stated Danny would be completed next week.

Alan discussed a re-platting map for G & W needed by the City.

Commissioners requested Alan to draw up another easement for under the State Street Bridge. Discussion followed. Alan discussed the difference between Sunflower and Southwind Trails and who did what.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$72,732.46
- b) Journal Entry #27
- c) Abatements: Oil, Value 309, \$49.38, Yr 2015  
Oil, Value 544, \$88.34, Yr 2014

With no further business to come before the board, the meeting was adjourned until April 19, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, were present to observe the meeting.

Commissioners approved the minutes of the regular meeting of April 12, 2016.

Ron Holman, Allen County House and Grounds Director, discussed Lickteig Construction Inc's bid for the southwest corner of the square would be \$688.00, southeast corner for \$1,498.00, east side for \$2,149.66; presented last week. He presented an addition for changes on the Southeast corner to move the ADA ramp as opposed to changing the light box. The addition would be another \$342.00 for a total job of \$11,574.66. Commissioner Talkington moved to approve the bids for \$11,574.66. Commissioner Williams seconded, motion passed 3-0-0.

Mitchell Garner, Allen County Public Works Director, reported the lights are up on Oregon Road. The lights are metered and the county is paying for them. April 25 is scheduled for final inspection.

Commissioners visited with Mitch on road projects scheduled for 2016. Mitch will bring his projections next week. Commissioner Talkington discussed roads in the City of Mildred, Bayard and that area.

Mitch reported the rain has helped on dust and roads; the county received about 1 inch average.

Commissioners discussed ambulance licensing.

Carl Slaugh, City of Iola Administrative, discussed the licensing because the State was trying to determine Type 1 and Type 2 licensing and whether it will be ground or air. He said Ryan Sell, EMS Director, has held off sending the license until the state made their determination. Now that the state has determined their types, the license has been submitted.

Carl stated the ambulance service is running smoothly and they have managed to fill the vacancies. He has been holding them to only so many a shift. Discussion followed on the current agreement. Carl reported they did get part of a grant for the life packs; they had applied for two and they received \$19,000 which will about pay for one. Ryan will be getting one new Life Pack and apply for a used one.

Carl stated the City of Iola discussed building a shelter for Iola. If a person had monies to spend whatever they wanted, he said it would be nice. He explained a place where FEMA monies were given at 90% to build a shelter and it was used as a shelter and other uses. He stated it would be good if they could get a grant to build a new fire station. Discussion followed.

Carl discussed Tax Lid and what it would mean to the cities. Discussion followed on effects towards other cities.

Damaris Kunkler, Thrive Program Director, discussed a three year grant (Resident lead Grant) Thrive received. She stated this grant was brought about by a meeting at B&W in Humboldt that the question was asked "What do you think would make Allen County a healthier place to live?" Being safer, Elmore got a storm shelter, Mildred below ground, Iola complete streets. The next step of the grant is to form a steering committee - Allen County Tomorrow Together. They will meet third Wednesdays and third Thursdays at 1 a.m. in LaHarpe until a final committee is done.

Persons can meet either day. It starts this week on April 20<sup>th</sup>. The Grant comes from Kansas Health Foundation.

Damaris discussed the Open House of the future Regional Tech Center located at 2661 Nebraska Road, LaHarpe, Kansas. This is a regional collaboration of area high schools and community colleges. The Open House is for the entire public.

Damaris reported the next county wide community conversation meeting is June 2nd. The meeting will be at the New Thrive building, they will be hosting a Farmers Market Night, cooking with MARV bistro service, and other cooking demonstrations.

Damaris mentioned they now know the bridge over Elm Creek will cost \$257,000.

Carl and Commissioners discussed the Water Plant bond and when it would be paid off.

Bryan J. Murphy, Allen County Sheriff and Steve Prasko, Advantage Computers, presented bids for 4 cameras from Advantage Computer for \$23,963.00 and Electronics Supply Co. Inc. for \$12,679.15. Another bid from Advantage for installation cost of \$13,890.00. They discussed on how it will all be set up and where each camera will be located. Each camera will be located that the entire square will be under view. If a camera was taken out of the equation, it would not cover the entire square. Discussion followed on why and what is being accomplished by the installation of cameras.

Steve discussed defensive methods that would protect the county from fraudulent emails and stolen information. Advantage has a 90% protection against ransom ware to keep servers from being locked down.

Danny Ware, Superior Builders, and Alan Weber, Allen County Counselor, presented pictures of the sidewalk on the north side of the Medical Arts Building, in the tunnel, looking back to the east of the building, leaning electrical poles and patches in sidewalk. He reported 800 feet of concrete needs to be taken out where the air conditioners are at. He discussed the pictures and what needs to be done to repair each. The bid included material and labor. Superior Builders would remove 800 square foot of damaged concrete, have Anderson Plumbing install a new floor drain to catch any surface water (they would bore a hole through the tunnel and run the drain to the new sump pit installed in the North end of the tunnel), pour back rough fully 1296 square foot all concrete to be a min. of 4 inch thick, seal anyplace the concrete meets the building (with NPI) to keep out any surface water, needs to have some of the water-proofing repaired on the top of the tunnel before we place any concrete which is included in this bid, need to place foam on top of the tunnel so that the gravel (base rock) does not penetrate the water proofing, they will haul off all debris, and keep job as clean as possible to not interrupt the day to day business of the clinic, they will remove a section of the old basement wall that is also a part of the tunnel, it will also be water proofed before being covered. There is also a piece of stem wall from the hospital that will need to be removed to allow the drain to be rerouted, there will be rebar and wire paving mats as reinforcement and all concrete will have a broom finish. The total cost would be \$14,000. Discussion followed. Commissioner Talkington approved the bid. Chairman Daniels seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, presented Resolution 201603 for review and approval.

**ALLEN COUNTY, KANSAS**  
**RESOLUTION NUMBER 201603**  
**A Resolution Ordering the County Counselor to Institute**  
**an Action for Tax Foreclosure**

WHEREAS, numerous parcels of real estate have been sold and bid in by the County at delinquent tax sales and have remained unredeemed on the 1<sup>st</sup> day of September of the 3<sup>rd</sup> year after such sale; and,

WHEREAS, the aggregate assessed valuation of all such real estate subject to sale within the boundaries of Allen County, Kansas, is more than \$10,000.00; and,

WHEREAS, the legislature has passed laws providing for the foreclosure of tax liens and the sale of real estate in order to collect delinquent taxes:

NOW THEREFORE, BE IT RESOLVED by the duly elected Board of County Commissioners of Allen County, Kansas that a judicial foreclosure and sale of all real estate tax liens be held. The County Counselor of Allen County is hereby ordered to prepare the necessary pleadings to initiate and prosecute a tax foreclosure action in accord with the provisions of K.S.A. 79-2801 et. seq.

RESOLVED this 19<sup>th</sup> day of April, 2016

**THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS**

Alan explained what this process will do. It is an informal notice, next will be a court issued notice. Commissioner Williams moved to approve the Resolution 201603. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Attorney-Client Privilege. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:47 a.m. Commissioners reconvened at 10:52 a.m. No action was taken.

Gary Daniels, citizen, joined the meeting.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$92,796.11
- b) Payroll Changes
- c) Abatements: PP Value 19, \$3.08, Yr 2015

With no further business to come before the board, the meeting was adjourned until April 26, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 26, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the April 19, 2016 meeting.

Commissioners discussed a letter from Terry Call, EMS Financial Director, concerning the merger of the ambulance a few years ago. Commissioner Williams stated there seems to have been concerns of how it's being ran and Carl said last week things were running fine.



Commissioners reviewed and discussed Reliance Standard Life Insurance and Benefit Management Inc. (BMI) for 2016. Commissioner Williams moved to approve. Commissioner Talkington seconded, motion passed 3-0-0.

Angela Murphy, 911 Communications Director, discussed Next Generation 911 (NG911), it is here live June 21, 2016. They are digging to put the fiber in. She asked about funding the ongoing project annually. There is \$78,000 yearly that is collected in the Emergency Telephone fund (171). There will be \$55,200 annually for NG911 only, which is state mandated for 2018. Mapping, Global, Code Red, phone lines and such currently are paid out of that \$129,000 annually which includes NG911. It is \$51,000 short. Discussion followed about taking mapping of \$400 out of GIS, American Tower of \$2,496 out of Sheriff, and training could come out of 911 Communications fund (330). Angie explained where she thinks changes could be made. Commissioners stated they need to have NG911. Angie stated she could take the phones out of 911 Communications fund (330). Angie stated the texting is not available until later in 2016, but the mapping is new.

Angie stated Alan, Terry and her are sending a letter to each of the Allen County cities concerning the 911 addresses.

Mitchell Garner, Public Works Director, reported Ron Fulton, Allen County Mechanic, has been here 40 years and will be retiring May 1.

Mitch discussed the lighting at Oregon and US Hwy #169. KDOT didn't make it to the final review.

Bob Johnson asked about keeping rock off of 1100 Road where Monarch Cement comes out onto the road. Discussion followed on options.

Commissioners discussed whether or not Allen County received any monies from Enbridge for damage their crews may have caused using county roads during the pipeline construction project other than sales tax and property taxes. They did not receive anything special for roads.

Jeff Cokely, Allen County Foundation, discussed Tax Credits and the benefits to Allen County. Discussion followed. He requested Commissioners pass Resolution #201604.

**RESOLUTION NO. 201604  
ALLEN COUNTY, KANSAS**

**A RESOLUTION SUPPORTING THE AUTHORIZATION OF A CHARITABLE COMMUNITY SERVICE TAX CREDIT PROGRAM TO HELP FUND THE NECESSARY EQUIPMENT FOR ALLEN COUNTY REGIONAL HOSPITAL.**

WHEREAS, The Allen County Commissioners and Trustees of Allen County Regional Hospital had previously determined it was in the best interest of the County and its citizens that a new Allen County Regional Hospital was built.

WHEREAS, in order to best serve the citizens of Allen County, funds must be raised by all appropriate means in order to properly equip said hospital; AND

WHEREAS, Equipment that will facilitate continued and improved access to quality medical care for our service area are a vital part of rural healthcare and would further enhance the ongoing efforts to improve care in Allen County.

NOW THEREFORE, be it resolved by the Board of County Commissioners of Allen County, Kansas that they unanimously support the granting of all Kansas Tax Credits authorized by law and request that the Kansas Department of Commerce grant the maximum amount allowed for the Allen County Hospital Project.

Resolved this 26th Day of April, 2016.

Commissioner Williams moved to approve Resolution 201604. Commissioner Talkington seconded, motion passed 3-0-0.

Bryan J. Murphy, Allen County Sheriff, joined the meeting. Commissioners explained they would like to change the payment to American Tower. Bryan stated Rural Fire is the other entities that have antennas on the tower. Discussion followed. Commissioners encouraged him to budget 2017 for payments.

Bryan asked if the commission could do a resolution to keep the top 10 feet of a new tower for county ownership. Discussion followed.

David Toland, Thrive Executive Director, Damaris Kunkler, Thrive Program Director, and Nelda Cuppy, Moran Thrive Group, joined the meeting. David presented survey results for the need of fitness equipment in Moran. He requested to use the Moran Clinic Building on 304 N. Cedar, Moran. Tony Thompson, Allen County Regional Hospital Executive Director, gave a tour of the building. It would not need any conditioning to move equipment in at this time. David explained there are grants available to equip the building. They would have to modify the door with a key fob which would be funded under the grant. The County would continue to pay the utilities. The Moran city Council will have to be the applicant of the grant, so if the grant is not granted, then the building will not be used. Nelda stated there is several in the community very excited about the project. Nelda stated the Thrive Moran Group will take care of cleaning the building.

Sheriff Bryan Murphy would not need a server if only the Sheriff's office installed their two cameras, the total of just Bryan's side would be \$24,000 of the \$34,000. Discussion followed on whether it is cost effective for the county to spend another \$10,000 from the commissioners' budget. Commissioner Williams moved to approve the cost of camera purchase to have full time surveillance around the courthouse for protection of citizens and employees. Commissioner Williams tabled the motion for one week.

Sheriff Bryan Murphy discussed coroner pay, who makes the call for transport.

Debbie Bearden, Allen County Growing Rural Opportunities Works (GROW) Food and Farm Council, reported GROW wants to partner with Farmer's Market to host a "Dinner and Dialog" on June 1<sup>st</sup>. She requested permission to use the courthouse square. Commissioners approved to use courtyard but work with Ron Holman, Allen County House and Grounds Director, to coordinate it. Tickets will be sold as the event nears.

Alan Weber, Allen County Counselor, asked if the commission would inspect the old hospital site gravel while they are at the Eastgate Lofts ground breaking at 11 a.m. this morning.

Jack Franklin, citizen, joined the meeting.

Alan has scheduled the closing for Iola Industries this week but would like the Commission to approve the chairman's signature on the deed. Commissioner Williams moved to authorize Chairman Daniels to sign the deed. Commissioner Talkington seconded, motion passed 3-0-0. Alan explained what he knew. Alley not vacated at this time, but buildings are on it as such. It works out well for all without City issues.

Commissioner Williams discussed last Tuesday about a commissioner having issues with ambulance service, he asked Terry Call to present a letter on how the service was doing. He has received an email on regards to Ryan Sell's position by a certain employee in the City of Iola's Fire Department. Discussion followed on assists, aided or abetted or this person by going to the third party. Alan stated it is not a third party violation because there wasn't a quorum. Commissioner William stated one commissioner promised a new ambulance building and the other discussed a text being sent out. Discussion continued on ethics. Commissioner Talkington stated he didn't have a problem with a citizen coming to him to let him know if there are problems with the ambulance, as the county is responsible for serving the public. Alan stated it was ok to hear and listen to citizen complaints but that the commissioner should go to a supervisor to try to address them. Discussion followed. Commissioner Talkington said he did

have discussion with the person complaining and the ramification of sending a text should he choose to do so. Commissioner Talkington stated he feels he has the right to deal with it as he sees fit. He said he did discuss the person complaining to and sending the text to other firemen. Discussion followed.

Sheriff Murphy asked who makes the call on who transports. Sherrie called Neosho County and Randal Neely, Neosho County Clerk stated it is Eric Mitchell and he appointed Ron Ballard as assistant coroner and who also has the transport service which is questioned as a conflict.

Jack discussed the bridge east of Carlyle. He requested to have it widened. Discussion followed. Commissioners asked if he would visit with Mitchell Garner, Public Works Director. Jack stated you can't get a combine through it. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's Vouchers – 2015-\$2,890.90 & 2016-\$72,579.82
- b) Journal Entry #28-29
- c) Abatements: TR, Value 5610, \$801.76, Yr 2014  
TR, Value 7152, \$1075.14, Yr 2015  
Oil, Value 1084, \$141.78, Yr 2015

With no further business to come before the board, the meeting was adjourned until May 3, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 3, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Jerry Hathaway, Allen County Attorney, stopped in to report on the murder charges filed last week and to say "Hi".

Sherrie presented letters from Mary Tucker, 31<sup>st</sup> Judicial District Community Corrections Juvenile Justice Administration, to advise of terms up on the Advisory Board. Mike Luttrell's term expires 5-6-2016 (he would serve again), Rachel Harrington's term expires 5-7-2016 (she cannot serve another term), and Kay Bolt, USD #258 serves as educator on the board (she can serve another term). Commissioner Williams moved to reappoint Mike Luttrell to serve on the advisory board for another term to expire 5-6-2018. Commissioner Talkington seconded, motion passed 3-0-0. Commissioner Talkington moved to appoint Molly Larkey to serve on the advisory board for a term to expire 5-7-2018. Commissioner Williams seconded, motion passed 3-0-0. Commissioner Talkington moved to approve Allen County's nomination of Kay Bolt Lewis to serve another term

as the educational professional on the Advisory Board. Commissioner Williams seconded, motion passed 3-0-0.

Commissioners discussed budget requests for 2017.

Carl Slaugh joined the meeting.

Mitchell Garner, Public Works Director, reported just fixing equipment.

Mitch reported Monarch's representative is gone for a little while. He discussed brooming off rock at the entrance of Monarch's burrowing area on 1100<sup>th</sup> Street.

Mitch reported there were a few items that need attended on Texas Road east of Hwy 169. He reported there were several washouts in the east part of Allen County after the rain last week.

Carl asked about the rock crusher. Mitch stated it is currently being worked on but crushing a little bit of rock. He stated water (rain) is hard when trying to crush rock as it plugs up screens and is hard on the belts. Discussion followed.

Mitch stated there are a few more loads of dirt to be hauled out of the old hospital ground once it dries out a little. Discussion followed.

Commissioners discussed the budget, new Tax Lid Law and State Budget.

Susan Raines, Thomas H. Bowlus Fine Arts Center Executive Director, Jeff Jordan, Bowlus Technical Director, Tony Levitt and Jen Taylor, Bowlus Trustees and USD#257 Board members joined the meeting. Susan explained the trustees and the Bowlus Center concerns of funding with the extreme cuts in the state funding. She presented a project and an operating budget to review with the commission. Susan explained the uses on projects and what expenses are used for. There are special funds that the Bowlus receive in interest and dividends, oil royalties, USD leases, and Friends of the Bowlus. She discussed in detail the future expenditures and income funding. Susan requested Allen County budget an amount of \$75,000 in lieu of \$32,000 for 2017. She explained she understands this would be a year by year request. Susan presented a list of reasons why it would benefit the entire county. She expressed it improves the quality of life in the area with economic and tourism activities. The Bowlus is utilized by several entities because it is a community center. Tony as a trustee feels like there needs to be a long term plan with USD's, cities and county together to maintain the Bowlus. He said there was a comment at the meeting last evening to "Go to the community not the court." Tony stated it needs to be both so a long term plan can be put together with not knowing what the State will be doing. Discussion followed. There are 803 events per year happening at the Bowlus. Every activity is counted. Commissioners expressed their appreciation of the Bowlus in the community, but will be limited in the future years due to a tax lid being imposed on counties and cities. They will look hard at what they can do for the Bowlus.

Susan reported on what services each individual trustee serving on the board offers to the Bowlus.

Commissioner Talkington suggested there is a joint meeting of the providers funding by County, City, Friends and Overhead Allocations. Susan will coordinate a joint meeting of the respective representatives.

Alana Kinzle, citizen, presented a plan for the area around the Veteran's Wall. Discussion followed on what she pictures. Future plans of a fountain, veteran boxes, plaques, gardens and more. She stated there needs to be a water source added in the south portion of the courtyard. Discussion followed on who, what, when, where and how. Carl suggested a water line would be the first step, as you wouldn't want to have to dig up anything after plans. Commissioners stated she would need to work with Ron on this project.

Alan Weber, Allen County Counselor, discussed a letter to all the cities to remind them they need to let Terry Call, GIS mapping, know when building and changes happen, so Terry can keep the 911 addresses current. Commissioner Talkington moved to approve the letter. Commissioner Williams seconded, motion passed 3-0-0.

Alan reported the Medical Arts Building got water in it when it rained and they are working on getting it dry.

Alan stated they have been getting responses on the Tax Foreclosure Sale notification. Once it is sent to abstractors, it will cost the tax payer more to redeem their property.

Commissioners discussed and amended the minutes of the April 26, 2016 meeting. Commissioner Williams moved to approve the minutes as amended. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$161,550.72
- b) Approved documents – Stenograph Stentura Fusion equipment sale
- c) Journal Entry #30-31

With no further business to come before the board, the meeting was adjourned until May 10, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 10, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Jill Allen, Deputy County Clerk.

Commissioners approved the minutes of the regular meeting on May 3, 2016.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, were present to observe the meeting.

Relay for Life has asked permission to use the courthouse square on June 3–4, 2016. Commissioner Talkington moved to allow Relay for Life use of the courthouse square on such dates, with the condition Sheriff Murphy is notified ahead of time, and also allow them to decorate the square purple on Sunday May 22 in preparation for the event. Commissioner Williams seconded, motion passed 3-0-0.

Jill reminded commissioners about a meeting at the Bowlus on May 12 at 4:00 p.m. Chairman Daniels will be out of town, however Commissioners Williams and Talkington plan to attend.

Mitch Garner, Public Works Director, joined the meeting. Mitch reported a couple of 36" whistles had to be replaced at Nebraska Rd/3400 St this past week, due to a burning that began with cornstalks.

Commissioner Talkington told Mitch about a citizen that asked about a new whistle on Oregon Rd. Mitch has contacted him.

Commissioners discussed budget requests with Mitch. Hangars at the airport was brought up. There are 13 planes for certain at the airport hangars now, most likely more, Mitch didn't have the list with him. He mentioned a plane recently that fueled up at the airport that had a 1200 gallon tank.

Alan Weber, County Counselor, joined the meeting. Alan reported the closing of the property tomorrow. Commissioners approved Chairman Daniels to sign the deed.

Alan stated there is still talk about the Medical Arts Building, this is still a couple years down the road, however.

- a) Clerks Vouchers – 2015- \$770.36 & 2016- \$218,050.70
- b) Payroll Changes
- c) Journal Entry #32

With no further business to come before the board, the meeting was adjourned until May 17, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Jill Allen, Deputy Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 17, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the May 10, 2016 meeting.

Commissioners discussed Bowlus funding. Bob Johnson joined the conversation, giving some of the history of the Thomas Bowlus Center.

Commissioner Williams explained Drug Court and how the process works and how valuable the graduation is.

Cole Herder, City of Humboldt Administrator, joined the meeting. He discussed some of the road work they are doing within the city. He reported City of Humboldt has 6 – 7 million dollars' worth of sewer work that needs to be done within the next few years. Discussion followed.

Mitchell Garner, Allen County Public Works Director, reported corn stalks have been blocking some of the drainage pipes along roads after the major rains. He reported they have put rock down on some of the washouts. Discussion followed on other road needs with all the rain received.

Carl Slaugh, City of Lola Administrator, joined the meeting. He discussed the City of Lola Planning Commission and questions concerning the plat of the old hospital land. He will be visiting with Alan about the proposal. Discussion followed on plats.

Carl discussed a conversation he had had with the city council concerning compensation for city council. He had contacted Allen County Clerk asking about the Allen County Commission salary and benefits. A discussion on state official compensation followed.

Cole wanted to make sure the Road & Bridge budget for 2017 included the City of Humboldt's 9<sup>th</sup> Street. Discussion followed. He stated he appreciated all the support. Mitch mentioned the plan includes overlaying 9<sup>th</sup> Street in Humboldt in 2017.

Cole reported the City of Humboldt will be a meeting place for the Public Management Program if enough interest is received. Classes are 11 months/2 days a month. He encouraged Commissioners to allow budget for 2017 for these classes.

Cole explained what sewer project they have to do within City of Humboldt. Carl explained what the City of Lola has done. Discussion followed.

Mitch said he hasn't visited with Monarch concerning the rock on the road as the person he needs to visit with is on vacation at this time. He reported Monarch is brooming the road at their entrance on 1100 Street.

Cole said Monarch and B&W are working on finishing the downtown project in the City of Humboldt. They are helping on cost and work.

Cole reported City of Humboldt will be hosting the National Day of the Cowboy on July 23<sup>rd</sup> with a parade and other fun activities. Discussion followed.

Susan Raines, Thomas H. Bowlus Fine Arts Center Executive Director, Jack Koehn, USD#257 Superintendent, Tony Levitt and Jen Taylor, Bowlus Trustees/USD#257 Board members joined the meeting. Susan presented an updated budget for the Bowlus Center:

Operations Budget Report			
Income Accounts	Budget FY16	Budget FY17	Budget FY17.2
Interest & Dividends	\$ 47,000.00	\$ 45,000.00	\$ 45,000.00
Interest - CNB only	\$ -	\$ -	
Oil Royalties	\$ 65.00	\$ 200.00	\$ 200.00
Other Income	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
USD# 257 Lease Income	\$ 144,343.00	\$ 42,000.00	\$ 42,000.00
User Fees	\$ 16,000.00	\$ 16,000.00	\$ 16,000.00
Local Gov't Income	\$ 60,000.00		
City of Iola		\$ 29,000.00	\$ 29,000.00
Allen County		\$ 75,000.00	\$ 100,000.00
Overhead Allocations	\$ 85,000.00	\$ 80,000.00	\$ 80,000.00
Grants frm Friends/General	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00
Cash Carry-Over	\$ 41,327.26	\$ -	\$ -
<b>TOTAL Income</b>	<b>\$ 404,735.26</b>	<b>\$ 298,200.00</b>	<b>\$ 323,200.00</b>
Difference between FY16 & FY17 income		\$ 106,535.26	\$ 81,535.26
Expense Accounts	Budget FY16	Estimated Exp	Est. w/ 2% Incre
Salaries & Benefits	\$ 247,724.26	\$ 252,678.74	\$ 252,678.74
Dues & Subscriptions	\$ 150.00	\$ -	\$ -
Office Supplies & Maint.	\$ 1,000.00	\$ 500.00	\$ 500.00
Telephones (New)		\$ 299.40	\$ 299.40
Phone Service (\$8 per line per mo.)		\$ 384.00	\$ 384.00
Printing	\$ 500.00	\$ 250.00	\$ 250.00
Postage	\$ 500.00	\$ 250.00	\$ 250.00
Copy Machine Supplies	\$ 650.00	\$ 650.00	\$ 650.00
Copy Machine Lease/Purchase	\$ 1,080.00	\$ 1,500.00	\$ 1,500.00
Hospitality	\$ 500.00	\$ 100.00	\$ 100.00
Insurance	\$ 9,000.00	\$ 9,000.00	\$ 9,000.00
Acctng & Audit Fees	\$ 11,500.00	\$ 10,000.00	\$ 10,000.00
Legal Fees	\$ 500.00	\$ 500.00	\$ 500.00
Taxes (oil, real estate)	\$ 150.00	\$ 150.00	\$ 150.00
Utilities	\$ 42,514.00	\$ 40,000.00	\$ 40,000.00
Miscellaneous	\$ 2,672.00	\$ 2,500.00	\$ 2,500.00
Mechanical Maint.	\$ 7,000.00	\$ 2,500.00	\$ 2,500.00
General Bldg. Supplies	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00
Bldg. Equip./Eq. Maint.	\$ 25,500.00	\$ 2,500.00	\$ 2,500.00
General Bldg. Maint.	\$ 10,000.00	\$ 2,500.00	\$ 2,500.00
TAC Energy-USD	\$ 1,795.00	\$ 1,795.00	\$ 1,795.00
USD Reimbursement	\$ 40,000.00	\$ -	\$ -
<b>Total Expenses</b>	<b>\$ 404,735.26</b>	<b>\$ 330,057.14</b>	<b>\$ 330,057.14</b>
Difference between income & expenses FY17		\$ (31,857.14)	\$ (6,857.14)
Health Insurance is increasing from \$492 to \$500 per month / \$6,000 annually per employee			
Salaries will increase but we don't know at what percent yet (est. 2%)			
( ) = negative amount			

and a list of benefits:

**LIST OF BENEFITS PROVIDED BY THE  
BOWUS FINE ARTS CENTER TO ALLEN COUNTY**

**I. BOWLUS CENTER DESIGNATED ARTS AGENCY FOR ALLEN COUNTY**

The BFAC serves as the designated arts agency for all of Allen County. We provide support to any arts agency in the county including but not limited to:

1. The Iola Area Symphony Orchestra
2. Iola Community Theatre
3. Iola Municipal Band.



#### 4. 4-H Events

All four of these organizations utilize the Bowlus and two use the stage for performances. The Bowlus staff works closely with their boards to ensure their public events are successful.

### II. ARTS-IN-EDUCATION PROGRAMS

1. Arts-in-Education programs for USD 256, 257 & 258 selected by the Bowlus Educational Enhancement Committee made up of representative schools from all three USD's in Allen County.

This includes the following:

A. Provide free professional children's shows to all Allen County schools at the Bowlus Auditorium

Examples: *Room on a Broom*, *BIG (Big Friendly Giant)*, *Story Pirates*

B. Fund the Allen County Young Authors Celebration

This year had 100% participation by all elementary teachers

Hosted 33 authors/illustrators in the schools

Allen County kids wrote 13,211 books between 1999 – 2016

C. Fund clinics and workshops for art, music and drama

2. Provide funds for clinic and workshops for Allen Community College selected by fine arts instructors.

3. Both USD 257 & Allen Community College utilize the Bowlus Auditorium for performances. They do pay user fees for this service.

4. Both USD 257 and Allen Community College utilize the Bowlus for art exhibits.

### III. CULTURAL & EDUCATION PROGRAMS

The BFAC provides a multitude of opportunities to residents of Allen County to enjoy cultural and educational programs at extremely reasonable prices.

1. Cultural Attraction Series – 4 to 6 events a year of nationally and internationally recognized performances.

2. Buster Keaton Celebration – internationally acclaimed event that draws people from all over the world to Allen County to celebrate the work and the genius of Buster Keaton and other silent and early film stars and producers.

3. Mary L. Martin Art Gallery – free exhibits to the public of renowned artists.

4. Bowlus Speaker Series – free speaker events of topical issues and/or authors.

5. Creitz Recital Hall Series – free or very low priced concerts of a variety of genres of music. Most are free but when ticket price is charged it is never more than \$10.

### IV. PUBLIC MEETINGS OF IMPORTANCE

The BFAC is the largest capacity auditorium in Allen County and as such is often utilized for meetings of importance to the general public.

provided by the Bowlus Fine Arts Center to Allen County. She reviewed line items. Susan reported they do not set their own salaries. Discussion followed. Carl asked how long they would be able to not budget maintenance. Susan reported this does not include a catastrophe of any kind. Jack reported some of the items are covered by USD#257. Commissioner Williams discussed what all the "will" covers in regards to the Bowlus. He stated it is hard for all the USD's to do what they need to with all the cuts from the state. They should be concerned about the education we offer our children. Commissioner Williams would like to propose a \$500,000 plan paid out over the next 5 years and pay out \$100,000 per year with some limitations, then come back to the table to meet again. He made a public apology on his comment on "hidden agendas" it was not directed towards the school board. He said he understands the dollar amount might not be what the other commissioners want. Commissioner Talkington said he would like to propose \$75,000 in 2017, and increases each year after, no concert costs, legal fees, or salaries would be paid out of these monies. Discussion followed. Susan explained the trust doesn't even pay her salary. Susan reported what each of the employees make. Commissioner Williams stated he would not want the monies to be used on concert or legal fees, but would be okay with salaries. Susan stated she could pay just the custodians since they maintain the building. Commissioner Talkington stated he would be okay with that.

Susan stated she understands the commission would like her to keep some monies as a contingency plan, but reality is they use all the monies just for maintaining the Bowlus. Tony

discussed the potential monies and what that would mean to USD #257. He would like to be able to use monies USD#257 saves on this to address some of the issues, as they have maintenance they have to put off due to funding. Tony was hoping for a more long term commitment from the commission. He thinks the county should have a seat as a trustee. Commissioner Williams stated he thinks that would be a conflict of interest. Jack stated there are already conflicts. Tony stated he feels like they need to work together.

Commissioner Talkington withdrew his limitation on salaries. Commissioner Daniels stated he supports the decisions, but wonders about the proposal of \$100,000 and has ongoing concerns going into the future and what the state will do to the USD's. He stated it is important to lola, but Moran or Humboldt doesn't benefit as much and would like to see how they could include those areas into the Bowlus. He suggested more education be put out to the public on all the uses of the Bowlus. Tony stated the "will" is focused on the Youth of the communities. They need to include more of the county's youth and communities.

Cole expressed he doesn't have any official word from the City of Humboldt council, but personally appreciates the Bowlus and quality programing offered. A question was asked if USD #258 would come up to the Bowlus for their Christmas Programs. Susan reported on activities that all the USD's use the Bowlus for and its activities offered to all the schools. There are clinics and workshops for all USD's. Discussion followed.

Commissioner Talkington stated he has no problem with \$100,000 for 2017. Commissioner Williams stated he would like to see 5 year plan. Commissioner Talkington asked about a 3 year plan. Commissioner Williams moved to approve \$100,000, with a caveated not to include attorney fees, concert cost and maximum all USD's involved for three years. Commissioner Talkington seconded. Commissioner Daniels stated he was on board with the \$75,000, but would support his fellow commission decision for \$100,000. Motion passed 3-0-0.

Commissioner Talkington moved to raise the 2016 quarterly payment to the Bowlus to \$25,000, starting in July. Commissioner Williams seconded, motion passed 3-0-0.

Commissioner Daniels asked to have a portion of the "will" explained. Discussion followed.

Alan Weber, Allen County Counselor, joined the meeting.

Alan reported the city is going to accept to approve the plat split presented towards the old hospital land. Discussion followed.

Alan explained the lola Industries deed has not closed at this time. Discussion followed on more surveys. They will have closing on the land once the surveys are completed.

Commissioners asked if Superior Builders is done. Alan stated he thinks they still have some surface work to do. Discussion followed.

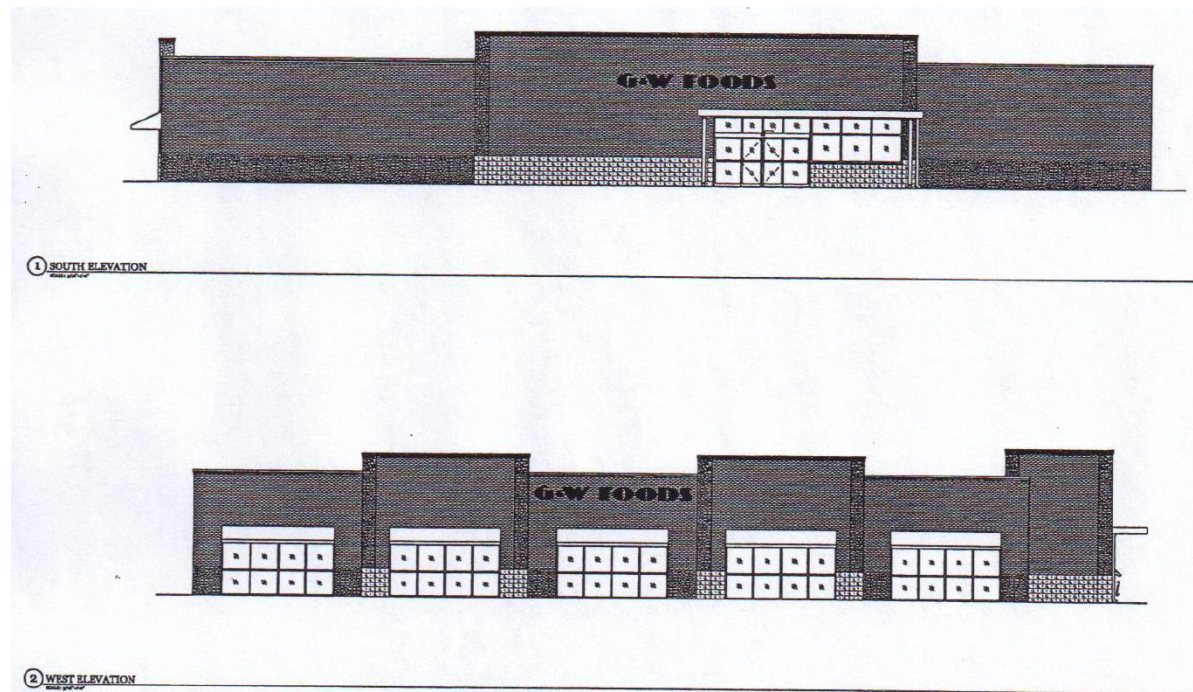
Commissioner Williams withdrew his previous motion from a few weeks ago on the cameras for around the courthouse.

Commissioner Williams moved to adjourn until 1:00 p.m. this afternoon to meet with G & W. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners reconvened at 1:00 p.m.

Mary Kay Heard, John McRae, Iola Industries representatives, Jim Gilpin, Iola Industries & Community National Bank & Trust representative, Joel Wyckoff, City of Iola Mayor, Beverly Franklin, Austin Sigg, Aaron Franklin, Sandy Zones, City of Iola Council members, Bill Manus, representative for US Senator Jerry Moran's, Mary M. Ross, citizen circulating the original petition for a G&W store, David Toland, Thrive Executive Director, Lisse Regehr, Thrive representative, Dan Williams and Chris O'Hara, G&W representatives joined the meeting. Alan presented Parking Lot Easement and General Warranty Deed for the commission to take action on and sign. Commissioner Williams moved to approve Chairman Daniels to sign the two documents. Commissioner Talkington seconded, motion passed 3-0-0. Dan presented a check to the County Commission for \$29,000 for a portion of the land at the old hospital site.

David presented a picture of the proposed G&W building for approval. Commissioners reviewed and discussed.



Commissioner Williams moved to approve the proposed store front. Commissioner Talkington seconded, motion passed 3-0-0.

Chris explained a layout of Mountain View, MO's new store. They had gotten old county and school pictures to hang for viewing, which was very interesting. He would be interested in getting pictures for Allen County's new store.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$41,220.76
- b) Payroll changes
- c) Abatement: PP, value 120, \$22.08, Yr 2013

With no further business to come before the board, the meeting was adjourned until May 24, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 24, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioner Talkington asked about Judge Saxton's position and how it is appointed. Judge Creitz stated the appointment is made by an appointed committee. Dina reported they will have a retirement party on June 29 from 2-4.

Daniel Creitz, 31<sup>st</sup> Judicial District Judge and Dina Morrison, Court Clerk, reviewed the 2017 proposed budget. Dina explained the increase for CASA. She explained the budget for next year includes a new sound system, but explained the proposed project. The overall increase for Allen County District Court is \$24,372.

Dina explained there is a jury trial in November that will have lots of jurors. There will also be one, possibly two major trials in 2017 or even 2018.

Dina explained about E-filings that started in December, web base service attorneys prescribe to and comes across the web and can be approved and paid through the site. All secured!

Dina explained about cyber security. Discussion followed on what some things were being done to prevent that.

Larry Crawford, City of Bassett Mayor, joined the meeting.

Judge Creitz and Dina discussed Drug Court funding with grants and expenses. They reported they have been having very good response from Drug Court. Judge Creitz stated it is a lot of extra work on the staff, but such a proud and successful program where people are succeeding in making life changes.

Daniel Creitz, 31<sup>st</sup> Judicial District Judge, reported CASA is going well; they have more kids that require volunteer workers. They only have one full time staff and one part time staff.

Mitchell Garner, Public Works Director, reported next week he will have bids for dry tires. He stated they have been working on dust abatements and fixing roads. Commissioner Williams discussed road conditions on roads he drove on last weekend in Missouri. Commissioner Talkington asked Mitch for the proposed road projects to review so they can adjust accordingly.

Mitch discussed Scott Reeder getting certified to be "Operator in Training" for Wastewater Treatment Facility so Allen County can help take care of Sewer District #1 quarterly reports to Kansas Department of Health and Environment, Bureau of Water.

Sherrie asked about canvassing time for the August 2, 2016 Primary Election. Commissioners agreed on August 8<sup>th</sup> at 9:00 a.m.

Sherrie requested on behalf of Angela Murphy for Jason Trego to carry over 74 hours of vacation time. Commissioner Talkington moved to approve the carry over to be used within 6 months. Commissioner Williams seconded, motion passed 3-0-0.

Alan reported lola Industries have signed the deed for property at the old hospital area.

Alan discussed Nuisance abatement act. Alan will send a letter reminding persons to keep areas picked up and decent looking.

Commissioners asked Alan about Kansas Works document. Alan explained what the program does for work education to help unemployment. He suggested the commission sign to appoint a person to be on the committee. Commissioner Talkington moved to approve the Chairman Daniels signature. Commissioner Williams seconded, motion passed 3-0-0. Chairman Daniels signed.

Alan discussed the proposed concealed carry policy for Allen County. No action was taken at this time.

Nathan Fawson, Southeast Kansas Mental Health Center (SEKMHC) Associate Executive Director and Job Springer, SEKMHC Chief Financial Officer, and Walt Regehr, SEKMHC vice Chair Board member, joined the meeting to discuss the 2017 budget request for SEKMHC. The request is for \$120,500; this funding would help support their vision and mission to improve the quality of life in SEK by providing, advocating and coordinating quality mental health care, services and programs for Allen county citizens. Nathan updated the commission on 24/7 Crisis Services, Professional Outpatient Services, Chemical Abuse Services, Integrated Care Management and Coordination, and Community Services. Nathan explained the history of SEKMHC.

Nathan explained there used to be State block grant, but has declined each year and state Medicaid reimbursement that has decreased by 4%, which is projected to reduce SEK service revenues by nearly \$250,000.

Nathan discussed the condition of funding for Osawatomie State Hospital's moratorium on admissions and reductions of 60 hospital beds has resulted in delayed inpatient treatment for those in need.

Nathan reported the State will discontinue funding for the Health Home program.

Nathan presented a fourth concern of Kancare administrative demands coupled with service and revenue reduction efforts, further strain SEKMHC finances and the ability to provide comprehensive quality services.

Nathan noted with all the challenges they are fully committed to build on their strong tradition of providing quality behavior and integrated health care services within the communities.

Nathan stated the number of clients remain fairly consistent. Commissioner Talkington asked if that is because they can't serve more or because that is it. Nathan stated a little of both.

Commissioner Talkington asked about the proportion of funding based with the other counties. Nathan stated within the 6 counties there are approximately 4,000 clients of which Allen County is about 1% ratio. Commissioners thanked Nathan for all the services SEKMHC gives to the

community. Nathan said they provide services to all ages of individuals and explained how they handle them.

George Levans, citizen joined the meeting. He asked about Minnesota Road and all the gravel about a mile past the Allen County Regional Airport. George also suggested the crew wear bright green or orange while working on roads.

Commissioners approved the following documents:

- a) Clerks Vouchers – 5/20/16-\$131,618.94 & 5/24/16-\$5,655.94
- b) Journal Entry #
- c) Abatements: RE, Value 11,938, \$1764.52, Yr 2015  
RE, Value 6,134, \$864.22, Yr 2014  
RE, Value 5,365, \$815.44, Yr 2013  
RE, Value 4,793, \$692.02, Yr 2012  
RE, Value 4,419, \$633.94, Yr 2011  
RE, Value 5,106, \$753.70, Yr 2010  
PP, Value 0, \$7.35, Yr 1994  
PP, Value 0, \$9.36, Yr 1992

With no further business to come before the board, the meeting was adjourned until May 31, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 31, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on May 24, 2016.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, Eddie Rosenberger, Fred's Treads, out of Chanute, were present to observe the meeting.

Terry Call, EMS Billing Coordinator and GIS Coordinator, reported to the commission two recliners at the Moran Ambulance Station was replaced due to broken parts. He is able to replace the broken parts on recliners and asked about fixing them and putting them in the State Street station or give to the Senior Center. Commissioners advised Terry to check with the Senior Centers.

Sherrie asked if the commission would like her to contact Susan Jones to see if she would continue to serve on the Tri-Valley Development Center Board. Commissioners agreed.

Alan Weber, Allen County Counselor, had nothing to report to the commission today.

Mitchell Garner, Public Works Director, reported the new light pole was hit at Oregon Road and US Hwy 169. It wasn't broken off but does need to be fixed.

Mitch presented bids for tires. He received bids from J.D.'s Automotive for Hankook DM 04 16 ply 11 R 22.5 for \$281.23 each, \$6,749.52 for 24; Fred's Treads, Chanute, LLC for Hankook DM 04 16 ply 11 R 22.5 for \$314.98 each, \$7,559.52 for 24; Eastside Tire for Hankook DM 04 16 ply 11/22.5 for \$294.75 each, \$7,040.00 for 24, add Federal Tire Tax. 25 X 24= \$6.00; TJ's Towing declined to bid. Eddie stated they mount new tires at no charge. Discussion followed on what each bid included. Commissioner Williams moved to approve the low bid from J.D.'s Automotive. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners discussed 3 to 5 year plans for roads and bridges. Mitch will work on to have to the commission soon.

Bob Johnson asked about Diebolt property. Commissioners stated they didn't have any updates.

- a) Clerks Vouchers – \$37723.63
- b) Payroll Changes
- c) Journal Entry #

With no further business to come before the board, the meeting was adjourned until June 7, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 7, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Commissioners approved the minutes of the May 31, 2016 meeting.

Ron Holman, Allen County House and Grounds, discussed two trees that need to be replaced. Commissioners approved him to replace the trees.

Ron reported the concrete work around the square will begin next week.

Ron reported Relay for Life event this weekend went well, but was cut short due to rain. He said the next big thing is Mad Bomber in July.

Angela Murphy, 911 Communications Director, discussed Family Safety Night is coming up this Thursday and requested permission to put inflatables on the lawn. Commissioners approved.

Angela reported the NG911 is going live July 21; Allen County was pushed back to July because another county's PSAP went down and they had to rearrange the service order. She reports that the information about NG was not originally clear, however the state recently announced that the NG equipment that each county is renting from the state does not include equipment for local business lines. The local business lines are run through a BCM and 911 is run through Vesta Pallace. Both are compatible to make one system but require completely different components to function. The 911/NG equip is included in the \$18,000 annual contract with the state but the BCM equipment is not. The current BCM equipment is end of life (can no longer get parts or maintenance) so when the NG equip is installed, AT&T will also replace the regular phone system (BCM). Angie wants permission to review quotes and order necessary equipment. The State is not replacing regular business phones, they are still one system, but the county is responsible for replacing them. Prices vary from \$7,000 to \$14,000 to purchase this equipment, depending on different packages purchased and then about \$1000 annually after that. The schedule is as follows: Installing June 27, training July 12, cutover date is July 21.

Currently Allen County 911 pays \$30,000 annually to AT&T. Angie is working with AT&T to see if there is a cheaper service than the current plexar she is using, yet reliable. Commissioner Talkington asked how the 911 service calls work. She said if 911 lines went down, then they roll over in to the regular business phones. If they don't redo their phones, they would need to increase 911 phone lines. Currently there is money in the fund. There are 3 wireless and 3 land lines for 911. Discussion followed on need. Angie stated she is just now hearing about it. She needs to know so that they can ship the phones. She would like to have the blessing to go ahead and order whatever she needs to keep the 911 up and running. Commissioner Williams stated we need to go forward and make sure 911 has continuation of operations, no other choice but to do what you have to do...911 is important. It is the first way to communication with emergency response. Commissioner Talkington agreed that 911 is important to Allen County, but would like to have a little while to process. Angie stated she just found out about it last Thursday and unfortunately there isn't much time to think about it because the equipment needs ordered and shipped to arrive in time for the June 27<sup>th</sup> install. Angie clarified when asked by Commissioner Williams, the feds give the state money for 911 services which used to be funneled to counties by way of grants, these grants are no longer being offered and the state is keeping the money to fund NG911. Since the Commission needs to make a choice today to get the phone equipment, they approved her to go forward, but keep the commission up to date on the NG911.

Ron Ballard, candidate for Commission District #2 and Glenda Creason, lola Senior Center manager, joined the meeting.

Glenda Creason, lola Senior Center, reported on the heat in the back room of the Senior Center. They have been researching ways of blocking the heat on the window of the back door. There are two bids for Visible Light Transmittance for \$235.00, which is strictly a mirror and one for \$290 which allows a person to see in and out. Commissioner Talkington moved to approve Glenda to make the purchase and send Allen County the bill. Commissioner Williams seconded, motion passed 3-0-0.

Sherrie reported Susan Jones called to say she would serve another term on the Tri-Valley Development Center Board. Her term would be from July 1, 2016 to July 1, 2019. Commissioner Talkington moved to reappoint Susan Jones for another term on the Tri-Valley Development Center Board. Commissioner Williams seconded, motion passed 3-0-0.



Sherrie informed the commission that the annual Computer Information Concepts contract was received and will be reviewed by Alan Weber, Allen County Counselor. It is lower this year than last.

Sherrie presented a "Save the Date" card from Friends of the Bowlus for an annual meeting in August.

Commissioner Talkington asked about KAC (Kansas Association of Counties) Conference in November; they had opened registration.

Alan Weber, Allen County Counselor, discussed the final masonry work at the Medical Arts Building. He recommended just having it painted to see how it looks. Commissioners agreed.

Alan reported G & W are working on the Site Plan Stage, which has to be approved by the City of Iola. Alan stated there is a zoning meeting on June 15 where the City will be vacating an area that should have been vacated years ago and wasn't. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's Vouchers – 6/2/16-\$190,376.78 & 6/6/16-\$23,811.25
- b) Payroll changes

With no further business to come before the board, the meeting was adjourned until June 14, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 14, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union was present to observe the meeting.

Sherrie requested a motion to accept the contract with Computer Information Concepts (CIC). She reported Alan had reviewed the contract. Commissioner Williams moved to accept the contract with CIC. Commissioner Talkington seconded, motion passed 3-0-0.

Ron Ballard, candidate for Commission District #2, joined the meeting.

Mitchell Garner, Public Works Director, discussed the fatality wreck along US Hwy 169 and Central Street. KDOT closed the bridge and are discussing when it will reopen. Mitch said people are already calling about the dust on Hawaii Road due to rerouting traffic.

Mitch asked about putting either a door with window or putting a window in the current door leading into his front office area. Commissioners approved Mitch to check into it.

Commissioners discussed Mitch's 5 year project list. Discussion followed on pricing. They discussed road repair, bridge replacements, and airport pads for helicopters. Mitch reported on the rent at the airport attracting persons who live away from Allen County. Commissioners asked Mitch to get area airport rent figures for comparison.

Colleen Riebel, Allen County Conservation District Manager and David Colgin, Allen County Conservation Board Chairman, presented the 2017 proposed budget. Colleen reported the benefits of the conservation district to Allen County.

Colleen updated the commission on a buffer coordinator, which is usually funded by State of Kansas, which is no longer funding that position. The \$10,000 requested increase would continue to fund Allen County having a Soil tech and buffer coordinator.

Alan Weber, Allen County Counselor, discussed concealed carry policy to add to the Allen County Personnel Policy.

Alan reported current zoning code does not include renewal Energy policy, so he has looked at other counties to see what they are doing. Discussion followed on adding something to the current code. Alan has to have a meeting with the Zoning Board and public hearing to change the code.

Alan discussed EMS questions that have come up that he is checking on. Commissioner Williams stated there are things and Alan stated the City of Iola is the first line since they are their employees. Commissioner Talkington stated he thought a third party non-interested should do the investigation. Commissioner Williams stated he feels that Allen County Sheriff's office is perfect enough qualified to do the investigation. Discussion followed. Alan recommended seeing what the investigation finds before taking other actions. Alan stated it is not something to be ignored, nor is it at this time because the City of Iola is looking into it. Commissioner Williams stated for the record that he feels the Allen County Sheriff's office is perfect enough to do the investigation as is the City of Iola, since they are their employees. Commissioner Williams stated the State Board of Emergency Medical Service will be coming and doing their own investigation due to it being EMS.

Daren Petrowsky, Kansas Department of Transportation representative joined the meeting.

Ron Ballard stated the incident happened two weeks before the investigation started. Commissioner Williams stated he appreciated the input, but since Ron will be in on the investigation then he should not say anything.

Daren Petrowsky, Kansas Department of Transportation representative left the meeting.

Commissioner Talkington stated he just feels there should be a third party like another Sheriff's department or such. Commissioner Williams stated he thinks there are enough qualified personnel already looking into the incident. Commissioner Daniels understands Commissioner Talkington's concerns and requested Alan to express the Commission's concerns to the City of Iola.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$76,076.00

- b) Payroll Changes
- c) Journal Entry #35-36

With no further business to come before the board, the meeting was adjourned until June 21, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 21, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on June 14, 2016.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, Larry Walden, citizen, and Bryan J. Murphy, Allen County Sheriff, were present to observe the meeting.

Commissioner Williams reported he had resigned from the Non-Lawyer Members to the 31<sup>st</sup> Judicial Nominating Commission as per letter dated June 17, 2016 presented to Sherrie L. Riebel, Allen County Clerk:

*Based on emails from the Honorable Judge Lee A. Johnson I believe I have a conflict on serving on the board for the Judicial Nomination Commission. I am giving my resignation from the committee by this email. We need to put it on the schedule for Tuesday and name someone quickly so we do not interfere or slow down the process of finding a replacement for Judge Saxton.*

He presented a news press stating a conflict of interest recently brought to light:

*After being nominated to the 31<sup>st</sup> Judicial Nominating Committee as a representative of Allen County I became concerned based on information from the Kansas Association of Counties.*

*In early May of 2016 I contacted the Honorable Lee A. Johnson of the Kansas Supreme Court who is the Chairperson of the Nominating Committee for our District. I discussed with him my concerns of being on the committee.*

*On June 17<sup>th</sup> of 2016 the Honorable Lee A. Johnson contacted me and stated that unless there was a court order that disagreed with Attorney General prior decisions and Supreme Court decisions it would be best if another person were appointed for the board. He believed as I did that serving as a County Commissioner and being a member of the nominating committee was an incompatible office. I immediately informed him that I agreed with him and would notify the County Clerk of my resignation.*

*The applicable list of incompatible offices as defined by Attorney General Opinions and Court decisions and published in the Kansas Association of Counties handbook of 2015 are:*

*22.1.15 Incompatible Offices*

*The following combinations of public office have been declared incompatible by the Kansas Supreme Court or by opinions issued by the Attorney General of Kansas Association of Counties*

*Page 267*

*1) Board of trustees of community college and city council member.82*

*2) Cemetery board of directors and city commissioner.83*

*3) City attorney and member of board of zoning appeals or member of library board.84*

- 4) City clerk and city treasurer.85
- 5) City clerk and county commissioner.86
- 6) City commissioner (city of second class) and deputy sheriff.87
- 7) City commissioner (city of first class) and state representative.88
- 8) City commissioner (city of second class) and member of board of education.89
- 9) City commissioner and member of cemetery board of directors.90
- 10) City manager and city treasurer.91
- 11) City treasurer and member of KCK Board of Public Utilities.92
- 12) Council member and city law enforcement officer.93
- 13) Council member and municipal judge.94
- 14) Council member and health officer under K.S.A. 68-205.95
- 15) Council member (city of second class) and city hospital trustee.96
- 16) Council member (city of second class) and reserve law enforcement officer.97
- 17) Council member (city of third class) and police commissioner.98
- 18) Council member and member of planning commission.99
- 19) Council member and director of port authority created under K.S.A. 12-3401.100
- 20) Council member (city of second class) and member of advisory board for business Improvement district formed under K.S.A. 12-1781 et. seq.101
- 21) County attorney and clerk of district court.102
- 22) County attorney and county zoning administrator.103
- 23) County attorney and city council member.104
- 24) County commissioner and county clerk.105**
- 25) County commissioner and board of education member.106**
- 26) County commissioner serving as part-time sewer inspector.107**
- 27) County commissioner and hospital trustee.108**
- 28) County commissioner and member of district judicial nominating commission.109**
- 29) County commissioner or mayor (city of third class) and school board member.110**
- 30) County commissioner and city law enforcement officer or reserve deputy sheriff.111**
- 31) Mayor or city council member or commissioner and fire chief.
- 32) Mayor and council member.112
- 33) Mayor and city law enforcement officer.113
- 34) Mayor or city commissioner (city of second class) and deputy sheriff.114
- 35) Municipal judge and part-time county attorney.115
- 36) Municipal judge or fire chief (city of second class) and mayor or council member.116
- 37) Probate judge and city attorney.117
- 38) State board of education and local board of education member.118
- 39) Board member of KAC and board member of Kansas Workers Risk Cooperative for Counties (KWORCC).119

Judge Johnson thanked me for my actions and asked that we make an appointment as soon as possible.

I am recommending Ryan Sparks for the appointment. I have spoken to him about the position and duties as well as the schedule of interviews. He has agreed to serve if nominated by the Allen County Commission.

Commissioner Williams moved to nominate Ryan Sparks to serve on the Non-Lawyer Members to the 31<sup>st</sup> Judicial Nominating Commission. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams stated he had highlighted all the County Commissioner conflicts so that the same mistakes aren't made. Commissioner Talkington asked about #12 affecting Commissioner Daniels and Commissioner Williams said no that is city but #30 might affect him.

Larry Walden, concerned citizen, has 3 things he wanted to discuss. He presented information from KS OpenGov representing the USD's in Allen County and jail bond. 1<sup>st</sup> - like to reconsider decision on paying the \$100,000 to the Bowlus, stated he wasn't sure it isn't illegal, 2<sup>nd</sup> - paying off the jail bond immediately, 3<sup>rd</sup> - consider setting aside \$1,000,000 for new clinic at the new hospital site.

Larry reviewed reasons why he thinks these need to be considered. He stated first USD#257 has no reason not to fund the Bowlus, \$17,000,000 in expenditures, which is more than Allen County's expenditures. Discussion followed in detail for USD's. Larry stated he really thinks the commission is setting precedence. This money is his and he doesn't like what was done with it. Commissioner Daniels agreed it is his money (taxpayer).

Larry feels like "it" should be used to pay off the Jail Bond. Discussion followed. Larry asked "How much is enough?" He stated how much money is enough for an emergency for your own life. Discussion followed.

Commissioner Williams discussed the reasons why Allen County Commissioners didn't lower the levy in 2015; it was majorly because of the Tax Lid Law coming, which was passed in law this year. Discussion followed. Commissioner Talkington stated Allen County didn't want to be in the same boat as Neosho County with Ash Grove. Larry mentioned since Allen County has the money; spend it wisely. He showed the commission they would deliberately save \$168,500 over time in paying off the jail bond. Larry explained how the bond is set up. Discussion followed.

Larry's 3<sup>rd</sup> idea is having a medical Arts Building, so the visiting doctors have an area close to the hospital. They could have a building such as a modular doctor's clinic by the hospital or have one built, but have an independent contractor look to be able to build on to this afterwards. Larry stated the commission should be allocating money to a Physician's clinic. Commissioners thanked Larry and stated the ideas can be looked at!

Mitchell Garner, Allen County Public Works Director, stated the Central State Bridge is closed until further notice. Sheriff Murphy stated they are waiting on a decision about whether to replace it or take out.

Mitch stated dust abatement is three weeks out due to Scott Wood being behind due to high demands.

Mitch reported the light post on Oregon and US Hwy 169 will be repaired soon.

Mitch stated there is one mower tractor down, but the rest seems to be going good. He still needs to hire two more seasonal guys for mowing.

Sherrie presented the Med Trak Pharmacy Benefit Plan for Allen County. Commissioner Williams moved to approve Chairman Daniels signature on the plan. Commissioner Talkington seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed the nomination for Non-Lawyer Members to the 31<sup>st</sup> Judicial Nominating Commission. Commissioners mentioned they have appointed Ryan Sparks.

Alan stated the blocks are finished at the Medical Arts Building. They are painting and sealing the wall.

Alan stated the Hospital Trustees will be meeting next Tuesday and will give a report on research for Medical Arts Building by the new hospital.

Tim Cunningham, Tri Valley Developmental Services, Inc. Executive Director, and Bill Fiscus, Tri Valley Development Services, Inc. Financial Director, discussed the 2017 budget. Tim reviewed the board, licenses, board minutes-July 1-June 30, news clippings and services provided. They have had to cut staff and still have to cut more due to \$500,000 in cuts of funding for 2017. Tim explained he is hoping to remodel two homes in Humboldt to house more individuals. He would appreciate the commission considering the \$65,000 for 2017 budget.

- a) Clerks Vouchers – \$195,447.21
- b) Payroll Changes
- c) Journal Entry #37-38

With no further business to come before the board, the meeting was adjourned until June 28, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 28, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Rick Danley, Iola Register, and Heather Bosler, Humboldt Union, Jared Froggatte, candidate for Sheriff, and Bryan J. Murphy, Allen County Sheriff and candidate, Sue Scantlin and Mona Hull, citizens, Ronald Ballard II, candidate for Commission District #2, was present to observe the meeting.

Commissioners approved the minutes of the June 21, 2016 meeting.

Carla Nemecek, Southwind Extension District #10, Jerry Middendorf and Larry Crawford, Fair Board members, presented the commission with Fair booklets. Carla discussed the painting of all the fair buildings done after the flooding. She reported they have taken bids to power wash the tin, boards need to be replaced, and the tin needs replaced in some places and one of the buildings needs a roof replacement. She reported of the \$11,000 the county gives to the Fair Broad, they give \$5,000 to 4H for judging and premiums, utilities and insurance with the remainder. She can write a repair grant if the commission could help fund some of the cost. Larry Crawford stated so many of the volunteers are gone. She presented bids for power washing for \$5,082.68 from Schenkel Power Washing and Broken Arrow Construction, LLC for a total of \$30,900 for removal and replacement of the old roof. She would like to have a plan to replace and repair. Commissioner Williams stated for a week the Fair brings in a huge amount of people to Allen County and in 4H they learn a lot of caring. Fair is a part of the community, much like the Bowlus is to the community. Commissioner Williams asked about the area. Larry discussed replacing a few items each year. Jerry Middendorf explained the funding from the county has stayed even, but the income coming in from the fair isn't what is it used to be due to the economy. Discussion followed. Carla did mention the Public Works department does quite a bit for the fair. She will be writing a grant and would like to have assurance for a partnership with the county. Commissioners will consider since this is budget time for 2017.

David Toland, Thrive Executive Director, and William Toland, visitor, joined the meeting. He requested to have a 5 minute executive session for Trade secrets.

Mitchell Garner, Public Works Director, joined the meeting. He reported they have gotten the rest of the dirt out of the area of the old hospital.

Mitch reported KDOT is putting up 4 foot high barriers to keep people from crossing Georgia Road Bridge because people still are removing the current barriers to cross the bridge.

Mitch explained the company repairing the light post on US Hwy 169 and Oregon Road is one week out for repair. No guard rail would be feasible due to they would still hit the light post.

Mitch reported it will be July 11 for dust abatement to start; hopefully it will keep raining to help the delay. He reported if dust abatement is requested to have a reimbursement due to timely applying, then they don't usually let them sign up. Commissioner Talkington stated he would like to see them be available to get the next year.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Confidential Data. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:00 a.m. Commissioners reconvened at 9:05 a.m. No action was taken.

Alan reported on the Tax Foreclosure Sale, he started with 200 properties and is down to 81, next set is going to the abstract office. He explained the process and what is left to happen before the actual sale. Alan stated it will be next spring before the tax foreclosure sale happens.

Commissioner Talkington moved to go into executive session for 10 minutes to discuss Attorney-Client Privilege. Commissioner Williams seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:10 a.m. Commissioners reconvened at 9:20 a.m. No action was taken.

Cindy Lane, SEK Area Agency on Aging, updated the commission on what is happening in Allen County services from them. 35 clients are located in Allen County, didn't do away with any services, just limiting the services. Federal Government has given them notification eliminating service to the elderly providing informational services; the government feels the 1-800 help lines are covering this. Cindy explained it's not helpful for the elderly. Cindy discussed the changes in Meals on Wheels last year, but they are still providing 600 meals within Allen County. She stated they need to have \$15,000 to have a match to be able to utilize the Federal Funds. Cindy asked the commission to consider an increase over the \$2,000 normally given.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$265,744.85
- b) Payroll changes
- c) Journal Entry #39
- d) Abatements: RE Value 1512, \$263.92, Year 2011  
RE Value 1706, \$297.00, Year 2012

With no further business to come before the board, the meeting was adjourned until July 5, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Carl Slaugh, City of Iola Administrator, Alan Weber, Allen County Counselor, and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

David Toland, Thrive Executive Director, requested permission to use the court lawn and south door restrooms for the Charlie Melvin Run July 8 & 9, 2016. Sherrie reported that last year it was the Sheriff's restrooms in their lobby. Bryan Murphy, Allen County Sheriff, stated they could make it work. David was okay with using the Sheriff's office restrooms in their front lobby.

Carl is still working with Alana Kinzle and Ron Holman, Allen County House and Grounds Director, for water lines behind the Veteran's Memorial Wall. He reported they would be meeting later this week to review the area at the Veteran's Memorial Wall. Carl asked if the city will do labor, would county do the materials? Commissioners stated they would consider it. Carl is not sure the cost of the materials. He mentioned the water lines would be recessed so mowers can mow over them.

Sherrie requested action on Kansas Association of Counties, 41<sup>st</sup> Annual Conference in November 2016 for voting delegates. Commissioner Talkington moved to appoint Chairman Daniels as Allen County's Voting Delegate, Sherrie L. Riebel, 1<sup>st</sup> Alternate, and Sandra Drake, 2<sup>nd</sup> Alternate. Commissioner Williams seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$226,723.40
- b) Payroll Changes
- c) Journal Entry #40-41

With no further business to come before the board, the meeting was adjourned until July 12, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on July 5, 2016.



Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Ronald Ballard III, candidate for Commissioner District #2, Larry Walden, citizen, and Bryan J. Murphy, Allen County Sheriff, were present to observe the meeting.

Ron Holman, Allen County House and Grounds Director, requested signatures on paperwork accepting the Kansas Waste Tire Grant Program from Department of Bureau of Waste Management for \$807.00 for benches. Commissioners approved.

Sherrie reminded the commission of an invitation from the Friends of the Bowlus, Inc. Commissioners reviewed the annual Agreement for Capital and Operating Assistance Funds for State Transportation Projects between the Secretary of Transportation of the State of Kansas and Allen County. Commissioner Williams moved to approve Chairman Daniels to sign. Commissioner Talkington seconded, motion passed 3-0-0.

Mitchell Garner, Allen County Public Works Director, discussed dust abatement. Discussion followed. He stated the rain will help once it stops, as they will not have to water the roads ahead of time.

Mitch reported another mower tractor was down. One has a broken axel.

Commissioner Williams asked Mitch to put together some infrastructure deemed worthy of Allen County. Commissioner Talkington stated they have worked on the road structure.

Mitch reported he needs to call another person to straighten the light post on Oregon Road and US Hwy 169.

Mitch stated August 1 is when KDOT is taking bids to replace the bridge over US Hwy 169. Discussion followed on damage and plans.

Bob Johnson asked about Johnson grass growing along railroad tracks on Bridge Street in Humboldt and asked Mitch if he could have it sprayed.

Commissioner Talkington asked about moving up the City of Humboldt 9<sup>th</sup> street project due to the bridge being out and possibility of where KDOT will reroute traffic while working on the bridge. There are low water bridges and they limit where a school bus could get into Humboldt.

Commissioner Williams requested a formal letter from Alan Weber, Allen County Counselor, on his position of the AG's opinion on compatibility. Alan stated he would do this and stated it didn't need a second.

Larry Walden asked what the status is for paying off the Jail Bond. Commissioner Williams stated the county cannot pay off early until 2020, but will be paid off in 2023 without an early payoff.

Terry Call, Allen County EMS Financial Officer, joined the meeting. He discussed the candidate forum. Discussion followed.

Commissioner Talkington moved to adjourn, Commissioner Daniels seconded, and motion passed 3-0-0.

Terry stated he had information for the commission so the commission reconvened.

Terry presented Allen County EMS ambulance trips as of June 30, 2016 for the commission to review. 2016 had 908 Total Ambulance responses averaging 4.73 calls per day. 2015 - 1023 total of ambulances averaging 5.33 calls per day. There were 275 dry runs; 441 ALS Emergency runs; 167 BLS Emergency runs; 25 BLS non-emergency runs and 194 hospital to hospital transfers. Terry has billed \$699,309.41; collected \$278,500.28; had \$242,661.70 in write off.

Terry reported there was "No charge" for chair repair and Ulrich Furniture replaced the parts at "No charge" because the chairs were under warranty. Terry took them to the Humboldt Senior Center since the chairs had already been replaced at the ambulance station in Moran.

Commissioner Williams moved to adjourn the meeting.

Larry asked about monies being dedicated to USD 257 and knows that USD #257 has that in their current budget. He would like the commission to reconsider future dedication. Sherrie clarified that the money is paid to Bowlus, not USD#257.

Larry asked about a Physicians clinic at the hospital. Commissioners stated as far as they knew it is still being discussed at the Hospital Trustees meetings.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$47,575.59
- b) Payroll Changes
- c) Journal Entry #42-45

With no further business to come before the board, the meeting was adjourned until July 19, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**July 19, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Larry Walden, citizen, Ronald Ballard II, candidate for Commission District #2, Jacob Eads, High Tech Relief Center, was present to observe the meeting.

Commissioners approved the minutes of the July 12, 2016 meeting.

Sherrie discussed the proposed 2017 budget. Rodney Burns, Rodney M. Burns, CPA, LLC, had sent up the proposed budget requests from all the departments for the first draft. Commissioners will review and make changes.

Mitchell Garner, Public Works Director, reported the light post on the Northwest corner of Oregon Road and US Hwy #169 is scheduled to be fixed this week. They will be straightening and moving back off the road.

Commissioner Williams asked Mitch if his first airport budget proposal which was \$400,000 higher than the seconded proposal was to build another hangar. Discussion followed on the needs with the building of a new aero plant in Chanute and the traffic coming into Allen County Regional Airport.

Mitch reported they are still applying dust abatement.

Commissioner Talkington discussed removing debris at the Humboldt River Bridge. Mitch stated he didn't think that was the County's responsibility, but would do some checking.

Mitch stated he would be gone next week to a class, but will have the 5 year plan done.

Sherrie discussed that Tom Nevans will be in the commission meeting next week to discuss proposed work at the Veteran's Wall. Commissioner Talkington stated one of the alumni classes want to put a memorial bench in front of the wall. Commissioners discussed working with Alana Kinzle and Ron on their project.

Bob Johnson, Iola Register asked about carry over for the 2017 budget.

Carla Nemecek, K-State Research and Extension Southwind executive director, Kaitlyn Dreher, intern, and Larry Crawford, joined the meeting. Carla presented an updated Fiscal Conditions & Trends for Allen County population and per capita income pages in the annual K-State report.

Carla discussed Fair buildings. She presented a suggested funding amount of \$30,000 - \$35,000 per year for 5 years or lump sum of \$150,000 to complete projects; Beef Barn and Show Arena, Pig Barn and Scale area, the Horse Barn and Sheep Barn, and Cook Shack, each of these need a new roof; on the grounds – drainage northeast of the sheep barn, gate north end of the pig barn, add outlets, LOTS of painting everywhere (inside and out), fence behind north arena bleachers, concrete slab and bleacher rework on the north side of arena, electric updates in all barns, lighting converted to LED, plan storage building, bathroom updates and lighting all need attention. Friends of the Fair suggest funds housed in Allen County 4-H Fair Account with the Extension Office (4-H Council account that is 501C3); Friends of the Fair special committee appointed by County Commissioners; purpose will be to handle county funds for Allen County Fairgrounds improvements; all receipts/expenses shown to the County Commissioners annually or twice a year, commission decides what they would like to see, all funds left over from commission returned to county at completion of projects. They are also pursuing other opportunities for finances. They have received a Grant awarded of \$2,000 and MWA would do an event to raise matching monies. Discussion followed.

Larry discussed the pedal pull would be around October for Farm City Days and asked if that would qualify as a possible event.

Carla suggested the committee do this project for the 5 year improvement plan. Discussion followed. Commissioner Daniels stated it is a good plan and Commissioners will take under consideration. Carla will suggest a 5 member board.

David Toland, Thrive Executive Director, joined the meeting.

Alan Weber, Allen County Counselor, reported he had presented the letter requested.

**OFFICE OF THE  
ALLEN COUNTY COUNSELOR**  
ALLEN COUNTY COURTHOUSE  
One North Washington  
IOLA, KANSAS 66749  
[countylegal@allencounty.org](mailto:countylegal@allencounty.org)

Alan D. Weber  
County Counselor

(620) 365-1420  
Fax: (620) 365-1421

July 18, 2016

Jerry Daniels  
Jim Talkington  
Thomas R. Williams  
Allen County Commissioners

Re: Incompatibility of Offices

Dear Commissioners,

As per your request, I have examined the legal precedents regarding public officials holding multiple offices and submit the analysis and opinions below for your consideration.

As a general rule in Kansas, one person may hold dual offices unless the offices are determined to be incompatible. Court cases have held that:

*"Offices are incompatible when the performance of the duties of one in some way interferes with the performance of the duties of the other. This is something more than a physical impossibility to discharge the duties of both offices at the same time, it is an inconsistency in the function of the two offices."* Dyche v. Davis

Incompatibility exists when one office supervises the other or provides checks on the authority of the other. Sometimes incompatibility is specified in the statutes but most often it is determined by the courts analyzing the attributes of each office held. The Court has also held that:

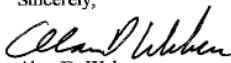
*"if a person holds two offices, the performance of the duties of either of which does not in any way interfere with the duties of the other, he is entitled to the compensation for both."* Congdon v. Knapp

The current issue of concern to the board arises from the fact that commissioner Daniels has accepted a position as a city police officer with the city of Humboldt police department. K.S.A. 19-205 provides: *"Except as provided by K.S.A. 12-344, 12-345, K.S.A. 2007 Supp. 12-353 and 12-365 and amendments thereto* (which are not relevant here), *no person holding any state, county, township or city office shall be eligible to the office of county commissioner in any county in this state."* The question then becomes whether serving as a city police officer constitutes a "city office" which is incompatible with the office of county commissioner. There is an advisory opinion by the Kansas Attorney General dated January 13, 1982 which opines that a city police officer is a city officer and that serving as such would be incompatible with the office of County Commissioner. It should be noted that the A.G.'s opinion concerned a commissioner serving as a city officer for the city of Rose Hill and that all officers of that city were appointed by the mayor whereas here, city police officers are hired by the Humboldt chief of police. The A.G., relying on older Kansas law, opined that the position of city police officer is a "city office" regardless of whether the officer is appointed or hired.

The A.G.'s opinion referenced above used the case of Haney v. Cofran which dealt with a police officer's eligibility for civil service coverage and did not deal with the issue of incompatibility and is strictly based on defining what constitutes a "city office" without any analysis of whether or not the offices are truly incompatible. Whether this is how the matter would be analyzed by a court, I cannot say. It would seem most logical to do a full incompatibility analysis to see if the two offices truly are incompatible but there are no court cases which settle the issue at this time. A more detailed discussion of Dual Officeholding is provided in Chapter 22 of the KAC County Deskbook-2013 edition.

While I personally do not see any actual incompatibility between the two offices, I cannot offer an opinion on how a court might rule on this matter. Until such a ruling is obtained, Commissioner Daniels remains a county commissioner until he either resigns or a court orders his office vacated because of his acceptance of the city position.

Sincerely,

  
Alan D. Weber  
County Counselor  
Allen County, Kansas

Commissioner Williams moved to go into executive session for 10 minutes to discuss Confidential Data. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:15 a.m. Commissioners reconvened at 9:25 a.m. No action was taken.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Confidential Data. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:25 a.m. Commissioners reconvened at 9:30 a.m. No action was taken.

Cole Herder, City of Humboldt Administrator, joined the meeting.

Jacob Eads, High Tech Relief Center, explained to the commission what High Tech Relief Center does; IT work, security camera, and other computer work. He explained he could put up cameras at a fraction of the cost. They are doing the sporting complex at USD 258. Discussion followed.

Jacob left the meeting.

Larry Walden asked about the county counselor's opinion on compatibility. Discussion followed.

Cole stated he appreciates the dust abatement on Hawaii Road due to the rerouting of the damaged bridge. Commissioner Talkington asked about the bus route for USD#258, Hawaii Road or Tank Farm Road for rerouting, but doesn't know what the district will do. Cole stated not just the school is displaced. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$160,519.73
- b) Payroll changes
- d) Abatements: PP Value 617, \$110.66, Year 2015  
TR Value 176, \$26.40, Year 2015

With no further business to come before the board, the meeting was adjourned until July 26, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Ron Ballard, Candidate for Commissioner District #2, and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

Sherrie discussed the SEK Fall Meeting which is to be held in Greenwood County on August 26, 2016.

Ron Holman, Allen County House and Grounds Director, presented a quote from Carl Slaugh for the water line materials for the courtyard. H D Supply Waterworks bid the material cost at \$1,100.35 plus freight. The City of Iola was going to do the labor if Allen County would pay for the cost of materials. Commissioner Williams moved to approve the payment of materials. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Talkington asked about whether Doug Womack had gotten in contact with Ron Holman for a bench. Discussion followed.

Mitchell Garner, Allen County Public Works Director, discussed dust abatement for KDOT for some of the product for the detour route for Georgia Road due to the damaged overpass. Mitch presented an Agreement with KDOT and Allen County since KDOT has closed the bridge over US Hwy 169 to perform emergency repair work for KDOT Project No. KA-4380-03. To build the project KDOT has detoured traffic from the County Route through an official detour, however the route has experienced increase vehicular traffic on multiple routes due to the road closure. The agreement provides KDOT to reimburse Allen County for dust control on the unofficial detour routes, compensation not to exceed \$10,500.00. Commissioner Talkington moved to approve Chairman Daniels sign the Agreement. Commissioner Williams seconded, motion passed 3-0-0.

Mitch presented a Kansas Local Bridge Improvement Program Bridge Reconstructions/Rehabilitation Supplemental Agreement No. 1 (Project #01 C4713-01) between Secretary of Transportation, Kansas Department of Transportation and Allen County, Kansas on the Bridge 0.8 miles North and 1.0 mile West of Petrolia on 600 Street and California Road for the commission to approve. Commissioner Williams moved to approve a Supplemental Agreement and commissioners all sign. Commissioner Talkington seconded, motion passed 3-0-0.

Mitch discussed the county line bridge for Allen/Anderson County Agreement for \$40,000. Discussion followed that this was done before Bill King left.

Mitch reported the light on Oregon and US Hwy 169 was fixed, but was fixed facing the wrong way. They fixed it to face Oregon Road, not US Hwy 169, so it will be fixed again.

Commissioner Talkington asked if the county would dig a ditch for Ray Maloney to put in electric work at the Tech School located at the old Diebolt Lumber building. Discussion followed. Mitch will visit with Ray Maloney about it to see if it is possible.

Tom Nevans, Veteran's committee, updated the commission on the Veteran's Wall updating. They want to remove all the tile and concrete at the wall. They want to put a sidewalk all around the wings and would like it to be wider. They will be replacing the 300 tiles on the center part so they don't get broke like they did before because it should only be foot traffic. Discussion followed on plans of replacement. Tom Nevans requested the Public Works Department to jackhammer up the sidewalk to save monies. Mitch stated they have a jackhammer, but no air

compressor to take up. Discussion followed about using other equipment. Mitch stated they would do what it takes to take up the sidewalks. Tom Nevans stated they have estimated the cost of cement to be about \$7,000. Commissioners asked if he was ok with \$2,500 out of Special Parks and Recreation, and Sheriff Murphy will match the \$2,500 out of VIN money and suggested checking with Iola Senior Inc. to see if they can match or help. Tom thanked the commission.

Alan Weber, Allen County Counselor, stated he does not know when they will be breaking ground for G&W. Alan stated they are still working on the site plan.

Alan is working on the Tax Foreclosure Sale. He is waiting on abstractors and once that is done, he will be working it.

Sherrie reported Rebel Works is delinquent on payment to the county.

Commissioner Talkington asked about the Ken Wright property at Park Street and Brunner Street, which is in county, not city limits. Discussion followed about other areas in the county that need attention.

Sheriff Murphy and Sherrie discussed how Meals on Wheels was going. Sherrie reported there are well over 70 people we serve meals to daily.

Sheriff Murphy discussed they have purchased ADD external defibrillators for each patrol car.

Bob Johnson reported the City of Iola hired an administrator last evening.

Commissioners approved the following documents:

- a) Clerks Vouchers – 7/20/16-\$141,653.99 & 7/26/16-\$77,059.12
- b) Payroll Changes
- c) Journal Entry - #46
- d) Abatements: RE Value 2554, \$478.62, Yr 2015  
PP Value 7035, \$1201.00, Yr 2015  
PP Value 9393, \$1597.58, Yr 2014

With no further business to come before the board, the meeting was adjourned until August 2, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 2, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on July 26, 2016.

Bob Johnson, Iola Register and Heather Bosler, Humboldt Union, were present to observe the meeting.

Ron Holman, Allen County House and Grounds, reported on color samples for the exterior courthouse and commissioners reviewed. They decided on the darker beige color. Commissioners approved for Ron to paint the in between spaces on the window a darker color.

Mitchel Garner, Allen County Public Works Director, presented bids for salt for this winter. Bids were from Frank Bills Trucking for \$52.50 per ton for 120 tons for a total of \$6,300; Central Salt for \$53.00 per ton for 120 tons for a total of \$6,360; Morton Salt and Cargill Salt declined to bid. Commissioner Williams moved to approve the bid from Frank Bills Trucking. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners shared a letter from the City of Moran thanking Mitch and his crew for the great job done on roads in Moran. Commissioners expressed their appreciation as well.

Commissioners discussed the bridge repair on Georgia Road.

Carl Slaugh, City of Iola Administrator, joined the meeting.

Travis Baughn, Allen County Rural Volunteer Fire Department, asked if the commission would be able to assist with purchasing a used pumper. They would like \$25,000.00; they have \$27,000.00 available cash in their fund. Travis reviewed the last three years resources and discussed savings. AFG is the only grant that they can apply for and it would help with 95% of the cost. AFG says the call volume is too low to justify the cost of a new truck. Travis discussed the condition of their current vehicle. \$43,000 and \$25,000 would help purchase a truck. The current truck is 43 years old and they do all the maintenance themselves. Travis stated within three years there will have to be something done to keep the services. They have looked at Purple Wave and they have competitive prices as they've been looking at. Commissioners will take under consideration.

Travis discussed other grants and gifts Allen County Rural Volunteer Fire Department have received. They cover a certain area, but are on call for mutual aid assistance. Discussion followed on rent, costs to run the service and other equipment they own.

Carl discussed the new city administrator coming in to start soon for the City of Iola. Discussion followed.

Rodney Burns, Rodney M. Burns, CPA, LLC, discussed 2017 proposed budget. The proposed budget is down 1.5 mills. Rodney discussed the tax lid which is set on 2017 for 2018 budget. Discussion followed.

Commissioners discussed fire funds, fair funds, and other taxing entities. Discussion followed. Commissioners allowed a board to take care of the fair building funds. Commissioner Talkington moved to approve the proposed 2017 budget and set a public hearing for August 16 at 9:30 a.m. Commissioner Williams seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed the potential change on the zoning to accommodate for a wind farm. There are no applications at this time for a wind farm, but some interest.

Alan discussed a plan for an industrial park around the Allen County Regional Airport and future plans. Discussion followed.

Commissioners discussed Allen County Regional Hospital Trustee Board. Discussion followed.

Carl stated he could get into an EMS discussion, but will wait until after election.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$20,555.48



- b) Payroll Changes
- c) Journal Entry #47
- d) Abatements: PP Value 360, \$54.72, Yr 2013  
PP Value 111, \$18.06, Yr 2015

With no further business to come before the board, the meeting was adjourned until August 9, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 8, 2016**

The Allen County Board of Commissioners met in a special session at 9:00 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk/Election Official for the purpose of canvassing the August 2, 2016 Primary Election. Commissioner Thomas R. Williams was absent.

Commissioners reviewed the election and found no discrepancies.

With no further business to come before the board, the meeting was adjourned until August 9, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Absent  
Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 9, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, and Sherrie L. Riebel, Allen County Clerk. Commissioner Thomas R. Williams was absent.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, and Larry Walden, citizen, was present to observe the meeting.

Commissioners approved the minutes of the August 2, 2016 meeting.

Sherrie discussed Meals on Wheels for the past year. She stated the services by Allen County have been up and running for one full year. The jail has fixed 15,831 meals since August 1, 2015. The cost to the county has been \$34,885.00, which \$10,753.70 has been received in donations and reimbursed back into the Services to the Elderly fund, making a total cost to Allen County of \$22,131.30.

Aaron Franklin, Farm City Days representative, discussed Farm City Days that will be held October 6<sup>th</sup> through 9<sup>th</sup> on the courtyard. The event attracts an estimated 6,000 – 8,000 people to the downtown Lola Square. Farm City Day's request approval to hold the "Car Show" and "Music Concert" on the lawn, close down Nevada Road, upgrade electric, and a Beer Garden on the courthouse lawn. Discussion followed. They would like to have the Beer Garden open from 8 p.m. to 12 a.m. Friday and 1 p.m. to 12 a.m. Saturday. Discussion followed. Commissioner Talkington expressed he would like to see it in the closed street, not on courthouse yard. Discussion followed. Draft beer not cans, Crawford sales out of Fort Scott. Commissioner Talkington stated he didn't want to set precedent and wondered if liability would be an issue. Aaron stated they have their own insurance for liability.

Alan Weber, Allen County Counselor, joined the meeting.

Aaron said last year they had around 70 vendors and had issues with electronic problems. They (Farm/City Committee) replaced the old GFCI outlets within the boxes which cost them \$1,230.62 in 2015. He stated the main issue is there is not enough power on the square. After visiting with private electricians and Jim Baker, City of Lola Electric Department Supervisor, it was apparent additional power supply would be necessary. Jim Baker added Aaron in coming up with a three phase fix. **Phase I** was the replacement of all receptacles which was completed in November of 2015. **Phase II** is separation of power between the east and west lawn pedestals. This would be handled by resetting the 25kva transformer that is currently on the east lawn on to the west lawn for service of those pedestals on the west lawn, and replacing that one with a 50kva pad mount transformer on the east lawn. It would also require the use of and installation of some additional primary and secondary direct burial wire. The total estimate of this project is \$2,811.70, of which \$753.39 is for the material allowance. The balance is labor and will be provided by the City of Lola. **Phase III** is the installation of 2-3 additional pedestals on the east lawn. An estimate has been provided by Stanion Wholesale Electric Company for two pedestals totaling \$888.56 for materials only. There would be approximately \$300.00 additional in electric wire to install the supple to the pedestal. The city is willing to come up with the labor if the county will pay for the materials. Aaron would like to see a couple more pedestals on the east lawn. Discussion followed. Ron Holman, Allen County House and Grounds Director, joined the meeting. He stated extra electric is a good idea, because in the past it has been an issue on blowing breakers. Aaron presented maps of the proposed electric update and pointed out area for each new proposed pedestal. This would benefit not only Farm City Days, but the Mad Bomber and Relay for Life, possibly the Farmer's Market. Commissioner Talkington moved to approve \$3,172.57 for improvement to the electrical pedestals. Chairman Daniels seconded, motion passed 2-0-0. Commissioners also approved the other usual items of music stage, car show and to close Nevada Road, but declined to approve the Beer Garden.

Mitchell Garner, Public Works Director, discussed the Allen/Anderson County line bridge project. He presented a paper for the commission to sign off on for agreement of payment to help pay for the bridge. Commissioners would like wait until Commissioner Williams is present.

Commissioner Talkington discussed Denise Bird's residence and a drainage issue in her yard due to some work the department had done across the street. Discussion followed. Mitch will go review.

Commissioner Talkington discussed speed limit on the road leading south out of Iola towards US Hwy 169. He stated it is a personal issue by a resident that lives right where the speed limit increases. Discussion followed. Mitch will check it out.

Mitch discussed the rock crusher being down, but is working on it. They currently have enough rock to last a little while.

Alan Weber discussed moisture at the lower level of the Medical Arts Building, but stated the moisture issues should be taken care of when a parking lot is laid.

Alan requested to carry over 39 hours of vacation. Commissioners approved the carry over to be used within 6 months.

Alan discussed the legal part of the "Beer Garden". Commissioners stated they did not approve the "Beer Garden" on county property.

Commissioners approved the following documents:

- a) Clerk's Vouchers – 8/4/16 - \$282,707.69 & 8/9/16 - \$69,450.64
- b) Payroll changes
- c) Journal Entry #48

With no further business to come before the board, the meeting was adjourned until August 16, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Absent  
Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 16, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, and Larry Walden, citizen, was present to observe the meeting.

Bryan J. Murphy, Allen County Sheriff, discussed the current speed limit of 55 miles per hour for one half mile west of US Hwy 169 along Minnesota Road to the current 45 miles from the curve south of Iola to the highway. He would like it to be dropped to 45 miles per hour and with land for sale along there; there will be more residential homes. Commissioners will have Alan review.

Sheriff Murphy also mentioned there should be more speed limit signs along Delaware Rd. It has been requested by citizens.

Sheriff Murphy stated the Chief Justice will be in town and close down Madison to go speak to the Iola High School students. Discussion followed.

Michael Burnett, Interim EMS Director, Sid Fleming, City of Iola Administrator, and Timothy Thyer, City of Iola Fire Chief, joined the meeting. Michael requested a signature from Chairman Daniels on a letter to the Kansas Board of EMS stating changes in Directors. The letter serves as an official notification of Edward Sell resigning as EMS director for Allen County EMS and that Michael Burnett has been appointed to serve as Interim EMS Director. Commissioner Williams moved to approve Chairman Daniels sign the letter of appointment. Commissioner Talkington seconded, motion passed 3-0-0.

Michael stated they will be starting on specs for a new vehicle in 2017; that is their goal right now.

Commissioner Daniels asked what the commission can do to help. Michael stated "Just support us." Commissioner Daniels responded that he doesn't care who runs the Ambulance Services as long as it is ran right.

Commissioner Williams stated he would like to see a committee to review needed changes to the EMS Contract, not financial but operational. Commissioner Talkington stated he would like to see all commissioners sit in on a meeting where discussion would be on proposed changes to the EMS Contract. Commissioner Williams stated it would be an open meeting if all were present. Commissioner Talkington stated that would be ok and all the City of Iola Council would be available to come. Discussion followed on ways to grow the service. Commissioner Williams stated all he wants is for EMS to provide the best care for the citizens.

Mitchell Garner, Allen County Public Works Director, requested a signature for the Allen/Anderson County Line Bridge Project. Mitch presented information for fiscal impact to Allen County. The construction costs mentioned are estimated costs. The Kansas Department of Transportation will bid the project and the low bid will determine actual construction cost. To the nearest \$100 the project is estimated to cost \$443,500. \$354,800 of this cost will be paid from the federal highway trust fund. The trust fund is funded by the federal gasoline and diesel taxes we all pay at the time we purchase fuel. The gasoline tax rate is 18.3 cents per gallon. The diesel tax rate is 24.3 cents per gallon. K.S.A. 28-1122 indicates the remaining construction cost of \$88,700 will be split between Anderson and Allen Counties in ratio of respective assessed valuations at the time of the construction. Presently that ration is 0.57 Allen County and 0.43 Anderson County bridge construction expenditure in 2017 or 2018 of \$38,000. This statute also allows you to split the costs; however the two counties agree to the split the costs. The cost to design the bridge is estimated to be \$51,200. Anderson County pays \$22,000 and Allen County pays \$29,200. Anderson County will be the lead county in the eyes of the Kansas Department of Transportation, which means Anderson County gets to be the project banker. When various payments come due, Anderson County will pay the entire payment and then bill Allen County for Allen County's share of the payment. The recommendation - Anderson County will not know if the Kansas Department of Transportation selects this project for the 2017 Off-System Bridge Replacement Program until October of this year. Commissioners asked if the money is in the Special Bridge Fund. Mitch stated yes, they have been preparing for the cost of this bridge.

Mitch presented the Inter-local Agreement Project 2 C-4839-01 Wyoming Road/100 Road Bridge over Martin Creek-Anderson/Allen County, Kansas Line to be approved and signed by the commission.

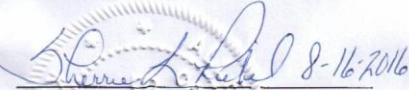
INTER-LOCAL AGREEMENT  
PROJECT 2 C-4839-01  
WYOMING ROAD/100 ROAD BRIDGE OVER  
MARTIN CREEK – ANDERSON/ALLEN COUNTY, KANSAS LINE


This agreement is between Allen County and Anderson County to share the costs on the above listed project, in the amount up to \$75,000.00 each and that the State of Kansas (KDOT) will fund the remaining costs of the bridge project for construction, maintenance, etc.

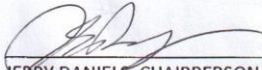
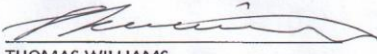
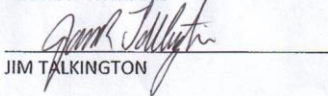
IN WITNESS WHEREOF the parties have caused this Agreement to be signed by their duly authorized officers as of the Effective Date.

ATTEST:

ALLEN COUNTY, KANSAS

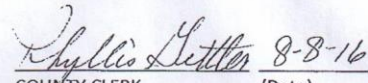
  
8-16-2016  
COUNTY CLERK (Date)




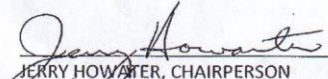
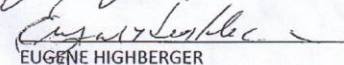
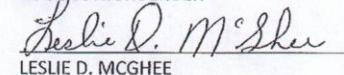
  
JERRY DANIELS, CHAIRPERSON  
  
THOMAS WILLIAMS  
  
JIM TALKINGTON

ATTEST:

ALLEN COUNTY, KANSAS

  
8-8-16  
COUNTY CLERK (Date)



  
JERRY HOWATER, CHAIRPERSON  
  
EUGENE HIGHBERGER  
  
LESLIE D. MCGHEE

Commissioner Talkington moved to sign, Commissioner Williams seconded, motion passed 3-0-0.

Mitch discussed Minnesota Road and the speed limit issues that Sheriff Murphy bought up earlier. Discussion followed.

Mitch reported the pumps at the Allen County Regional Airport were down and they were able to load a pump truck to still provide fuel to the airplanes that fly in.

Barbara Anderson, Kansas Department of Commerce Regional Project Manager Southeast Kansas, discussed Rural Opportunity Zone (ROZ) Resolution. Sept 2013. She presented information on applications for the ROZ and how they get approved or not. Barbara had a map with the ROZ Counties in Kansas. She reviewed the Employer-Sponsorship of ROZ Applicants. Allen County pays \$1,500 per month. Allen County has 6 on a wait list. There are 6 approved and on a waiting list. If the commission wanted to allow up to \$8,180.31 annual for five years, that would let the individuals on the waiting list get approved. County needs to opt in at any cost to allow employers to opt in. Timothy Roth, St. Peters Lutheran Church, joined the meeting. This program is designed to attract young families in to Allen County. Discussion followed. Up to \$1,500 matched at the state level. Anyone can be an employer sponsor if they are retail, manufacturer, county or such.

Chairman Daniels opened the budget hearing for the 2017 Allen County Budget. Sherrie presented the proposed budget for discussion. Larry Walden asked if there was time for review. Sherrie stated notice had been published in the Iola Register and the Humboldt Union. Bob Johnson stated as a citizen, he was ok with the budget as long as it was spent wisely. Discussion

on the budget process and when it starts followed. Commissioner Williams moved to adopt the 2017 budget as presented. Commissioner Talkington seconded, motion passed 3-0-0.

Larry Walden asked about his request to Jerry Hathaway, Allen County Attorney, for his opinion on the incompatible offices listed in the County Commissioner handbook. Jerry Hathaway had issued his opinion to the commission and stated the commission should ask the Attorney General for his opinion. This was the opinion of Jerry Hathaway, but not Alan Weber, Allen County Counselor. A discussion followed about incompatible offices; whether or not a job can be done. Heather stated KAC says just an opinion. There have been five local attorneys' opinions. Discussion followed.

Commissioner Daniels stated it was a moot point due to his resigning from the Humboldt Police Department. He asked if the opinion would also be on Commissioner Williams appointed to the Thirty-First District Judicial Nominating Commission (which was February 2, 2016 – resigned June 17, 2016). Commissioner Williams stated it would be on the incompatible offices as a whole. Commissioner Talkington stated he would be ok as a whole not just one making it personal. Commissioner Williams moved to do as Attorney Hathaway suggested, to send up to Attorney General's opinion. Discussion followed. Commissioner Talkington seconded, motion passed 2-0-1 Chairman Daniels abstained.

Commissioners approved the following documents:

- a) Clerks Vouchers –\$58,367.08
- b) Payroll Changes

With no further business to come before the board, the meeting was adjourned until August 23, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 23, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk. Chairperson Jerry Daniels was absent.

Commissioners approved the minutes of the regular meeting on August 16, 2016.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Bryan J. Murphy, Allen County Sheriff, and Larry Walden, citizen, were present to observe the meeting.

Ron Holman, Allen County House and Grounds, reported the cement contractor will not pour this morning due to expected rain. He reported a problem with the southeast corner of the square. If the contractor is to pour the corner with ADA regulations, they would have to remove the current traffic control box which would be very costly. Ron was told in a couple of years that will be torn up due to State of Kansas rework on US Hwy 54. He would like to wait to redo the southeast corner and do the southwest corner.

Commissioners asked about the Veteran's Garden. Discussion followed on plans.

Commissioner Williams, Larry Walden and Bob Johnson discussed speakers and microphones so people can hear in the meeting and moving meetings around and during evenings. No action was taken at this time.

Mitchell Garner, Allen County Public Works Director, was asked by Bob Johnson concerning signs on county right of way for land sales. Discussion followed on liability.

Mitch reported the pumps are up running at the Allen County Regional Airport. Discussion followed on building more hangars. Currently there is no place for the "spray" planes to house overnight. Commissioners approved Mitch to check into the cost of building a hangar, if he has it in the budget. He stated it would be a one to two year plan in the budget.

Commissioners asked Mitch if he was up to staff. Mitch stated he needs 3 more full time workers, mainly CDL drivers, but needs one regular driver. Discussion followed.

Loren Korte, Personal Service Insurance, Inc. (PSI), reported dividends to Allen County and presented a check for \$5,471.23, which is based on 2015's claims. Discussion followed on how claims affect dividends and how they are paid back to the counties.

Loren visited with the commission about his position currently serving on the Allen County Regional Hospital Trustees' Board.

Alan Weber, Allen County Counselor, discussed the proposed Resolution of the Board of Allen County Commissioners Authorizing Participation in Rural In Rural Opportunity Zone Student Loan Repayment Program. Commissioners Talkington and Williams stated to keep the same participation amount for now. Alan stated the amount could be changed at any time they would like. Alan will fill in the blanks and provide the resolution next week.

Alan asked about a motion from last week to the Attorney General's opinion and commissioners acknowledged they were referring to all the incompatible offices. Discussion followed. Commissioner Williams stated Jerry Hathaway, Allen County Attorney, had already made the request on behalf of Allen County. He had requested Jerry Hathaway to do so.

Sheriff Murphy discussed the speed zone and wanted to ask what to do. Alan will work up a resolution and present to the commission. Discussion followed. No action was taken at this time. Sheriff Murphy asked if there is any way to restrict Jake Brakes. Alan will review.

Sherrie presented a request by Deidre Wilson, RN., Allen County Public Health Nurse for SEK Multi-County Health Department to support breast feeding mothers by signing a support letter which in turn would support the posting of a "Breastfeeding Welcome Here" window sticker. Commissioners stated they already support breastfeeding without a logo, but declined to take action at this time. Discussion followed.

Sherrie asked about going out for bid on life insurance. The current life insurance will be expired in January 2017. Commissioners stated they should go out for bid. Sherrie will start the process.

Commissioners approved the following documents:

- a) Clerks Vouchers – 8/19/16-\$208,040.87 & 8/22/16-\$51,689.96
- b) Payroll Changes

With no further business to come before the board, the meeting was adjourned until September 6, 2016 at 8:30 a.m. in the Commission room of the courthouse.

\_\_\_\_\_ absent \_\_\_\_\_  
Jerry Daniels, Chairperson

\_\_\_\_\_  
Thomas R. Williams, Commissioner

\_\_\_\_\_  
Sherrie L. Riebel, Allen County Clerk

\_\_\_\_\_  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 6, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk. Chairperson Jerry Daniels was absent.

Bob Johnson, Iola Register and Larry Walden, citizen, was present to observe the meeting.

Commissioners approved the minutes of the August 23, 2016 meeting.

Tracy Keagle, Humanity House, took over the "Inmate" garden; with that garden and Elm Community Garden they have given away 550 pounds of produce so far this year. Tracy has been setting up little lending libraries and where people put in books and take out books. She is requesting to do a "Blessing Box" on the courtyard. It would be a 24"X24" with shake shingle house for people to leave nonperishable food items and diapers and etc. She would like a place in town for families to go pick up if they need food. She stated there are 17 homeless in Iola area. She would like to place the little house in the triangular area on the south intersection of the two sideways or by the garden area which is not county owned; Kent Thompson owns the property at the Humanity House Garden. Tracy would like permission to put the "Blessing Box" on the square. Discussion followed on how it would work. People drop items in and people would come in to pick up food. Commissioner Williams said let's try it. Commissioner Talkington would like to have it reviewed in a year. Tracy will go forward.

Heather Bosler, Humboldt Union, joined the meeting.

Larry stated he wanted to have a discussion to have the commission meet in a bigger room and have a table for persons like the press to write on.

Bryan J. Murphy, Allen County Sheriff, joined the meeting.

Kurtis Russell, Allen County Historical Society Director, invited the commission to a public business meeting at 7:00 p.m. then touring the Old Iola Theater on October 22, 2016 at 7:30 p.m.

Kurtis requested permission to have an "I shot the "Last Deer" of Allen County, 1893". Individuals would have the opportunity to purchase 3 shots for \$2.00. It would be held inside the fenced in area of the Funston property. There will be a tent for the shooter to shoot into, they will have heavy blankets to stop the air soft BBs on 3 sides of the tent and the shooter shooting in the direction of the brick wall. They would provide safety glasses for shooters to wear while shooting. The magazine would be filled with only the amount of BBs the shooter paid for and loaded when the shooter is ready. The air soft gun will be tied via rope to the shooting table so that it cannot



leave the yard; it will be clear with an orange safety tip. Kurtis or a historical society board member will be at the booth at all times. The target is a paper print out of the deer with a quarter sized kill spot. The shooter has 3 tries to hit the spot and win a candy bar. If they fail, they get to keep their target and have the opportunity to buy another chance. This will raise funds for the Funston House. Aaron Franklin, Farm City Days Committee chair, told him to get approval from both the city and county. The City of Iola will have it on their meeting agenda for September 12<sup>th</sup>. The event will only take place on October 8<sup>th</sup>. Allen County Commissioners approved this event at the Allen County Historical Society Funston Home.

Mitchell Garner, Allen County Public Works Director, reported a few of the mowers are down, but in the shop.

Mitch reported they have been moving the real estate signs that were placed on county right of way that were introducing land for sale back off the right of way, so they don't block vehicle drivers vision of site. Discussion followed.

Mitch hasn't started the bids or engineering for a hangar at the Allen County Regional Airport at this time, due to the actual cost will have to be 2017's.

Mitch reported they are still shorthanded and that some of the seasonal employees were not interested in a full time position.

Mitch reported a pipe was put in at an area along 1580 St and Rhode Island seems to be flooding a resident's land. Mitch doesn't feel like the county created the problem, but if they do it for one they will have to do it for everyone else. Commissioner Williams asked if the problem was there, he didn't feel it was the county's problem. Commissioner Talkington stated he thought when the county put in the new pipe, it created an issue. Mitch will review it again but stated as a rule of thumb they don't get on personal property. Mitch mentioned individuals have to pay for pipe they want put in, but the county will put it in. Discussion followed.

Alan Weber, Allen County Counselor, Terry Call, Allen County EMS Financial Director, Mitchell Garner, Allen County Public Works Director, Cara Barkdoll, Register of Deeds, Bryan J. Murphy, Allen County Sheriff, Darolyn "Crickett" Maley, Allen County Treasurer, Sandra Drake, Allen County Appraiser and Sherrie L. Riebel, Allen County Clerk came to the commission as Department Heads for proposed 2017 Holidays. Commissioners reviewed the listing.

2017 HOLIDAYS (All Full time employees except dispatch, deputies and jailers)

NEW YEAR'S DAY	MONDAY, JANUARY 2, 2017*
MARTIN LUTHER KING DAY	MONDAY, JANUARY 16, 2017
PRESIDENTS DAY	MONDAY, FEBRUARY 20, 2017
GOOD FRIDAY	FRIDAY, APRIL 14, 2017
MEMORIAL DAY	MONDAY, MAY 29, 2017
INDEPENDENCE DAY	TUESDAY, JULY 4, 2017
LABOR DAY	MONDAY, SEPTEMBER 4, 2017
COLUMBUS DAY	MONDAY, OCTOBER 9, 2017
VETERAN'S DAY	FRIDAY, NOVEMBER 10, 2017*
THANKSGIVING DAY	THURSDAY, NOVEMBER 23, 2017
DAY AFTER THANKSGIVING	FRIDAY, NOVEMBER 24, 2017
CHRISTMAS DAY	MONDAY, DECEMBER 25, 2017
DAY AFTER CHRISTMAS	TUESDAY, DECEMBER 26, 2017

\*marks differences between the two lists.

SUBJECT: 2017 HOLIDAYS (full time dispatch, deputies, jailers)  
NEW YEAR'S DAY SUNDAY, JANUARY 1, 2017\*

MARTIN LUTHER KING DAY	MONDAY, JANUARY 16, 2017
PRESIDENTS DAY	MONDAY, FEBRUARY 20, 2017
GOOD FRIDAY	FRIDAY, APRIL 14, 2017
MEMORIAL DAY	MONDAY, MAY 29, 2017
INDEPENDENCE DAY	TUESDAY, JULY 4, 2017
LABOR DAY	MONDAY, SEPTEMBER 4, 2017
COLUMBUS DAY	MONDAY, OCTOBER 9, 2017
VETERAN'S DAY	SATURDAY, NOVEMBER 11, 2017*
THANKSGIVING DAY	THURSDAY, NOVEMBER 23, 2017
DAY AFTER THANKSGIVING	FRIDAY, NOVEMBER 24, 2017
CHRISTMAS DAY	MONDAY, DECEMBER 25, 2017
DAY AFTER CHRISTMAS	TUESDAY, DECEMBER 26, 2017

Bryan asked that the employees that start work on the holiday get the holiday pay for their entire 12 hours. Example is if an employee starts work the evening before a holiday at 6:00 p.m. and works until 6:00 a.m. that that person would not qualify for holiday, but the person that comes in at 6:00 p.m. on the holiday would get 12 hours of holiday pay. Commissioners requested to take under consideration. Commissioner Talkington moved to approve the 2017 Holidays as presented. Commissioner Williams seconded, motion passed 2-0-0.

Jeff Cokely, Allen County Community Foundations (ACCF), discussed what monies the commission has already given to the foundation in the past under a different commission. Environmental fund and health fund both got \$50,000. He explained current funds held at the community foundation which includes Allen County donations:

December 2012 – Allen County Environmental Endowment Fund Established

Donations from Allen County: \$50,000.00

Current Balance in Fund: \$56,479.51

Available for use by County Commission: \$6,479.51

Allen County Commissioners can spend interest from this account.

December 2012 – Allen County Public Health Endowment Fund Established

Donation from Allen County: \$50,000.00

Current Fund Balance: \$207,005.96 (includes interest and other donations)

Grants to date: \$13,900.00

Your Community Foundation invests this money back into Allen County in the form of grants to charitable and civic organizations.

He presented a proposal for Allen County to transfer money in the Allen County Landfill Trust to Allen County Community Foundation to invest through the Greater Kansas City Community Foundation. Options were:

1. Money can be placed in a "Pass Through" fund which leaves complete discretion to County Commissioners on use of principal and interest.
2. Money can be placed in a "Quasi-Endowment" which allows County Commissioners to access principal only for certain situations, i.e. needs at the landfill site.
3. Money can be placed in an "Endowment" whereby only the interest may be withdrawn. (Your Community Foundation is willing to commit up to \$25,000.00 of matching funds if up to \$200,000.00 is invested in a donor advised endowment fund

or \$100,000.00 is invested in the Public Health Fund. The resulting \$225,000.00 or \$125,000.00 would be principal which could not be withdrawn, but from which interest would be earned that could be used however the County Commission decided.)

4. Any of the fore mentioned combinations.

Jeff addressed concerns the commission had back in November 2015;

1. Money would not be accessible if needed for landfill.
2. Timing (with matching funds from KHF) makes it look like commissioners are transferring the money more for ACCF than in the interest of county.
3. Questions of whether or not money could be ultimately deposited in K.C., MO. (Greater Kansas City Community Foundation).
4. While overwhelming majority of county citizens approved the use of interest from this fund going into recycling efforts, some did not.

Commissioner Talkington asked about the final say on spending monies. Jeff stated the Community Foundation has the final say. He was hoping to explain the investment process. He reported Allen County should put the Allen County Landfill Trust money into an endowment fund. "Quasi-Endowment" does not count as a match. Both donations of \$100,000 in public health would qualify for a \$25,000 match and donor advised \$200,000 would qualify for a \$25,000 match. Discussion followed. The pass though earns interest if passed up through Kansas City; it would be earning interest, but not as a checking account. Alan stated he feels it is a conflict with him as Allen County Commissioner Attorney and attorney advisor for the Community Foundation and stated if they do an endowment, it is giving county monies away and if other options might not be legal for the county to invest monies.

Jeff discussed positives:

1. Past history indicates money would have made more interest for the county even with the 1% fee charged.
2. The 1% fee charged by ACCF helps to support their work and grants to over 30 charitable and civic organizations within Allen County.

Jeff's current proposals dealing with the concerns were addressed as following:

1. Place the money in a "Quasi-Endowment." Interest can be withdrawn at any time. Corpus can be withdrawn for pre-defined purposes such as "needed at the landfill."
2. A Quasi-Endowment does NOT qualify for matching funds for ACCF.
3. Current legal counsel Alan Weber has made statement that moving funds into an ACCF account is allowable. Additionally, lead attorney from Greater Kansas City Community Foundation is willing to conference call all commissioners to address this issue.
4. The interest from the Quasi-Endowment can be rolled back into a fund for the landfill or used for whatever purpose the county decides.

Discussion followed. Alan stated some of his concerns. Commissioners will table until Alan asked about laws including cases and laws that pertain to this. Alan will put it out to his peers.

Larry asked what the county would benefit from the endowment. Jeff stated funds would be used to fund different activities. Alan explained the endowment and no authorization on what the monies is used for unless they are on the advisory board and might be able to have input.

David Toland, Thrive Executive Director, joined the meeting.

Alan presented a Resolution No. 201605 concerning the Rural Opportunity Zone for review:

Resolution No.201605  
RESOLUTION OF THE BOARD OF ALLEN COUNTY COMMISSIONERS AUTHORIZING  
PARTICIPATION IN RURAL OPPORTUNITY ZONE STUDENT LOAN REPAYMENT PROGRAM

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS,

**Section 1.** Pursuant to K.S.A. 2015 Supp. 74-50,223, the Board of County Commissioners expressed its intent to participate in the Rural Opportunity Zone (ROZ) student loan repayment program.

**Section 2.** Allen County has been designated a Rural Opportunity Zone pursuant to K.S.A. 2015 Supp. 74-50,222.

**Section 3.** Allen County Commissioners hereby obligate Allen County to participate in the ROZ student loan repayment program as provided by K.S.A. 2015 Supp. 74-50,223 for a period of five years, which shall be irrevocable.

**Section 4.** Allen County agrees to pay in equal shares with the State of Kansas the outstanding student loan balance of any resident individual for five years, if the resident individual meets the terms of qualification provided by the State of Kansas in K.S.A. 2015 Supp. 74-50,223, and the appropriate rules and regulations. The number of qualified resident individuals receiving such payments will be subject to the availability of funds.

**Section 5.** Allen County intends to enter into partnerships with Employers for the direct sponsorship of Rural Opportunity Zone Applicants. Sponsored Applicants must meet all qualifications of the ROZ program. All sponsorships will be subject to ROZ student loan repayment rules and regulations.

**Section 6.** The maximum student loan balance for each qualified resident individual to be repaid jointly by Allen County and the State of Kansas shall be \$15,000 over a term of five years.

**Section 7.** Allen County shall allocate \$ 1,500.00 for the purpose of matching payments from the State of Kansas to qualified resident individuals. Allen County shall revise its ROZ budget on an annual basis and shall inform the State of Kansas of any changes to the annual allocation.

BE IT FURTHER RESOLVED that this resolution shall be published once in the official county newspaper and shall be in effect from and after its date of publication.

Adopted this 6th day of September 2016 by the Board of Allen County Commissioners, Allen County, Kansas.

BOARD OF COUNTY COMMISSIONERS  
OF ALLEN COUNTY, KANSAS

Commissioner Williams moved to adopt Resolution 201605. Commissioner Talkington seconded, motion passed 2-0-0.

Sherrie asked permission for a couple to use the bandstand on October 31 for a wedding. Commissioners approve.

Commissioner Williams moved to go into executive session for 15 minutes to discuss land acquisition. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, David Toland, Thrive Executive Director, John McRae, Lola Industries and Sherrie L. Riebel, Allen County Clerk. The time is now 9:45 a.m. Commissioners reconvened at 10:00 a.m. No action was taken.

Alan updated the commission on the zoning meeting held August 25, 2016 to consider wind farms/renewable energy updates to the 1977 Zoning Plan. The meeting was continued to September 22 and will probably go into October. Nothing has been decided at this time. Discussion followed on the decommissioning and PILOT (Payment in lieu of tax).

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$264,009.81
- b) Payroll changes
- c) Journal Entry #49-52

With no further business to come before the board, the meeting was adjourned until September 13, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Absent  
Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

\_\_\_\_\_  
Sherrie L. Riebel, County Clerk

\_\_\_\_\_  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 13, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington and Jill Allen, Allen County Deputy Clerk. Commissioner Thomas R Williams was absent.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, and Larry Walden, citizen, was present to observe the meeting.

Commissioner Talkington approved to pay for all Allen County employees (full time & part time) to receive a flu shot on October 6, 2016; employees no charge, employee spouses may get one as well, but their cost would be \$35 or they may bring their BCBS, Medicare or Medicaid card. Chairperson Daniels seconded, motion passed (2-0-0).

House & Grounds Maintenance Director, Ron Holman, joined the meeting. Ron reported that the building is getting power washed, in preparation for paint. It was discovered that places on the building need some mortar repair work, Ron wanted commissioners to know. Commissioners approved that they go ahead and make such repairs, as it should be done before they paint. Ron said it is estimated to take six weeks to complete the painting of the courthouse.

Mitch Garner, Public Works Director, reported that they are working on the roads that had been flooded.

Larry asked if the county had any official weather reporting. He asked about "reporting areas". Commissioner Daniels and Mitch explained there was certified weather reporting at the airport.

Commissioner Daniels reported on a phone call he received about a medical jet that landed at Allen County Airport because of the airport facilities. The Allen County airport had sufficient runway length to accommodate such a jet. Larry asked about if they would be lengthening the runway. Discussion followed. Allen County Airport's runway is 1000 feet longer than Chanute's. It was increased a few years ago for such purposes.

Mitch discussed the rock crushing operation. He said the age of the crusher is a disadvantage. \$600,000-\$700,000 approximately for a new crusher. There are used ones on the market as well. Allen County saves money being able to crush our own rock. They make four different sizes of rock. Commissioner Daniels suggested a lease-to-own deal perhaps. Mitch will look into that option too.

Mitch reported on a resident that had issues with a pipe. The pipe was replaced, to help carry the water a little better.

Commissioner Talkington asked if anything else had come of the EMS investigation. Discussion followed.

Larry and Bob discussed the upcoming zoning hearing. Discussion followed.

County Attorney, Jerry Hathaway, came into the meeting with Judge Todd Davis. He stopped in to introduce Judge Davis to the commissioners.

Commissioners approved the following documents:

- a) Clerks Vouchers -\$47,408.95
- b) Payroll Changes
- c) Journal Entry #53

With no further business to come before the board, the meeting was adjourned until September 20, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Absent  
Thomas R. Williams, Commissioner

\_\_\_\_\_  
Jill Allen, Allen County DeputyClerk

\_\_\_\_\_  
Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 20, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels was present via phone conference, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on September 13, 2016.

Rick Danley, Iola Register and Heather Bosler, Humboldt Union, were present to observe the meeting.

Sherrie requested on behalf of Diane Kauth, Iola High School, to use the Bandstand for homecoming Candidates on September 30, 2016 following the parade.

Sherrie requested on behalf of Mathew Kleupfer, Iola High School Band, to use the courtyard for Practice-a-thon on October 15, 2016 from 8:00 a.m. to approximately 12:00 noon.

Commissioner Talkington discussed appointing a vice chairman. Chairman Daniels moved to appoint Commissioner Talkington. Motion died for lack of a second. Discussion followed to wait and appoint in January when a new chair is appointed.

Larry Walden, citizen, joined the meeting. He asked for a recap of what had happened before he arrived.

Larry asked what the county considered capital outlay. Commissioner Williams stated it is usually a large one time purchase. Discussion followed.

Mitchell Garner, Allen County Public Works Director, discussed a loader at the quarry which might cost more to fix than purchase, which leaves them just two loaders. The crusher is up and

going at this time. Mitch reported companies don't lease crushers. Commissioner Talkington suggested checking with Lorenzo Jensen to see if he is interested in selling his. The crusher is about 24 years old and the secondary is about 15 years old. It is costly to repair each time. Mitch isn't interested in having a third party crush. He would like to have a new one and was going to get costs. The idea might be to pay part out of quarry and part out of landfill.

Mitch reported the grass is still growing. He reported they will be cleaning ditches as soon as the ground dries. They do have a planned schedule. Discussion followed.

Commissioners thanked Mitch for his and his crews work around the county.

Commissioner Talkington mentioned he has visited with Travis Baughn, Allen County Rural Fire, and Travis stated they didn't need funding from Allen County at this time because they found a fire truck in Chicago and have purchased it.

Alan reported indigent deaths for Allen County. Allen County does not have a policy for this, but needs to enact one. Crime Victims Compensation Board allows for \$1,500 for burial. Veterans pay for only so much of the burial, but usually not enough to cover it.

Rueben Feuerborn, Feuerborn Funeral Homes, is in possession of a person who has been abandoned. He needs someone to pay for it. Kansas says the 1<sup>st</sup> is next of kin to pay, but when they abandon the body, in 2010 Kansas did away with funding, so the State issued another unfunded mandate. He explained they don't want to do anything to cause individuals to abandon bodies. Discussion followed. Commissioner Williams asked about what the reasonable funding is for cremation. Rueben stated years ago it was \$550 but it is now about \$750. He discussed a person signing off on a cremation to keep someone from coming back later. Commissioners stated they would take action this day and set up a policy for future events. Alan and Rueben will work up something and bring back to the commission for approval. Commissioner Williams moved to approve the payment of the bill submitted by Feuerborn Funeral Home. Commissioner Talkington seconded, motion passed 3-0-0.

Ruth Jackson, citizen, joined the meeting to discuss the Services to the Elderly van schedule. She explained why she thinks she needs to come to town daily. Discussion followed.

Danny Ware, Superior Builders, and Ron Holman, Allen County House and Grounds, discussed what happened to the courthouse walls while being pressure washed. Danny requested to put some kind of texture on the walls to hold the paint on. Discussion followed on problems. Danny stated the cost is \$30.00 a gallon and it covers about a 100 square feet. Commissioners requested to get the cost and Sherrie will forward it out to the commission.

Alan discussed the planning and zoning scheduled for this week, they will reschedule the updating of the Zoning Policy for wind farms until October due to two more zonings being scheduled for this week. Discussion followed on what the goal of the county is or should be. Commissioner Talkington stated people who are signing a lease contract for a wind farm get legal advice.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$198,169.73
- b) Payroll Changes

With no further business to come before the board, the meeting was adjourned until September 27, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson, present via phone conference

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 27, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Rick Danley, Iola Register, and Heather Bosler, Humboldt Union, was present to observe the meeting.

Commissioners approved the minutes of the September 20, 2016 meeting.

Ron Holman, Allen County House and Grounds Director, and Danny Ware, Superior Builders, presented bids for texturing the building. There is approximately 7,000 square foot of surface to be retextured. All texture will be Sherman Williams Con-Flex textured elastomeric primer with texture. All surfaces will be brushed and rolled to assure an even texture throughout. Danny will paint two coats of finish paint over the primed surface, as well as per original contract. The proposal is 70 gallons of Con-nex @ \$30.00 = \$2,100; 2 weeks Genie Boom lift rental= \$2,038; 2 weeks labor at \$40.00 per hour = \$9,000 for a total of \$13,738.00. Danny stated he has plenty to do before next week, if they want to wait to make a decision. Ron stated he thought if we don't have the texture, then it might look splotchy compared to the rest with some slick and some textured. Commissioners went to see the difference in texture versus none. Discussion followed. Commissioner Talkington moved to approve the additional job as presented. Commissioner Williams seconded, motion passed 3-0-0.

Mitchell Garner, Allen County Public Works Director, reported the crusher is up and going again. He reported they have spent \$166,000 on the crusher since the first of this year. Mitch reported Lorenzo Jensen has a smaller crusher than what they need in the quarry. Discussion followed. Commissioners asked Mitch to report how much was spent in 2015 on crusher repair.

Commissioner Talkington asked about the road in Humboldt that will be scheduled for repair. Mitch stated Bridge Street will be a chip and seal project and 9<sup>th</sup> Street will be an overlay. These are both budgeted for in 2017. Discussion followed on what all will be involved in the overlay. Mitch reported the base is good and solid so it will be a leveling overlay on 9<sup>th</sup> Street.

Mitch stated 2800 Street is also on the schedule to be chip and seal next year; a portion of Delaware Road (Tank Farm Road) is another issue at this time due to heavy truck traffic that will be scheduled for next year.

Chairman Daniels discussed the damaged portion of Georgia Road overpass bridge has been removed.

Commissioner Talkington asked about the three miles of West Virginia Road close to Mildred. Mitch stated it is also on the list next year to be repaired.



Commissioner Talkington asked Mitch what his wish list would contain. Mitch stated another crusher and loader would be nice for 2017. He stated the Allen County Regional Airport is in good condition and he has a hangar budgeted for next year. Discussion followed. All current hangars are rented out.

Rodney M. Burns, CPA. LLC reported the audit went really well. He reported we had scheduled the Oil/Gas Depletion Trust 2012 fund be closed and it has \$67, 309 in it and needs to be transferred to the General Fund so that the Oil/Gas Depletion fund can be closed for 2016. He stated the Land Fill Closure ratio has not been met so Alan will need to write another letter this year. Rodney reported the 2015 Ambulance budget is over budget even after the amendment, but it isn't a cash violation, just a budget violation. He discussed changes in KPERS. Rodney stated the new FLSA that takes place December 1, 2016. Allen County doesn't have anyone to look at; they have already addressed the issue. Rodney discussed the Meals on Wheels program being new to Allen County in 2015. He has reviewed it and all looks good with it.

Rodney presented a 2017 contract for services to perform the 2016 audit for \$1,300 and 2018 budget for \$16,350. Commissioner Talkington discussed what all was entailed. Commissioner Williams moved to approve the contracts. Commissioner Talkington seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed the zoning minutes of the zonings held September 22, 2016. Billy McAdams had requested for commercial zoning for his Ag land. Alan explained the zoning board's decision to propose Allen County Commissioners approve it.

Alan explained Feuerborn's variance request for the Latter Day Saints Church to become a funeral home; it's all one level, bigger area inside for funerals and more area for parking. There would probably be only about one procession a month from that area, as most funerals are held in the deceased person's church. Alan stated that Sheriff Bryan Murphy has been present to discuss any concerns someone might have about traffic and KDOTs information.

Commissioner Williams moved to approve the recommendation on the zoning board for both the McAdams and Feuerborn request. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie reported on Allen County Services to the Elderly Van Policies and Procedures update. She inserted the current van schedule as well as updated the hours of operation. A seat belt policy was also put in the document, as it wasn't being followed currently. Sherrie discussed issues with an accident that has made items change in the policy. Discussion followed. Commissioner Talkington moved to approve the Allen County Services to the Elderly Van Policies and Procedures updates as amended. Commissioner Williams seconded, motion passed 3-0-0.

Sherrie asked about K-WORC delegates for 2016 Annual K-WORC meeting to be held at Kansas Association of Counties Annual meeting in November 2016. Commissioner Williams moved to appoint Jerry Daniels, Allen County Chairman as delegate and Sherrie L. Riebel, Allen County Clerk as alternate. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners discussed wind farms and other county contracts.

Sherrie asked about meeting twice a month. Discussion followed. Commissioners allowed they wanted to be there for the public, even if there is not much business to address.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$210,167.10
- b) Payroll changes

With no further business to come before the board, the meeting was adjourned until October 4, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 4, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Bryan J. Murphy, Allen County Sheriff and Larry Walden, citizen, was present to observe the meeting.

Alana Kinzle, citizen and Ron Holman, Allen County House and Grounds Director, joined the meeting. Alana stated she was aware Ron was waiting until after the farm city days to start the water lines on the courtyard. She informed the commission on organizations that are willing to help with the Memory Garden. She said Ryan Sigg was going to volunteer time and forms, the National Guard would help with the cement, Mr. Hermstein, history teacher, would have his classes review the history plaques which will have the facts of history and the Rotary Club would be willing to maintain the flowers and fountain. She allowed they would make arrangements as they go. She stated they should be running water lines to the fountain area when the courtyard lines are ran. The fountain will be a rock fountain like Sam and Louie's and the golf course; run all year and not have to be shut off, low maintenance. Temporarily there will be flowers in the middle where the fountain will go later. She asked if commission would cover the cost of the concrete. She has visited with Cory Emerson and Payless concerning the concrete. She is waiting until the water line is installed so she can mark the garden area so that the concrete can be estimated. Commissioner Talkington asked her to call Tom Nevans to see if the money set aside for the Veteran's Wall sidewalk project would help with the cost.

Commissioner Williams asked about the history plaques; whether they would be on the ground or on a post. Alana said no, they will be intermixed with the flowers on posts.

Ron discussed Farm/City Days and reported the forecast is calling for rain, so they might move the Car Show. Discussion followed. Commissioners approved Ron to make the call, so as not to mess up the courtyard.

Commissioners discussed the sidewalk bid for Iola Senior Center. Ron stated there needs to be repair due to people with walkers can't easily roll them up to the senior center.

Commissioner Talkington presented information for a plaque that will be put by a tree planted on September 13, 2016, that can be read in a standing position in memory of Judy Zirjacks. Commissioners approved.

Mitchell Garner, Allen County Public Works Director, discussed a plane landing on a county road that was an emergency landing.

Mitch stated the cost of repair of the crusher for 2015 was \$126,791.24 and 2016 so far has been cost of \$200,000.

Commissioner Talkington asked about an incident last week on an employee who lost a finger. The employee is fine.

Bob Johnson, Iola Register, asked about a city/county agreement on use of equipment. Commissioners stated there are already some out there with other counties.

Sherrie reported KWORC stated Allen County has an increase in their Experience Mode from .82 to 1.16 which will result in higher work comp premiums. These modes are based on a three year rotation.

Aaron Franklin, Farm/City Days Committee, joined the meeting.

Commissioner Williams moved to go into executive session for 10 minutes to discuss Confidential Data. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, John McRae, Iola Industries and Sherrie L. Riebel, Allen County Clerk. The time is now 8:51 a.m. Commissioners reconvened at 9:01 a.m. No action was taken.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Confidential Data. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, John McRae, Iola Industries and Sherrie L. Riebel, Allen County Clerk. The time is now 9:01 a.m. Commissioners reconvened at 9:06 a.m. No action was taken.

David reported G&W have filed their site plan for Iola and it is bigger, it is now a little less than 18,000 square feet, it started out smaller. He presented pictures of the proposed store. The City of Iola will be starting their hearing process soon to review and approve the site plan. G&W has requested an extension for building due to the increase of their businesses from Allen County Commissioners. A ribbon cutting will be scheduled in late spring. Ceremonial ground breaking is planned for the week of October 24th. Commissioners extended their appreciation of the beautiful frontage and approved an extension.

David reported the East Gage Lofts will be completed tomorrow and then the ribbon cutting next week. David discussed next phase of the planning included more apartments. They will be on 2<sup>nd</sup> and US Hwy #54, east of the current apartment building. The city has already approved phase 2, as the phase 1 & 2 plans were done at the same time.

David reported there is a Kansas Moderate Income Housing (MIH) Grant opportunity has come up through Kansas Housing Resources Corporation. David discussed the moderate income housing income range guidelines and benefits to Allen County. The thing is only local government can apply. So David is requesting the county apply for the \$400,000 in funds for the next project. He requested the county be a pass through to fund the construction and another \$600,000 from conventional income opportunities. Once a year for 5 years report who is living there and their income to KRHC. Thrive would be doing this for the county. Iola Industries would borrow the \$600,000 from the bank or sales.

Larry Walden asked if Iola Industries is planning on getting into competition with local businesses. David stated no, they are addressing a need for the community for housing and there are local businesses building. David will be in next Tuesday to meet with the commission. Grant request is due by October 14, 2016.

Commissioners reviewed Resolution 201606 for Allen County Purchasing Policy:  
**RESOLUTION NO. 201606**

**A RESOLUTION AMENDING THE PURCHASING PROCEDURES  
INVOLVING THE EXPENDITURE OF COUNTY FUNDS**

WHEREAS, the Board of County Commissioners of Allen County, Kansas, has determined to require a competitive bid procedure for the efficient and economical purchase of goods and services obtained by Allen County, Kansas (hereinafter "the County").

NOW THEREFORE, the Board of County Commissioners of Allen County, Kansas (hereinafter "the Board"), meeting in regular session this 4th day of October, 2016, and intending to exercise their powers of home rule legislation pursuant to K.S.A. 19-101a do hereby resolve as follows:

1. Purchases. Except as otherwise required by law or this Resolution.
  - a. \$0-\$499.99. All requests and orders for the purchase, rental or lease of goods, supplies, materials, equipment, and services, single or multiple items not reasonable expected to exceed a total cost of Five Hundred dollars (\$500.00) need not be submitted to the Board. A formal bid will not be necessary. The Department Head shall send the bill, approved for payment, to the Allen County Clerk's office. Two (2) telephone quotations are advised.
  - b. \$500.00-\$2999.99. All requests and orders for the purchase, rental or lease of goods, supplies, materials equipment, and services, single or multiple items reasonably expected to cost more than Five Hundred Dollars (\$500.00) but less than Three Thousand Dollars (\$3,000.00), need not be submitted to the Board for approval unless so requested by the Board, or at the option of the Department Head. The department will obtain an informal or verbal quote before the purchase will be approved. The informal quote will be by at least two (2) oral, telephone, electronic or catalog price solicitations.
  - c. \$3000.00 Plus. All requests and orders for the purchase, rental or lease of goods, supplies, materials, equipment, and services, single or multiple items reasonable expected to meet or exceed three Thousand Dollars (\$3000.00) shall be approved by the Board before bids are advertised or otherwise solicited by the Department Head pursuant to this Resolution. After solicitation and when a bid is awarded, an accounts payable will be issued.
    1. \$3000.00-\$9999.99. For all requests and orders involving the expenditure of the County funds of Three Thousand Dollars (\$3000.00) or more but not in excess of Nine Thousand Nine Hundred Ninety-nine and 99/100 dollars (\$9999.99), the Department Head shall solicit informal bids for all such purchases but need not advertise by public notice.
    2. \$10000.00 Plus. For all requests and orders involving the expenditure of the county funds of Ten Thousand Dollars (\$10000.00) or more, the Department Head shall solicit formal bids and advertise by published notice as specified in paragraph 3.
  - d. Exceptions. Purchases of culvert pipe, reinforcing steel, sheet piling, correlated bridge decking, motor fuels, motor oils, concrete rock, liquid asphalt materials, wholesale medications and prescription drugs, ammunition, herbicides and utilities need not be approved by the Board as long as there are sufficient public funds budgeted to pay for the purchase. The Department Head purchasing culvert pipe, reinforcing steel, sheet piling, corrugated bridge decking, motor fuels, motor oils, concrete, rock, liquid asphalt materials, wholesale medications and prescription drugs, ammunition, herbicides and utilities shall make a t least three (3) telephone calls for competitive quotations, if competitive quotations are possible. A copy of the uniform tabulation form shall be sent to the Board once completed. Any purchase made pursuant to this paragraph shall not exceed \$12500.00 without prior approval of the Board.
2. Competitive Bids Preferred. Except as otherwise provided in this Resolution, contracts for the purchase, rental or lease of goods, supplies, materials, equipment, or services shall be awarded on the basis of competitive bids or quotations to the lowest and/or best bidder, taking into consideration conformity with the specifications, terms of delivery, whether the supplier is located in Allen County, Kansas and other conditions imposed in the solicitation for bids.

3. Formal Bidding Process. When required by this Resolution, the following procedures should be used for the Formal Bidding Process. If a separate requirements is made by statutory process in a given circumstance, that process should be used when in conflict with this provision.

A. If a purchase requires formal bids to be taken, the Department Head, or requesting party, shall seek the approval of the Board prior to solicitation of bids.

B. Bids should be advertised two (2) consecutive weeks in a paper of general circulation in the County. The advertisement should be approved as to form by the County Counselor prior to publication, and should be attested to by the County Clerk, or the Secretary of a subordinate board, when appropriate.

C. Bids should be sealed, and remain in that until the designated time of opening. Late bids shall not be accepted, even if only moments behind schedule. Faxed bids may be allowed at the discretion of the department in question. Faxed bids should be confirmed by telephone, and after report should be placed in a sealed envelope by the receiving department. This envelope shall be opened at the stated time and place, and indication made that the bid was received by fax. Faxed bids will be accepted only when allowed by the department.

D. The bids should be opened, and applicable quotations read aloud, and noted on an appropriate bid sheet. This allows all present to have some idea of what the bids note. Alternations or changes should not be allowed in the bids, except in limited circumstances. The Board need not be present for bid openings, but the Department Head or a designee/representative shall be present.

E. After the opening, the bids should be noted and acknowledged. Unless it is clear on the face of the bids, they should not be accepted as bona fide. Often times, a bid may appear sufficient on its face, but does not comply with the specifications. As a consequence, insufficient bids should not be accepted. Taking some time to review the bids for compliance is always preferable to accepting an insufficient bid.

F. After the bids have been reviewed, the appropriate individual or individuals should meet with the Board to provide a written recommendation on which bid to accept, or at least the written recommendation should be forwarded to the Board signed by the appropriate Department Head or board. A summary of all bids that comply with the specifications should be available, as well as a statement as to why any insufficient bids do not meet the specifications.

G. Upon review of the recommendations, the Board should approve the purchase of the item in the following form:

I move that the bid submitted by (Successful Bidder), be approved as the best bid, and that (Item), be purchased according to the terms of the bid, based upon the recommendation of (Department Head/board).

H. When a particular bid has been accepted, notice should be given to the successful bidder, in writing, that their bid was approved, and that they will be bound by the term and price indicated in their bid documents.

4. Specifications. All specifications issued by the Department Head under authority of this Resolution shall contain applicable language alerting all potential bidders to the pertinent affirmative action, anti-discrimination requirements of the State of Kansas and the county, as amended from time to time. All specifications shall also include language notifying all potential bidders that the Board reserves the right to accept or reject any or all bids and the right to waive any or all informalities or irregularities therein. All specifications shall include a statement regarding trade-in considerations, if applicable, indicating whether a trade-in is optional or definite and indicating when and where the trade-in may be viewed.

5. Seasonal Bidding. Purchases of road salt, liquid chloride de-icing and stabilization materials, roadway striping paint and glass beads, and crushed aggregate shall be subject to policies required by this Resolution, however, competitive bids on such materials shall only be required to be taken at least one (1) time per year, prior to the respective season when such materials are typically purchased and used. Nothing contained in this paragraph shall be construed as prohibiting additional bidding whenever the Department Head or Board deem it advisable.

6. Sale or Disposition of County Property. Whenever purchases are made in conjunction with the sale or disposition of County property (i.e., trade-in) the Board, by unanimous vote, shall determine that the property to be sold or disposed is no longer required, or cannot prudently be used for public purposes of the county. All public notices and procedures required by statute shall be made in conjunction with the sale or disposition of County property. The requirements stated in this paragraph may not be waived.

7. Emergency Purchases. When in the opinion of a Department Head, an emergency exists which requires the immediate purchase, lease or rental of goods or services, the Department Head may procure such goods or services in an amount not to exceed Five Thousand Dollars (\$5000.00) The Department Head shall submit documentation to the Board on the next succeeding business day specifying the facts and reason(s) supporting the emergency purchase. A copy shall also be forwarded to the County Clerk and the Board with the invoice for payment.

8. Award to Best Bid: In County Preference. As a general rule, the award of contracts pursuant to this resolution shall be made to the lowest and/or best bidder, taking into consideration conformity with the specifications, terms of delivery and other conditions imposed in the call of solicitations for bids. However, preference may be given to bidders from within Allen County.

9. Bid In Excess of Estimate. The Board may elect to reject any bid in excess of Engineer's estimate if an estimate is available and negotiate thereafter, or reject all bids. If the Board authorizes negotiations, the County Counselor/Attorney and the affected Department Head shall negotiate with the lowest bidder first. If negotiations fail with the lowest bidder, the Board may authorize negotiations with the next lowest bidder and each bidder in sequence through all bidders until a satisfactory agreement is reached. At any time during negotiations the Board may terminate negotiations or order the purchase re-bid.

10. Vouchers Issued When Purchase Made. When a bid is accepted by the Board, the amount thereof shall be charged against the current appropriation of the department for which the bid is accepted by issuing an accounts payable voucher. If a contract for services is awarded, a contract payable voucher will be issued.

11. Legal Fees: Retention of Attorney. The procedures required by this Resolution shall not apply to the County Attorney's Office for payment of expert witness services, outside legal counsel, real estate title abstract services in connection with tax foreclosures, or costs for other legal matters. All contracts for outside legal counsel must be approved by the Allen County Attorney or the Board prior to their effectiveness. The bidding procedures required by this Resolution shall not apply to services of architects, attorneys, engineers and appraisers selected by the Board. The bidding procedures required by this Resolution shall not apply to the purchase of contracts of insurance. The bidding procedures required by this Resolution shall not apply to professional services.

12. Purchase of Automobiles. All Department Heads and other persons authorized to purchase materials and supplies for the County shall notify the Board of the need and intent to purchase any motor vehicle at the time of submitting the department budget request. A reminder notice should also be given by November 1 of the year preceding the anticipated purchase of the vehicle. The purchase of new/unused motor vehicles shall be consolidated whenever feasible. Nothing contained herein shall prevent the county from purchasing storm damaged or demonstrator vehicles.

13. Purchases In Violation of Policy. The Board may refuse to authorize payment of any contract or purchase which has been made or entered into in violation of this Resolution. After considering the same in an open public meeting, the Board may authorize payment for any contract or purchase which has been made or entered into if they find the purchasing procedures as set out in this Resolution were unintentionally not followed.

14. Cooperation with other Entities. It is the intent of the Board to cooperate with other governmental entities and consolidate purchases when such consolidated purchases are feasible. State or Federal grant funds may be expended in accordance with the requirements of that governmental agency.

15. Waiver of Provisions. For good cause, the Board may waive any or all of the requirements of this Resolution for specific purchases requiring its approval, only at an open public meeting. For good cause, a Department Head may waive any or all requirements of this Resolution for specific purchases not required to be submitted to the Board for approval, provided the Department Head submits documentation with the payment voucher specifying the facts and reason(s) supporting good cause and which requirement(s) were waived.

16. Headings Not Binding. The headings contained in this Resolution are for reference purposes only and do not constitute a portion of the Resolution.

17. Insufficiency of Part. Should any portion of this Resolution be deemed by a court of competent jurisdiction to be insufficient or improper, the remainder of this Resolution shall remain in full force and effect.

18. That Resolution No. 99016 shall be, and hereby is superseded by this Resolution.

19. This Resolution shall take effect upon publication one (1) time in the official County newspaper.

APPROVED AND ADOPTED THIS 4th day of October, 2016.

BOARD OF COUNTY COMMISSIONERS  
ALLEN COUNTY, KANSAS

Commissioner Williams moved to approve Resolution 201606. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams discussed a request by Southeast Kansas Multi-County Health Department to pledge to be a welcoming environment where breastfeeding mothers are able to sit anywhere and enjoy a welcoming attitude from staff, management and, to the fullest extent possible, and other customers while breast feeding. Discussion followed. Commissioner Williams moved to approve Allen County's support for breastfeeding in the courthouse. Chairman Daniels seconded, motion passed 3-0-0.

Aaron Franklin left a Farm/City Days certificate and ribbon for the Allen County Commission.

Larry Walden asked the commission about budget review process. He expressed his concern on "No chain of command chart" for Allen County. He remarked the Commissioners seem to be in a state of confusion due concerning they are the county's budget authority. He expressed he thinks the commission should have say over everyone's budget in Allen County. Discussion followed.

Commissioners approved the following documents:

- a) Clerks Vouchers -\$99,725.58
- b) Payroll Changes
- b) Journal Entry #55-56

With no further business to come before the board, the meeting was adjourned until October 11 20, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 11, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on September 27 and October 4, 2016.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, and Larry Walden, citizen, were present to observe the meeting.

Sandra Drake, Allen County Appraiser, Alan Weber, Allen County Counselor, Mitchell Garner, Allen County Public Works Director, Terry Call, Allen County EMS Financial Director, Ron Holman, Allen County House & Grounds Director, Cara Barkdoll, Register of Deeds, Darolyn Maley, Allen County Treasurer, and Sherrie L. Riebel, Allen County Clerk were present to express their

appreciation to the Commissioners. Jerry Hathaway, Allen County Attorney, Angela Murphy, 911 Director and Bryan J. Murphy, Allen County Sheriff, were not able to join the meeting. Commissioners expressed their appreciation to each of the department heads for all they do.

Cole Herder, City of Humboldt Administrator, joined the meeting.

Commissioners asked Ron if the courtyard got messed up with the vehicles on it. He stated yes, a little bit.

Mitch discussed wash outs from last Thursday's major storm. Most of the bridges had washouts, some of the roads, mostly south Allen County but almost all the roads were hit in one way or another. Cole stated Humboldt got hit really badly with straight winds. He stated Chanute came up to help with clean up. There will be clean up for quite a while. Discussion followed. Cole stated there has been great community support in clean up. He stated some of the large tree stumps might need county equipment to remove.

Cole discussed tree blockage at the River Bridge there in Humboldt. Discussion followed. Cole showed pictures of the river and tree piles. He would like assistance if possible. Cole said Johnnie Reinhart is willing to work with the city to get something done as it does affect his property. He said the National Weather Bureau was in and said it was a super cell storm. Cole also discussed property damage to businesses and a vacated home destroyed. No one was injured. Cole discussed Code Red was sounded and radios went down due to loss of electricity. People that got Code Red on their phones didn't have issues with not hearing a siren.

Ron reported they scattered hay throughout the courtyard where they had to reseed the yard. There were some ruts in the yard from the food trailers; some of the trailers were very heavy. He stated Farm City Days Committee helped him out with clean up. He said the city did put up portable electric for the trailers. Commissioner Daniels suggested they be required to bring platforms to put them on. Commissioner Williams said perhaps the parade could be re-routed in the future. Ron said overall it went well.

Ron said the rain confirmed what he already knew, we have foundation problems. Commissioners asked Ron to look into getting this taken care of before damage gets worse.

Bob Johnson asked Cole about bike lanes on 9<sup>th</sup> Street. Cole explained the possibility of a bike lane on the south side is being considered. There will be a community conversation on November 1<sup>st</sup> at 7:00 p.m. at the Humboldt Library. Thrive will visit with residents along 9<sup>th</sup> Street about this. The lane would run from Amos to Wulf Drive.

David Toland, Thrive, joined the meeting. He stated that people should be able to get from the trail into town. Humboldt is at the end of 60 miles of trail. That is a huge opportunity by a business standpoint. Commissioner Daniels said he feels it's more up to the City of Humboldt as far as a bike lane is concerned. He did express support for the idea. Cole is going to get a consensus of how Humboldt citizens feel, then work up a proposal. Commissioners expressed their support for the City of Humboldt.

David discussed how Ottawa has the north end of the trail and how they have information listed at the end of the trail for housing and food. Cole will get with Ottawa contacts for information.

David discussed the moderate housing. He would like the county to make an application for a grant. David asked if the commission would approve a resolution for \$400,000.00.

**RESOLUTION NO.201607  
ALLEN COUNTY, KANSAS**

**A RESOLUTION SUPPORTING A GRANT APPLICATION FOR THE DEVELOPEMENT OF MODERATE INCOME HOUSING TO THE KANSAS HOUSING RESOURCES CORPORATION**

WHEREAS, The Allen County Commissioners have determined that it is in the best interest of the County and its citizens that moderate income housing for families be developed in Allen County; and



WHEREAS, the Kansas Housing Resources Corporation provides loans and grants for such housing and has issued its RFP requesting proposals from Kansas cities and counties.

NOW THEREFORE, be it resolved by the Board of County Commissioners of Allen County, Kansas that they unanimously support the application to the Kansas Housing Resources Corporation for a grant to promote the development and construction of moderate income housing for families in Allen County.

RESOLVED THIS 11th DAY OF October, 2016.

Commissioner Williams moved to make a resolution needed to approve the application for \$400,000 for moderate housing. Discussion followed on whether there is a catch for the county. Commissioner Talkington seconded, discussion followed on this being subject to Alan's approval. Motion passed 3-0-0.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Trade Secrets. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:01 a.m. Commissioners reconvened at 9:06 a.m. No action was taken.

Commissioner Williams moved to go into executive session for 5 minutes to discuss Trade Secrets. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, David Toland, Thrive Executive Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:06 a.m. Commissioners reconvened at 9:11 a.m. No action was taken.

Bob Johnson, Iola Register, reported Tony Thompson was at a Humboldt meeting last evening and they will be opening the clinic in Humboldt November 21, 2016. Dr. Neely will be there once a week and PA's will be there the rest of the weekdays.

Larry Walden, citizen, joined the meeting to discuss budgets. He presented budget information on Allen County Community College. Information was from 2000 to 2015 actual expenses, and budget information 2016 and 2017 as the years aren't completed. Larry would like to have the county hold pre-budget meetings for all the taxing entities located within Allen County. Commissioners aren't aware of any statutes that would allow for such an activity but will check.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$
- b) Payroll Changes
- c) Clerks Journal Entries 57-59

With no further business to come before the board, the meeting was adjourned until October 18, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 18, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels via conference call, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Heather Bosler, Humboldt Union, was present to observe the meeting.

Commissioners approved the minutes of the October 11, 2016 meeting.

Commissioner Daniels discussed the ribbon cutting yesterday at the East Gate Apartments. Commissioner Talkington mentioned the ground breaking ceremony for G & W that will be held Wednesday, October 26 at 4:00 p.m.

Mitchell Garner, Allen County Public Works Director, reported they are still working on roads from the flooding rain from a couple weeks ago. Some of the low water bridges had washouts as well.

Mitch discussed patching holes in some of the black tops. They have to go to Topeka to get cold patch now. He has ordered salt for winter and some of it has come in.

Bryan J. Murphy, Allen County Sheriff, joined the meeting.

Bob Johnson, reported campaign signs on county right of way. Sheriff Murphy stated it is legal. Discussion followed.

Commissioners thanked Mitch and his crews for all they do.

Alan Weber, Allen County Counselor, discussed amending the Allen County Regional Hospital Trustees by-laws to allow someone to serve longer terms. No action has been taken at this time. Karen Gilpin's and Jay Kretzmeier's terms will be ending at December 31, 2016. Alan will be sending names to the commission for consideration.

Alan reported the title work is not done on tax foreclosure sale.

Alan mentioned the Zoning/Planning board will be meeting October 27, 2016 at 7:00 p.m. They will be reviewing windfarm options. He stated they would probably be in executive session for legal consultation. Alan mentioned they would be introducing solar energy as well. Discussion followed.

Alan stated the state has changed laws for utilities right of way. Discussion followed.

Commissioner Talkington thanked Alan for all his work on the sale of the old hospital land and filling the hole. He had been publicly thanked at the ribbon cutting ceremony.

Larry Walden, citizen, joined the meeting. He stated he was glad Commissioner Daniels was on the phone to prove that Commissioner Daniels cannot see what Larry is presenting to make a point that via phone is not appropriate. He presented KSA's 45-226, 45-217, which he is stating isn't being followed. Discussion followed. Larry would like to suggest that Alan Weber be appointed as the Official Public Information Officer for Allen County. Commissioners will take under consideration, but would definitely keep the charges for copies consistent.

Sheriff Murphy discussed the cost of inmates and switching inmates with other counties due to circumstances of a homicide.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$27,402.21
- b) Payroll changes
- c) Clerk's Journal Entries-#60

With no further business to come before the board, the meeting was adjourned until October 25, 2016 at 8:30 a.m. in the Commission room of the courthouse.

\_\_\_\_\_ via phone conference \_\_\_\_\_  
Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 25, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams Commissioner, Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, Bryan J. Murphy, Allen County Sheriff and Larry Walden, citizen, was present to observe the meeting.

Commissioners approved the minutes of the October 18, 2016 meeting.

Darolyn "Crickett" Maley, Allen County Treasurer, discussed the current security cameras in her office. She needs to update the programs and cameras. The current cameras are analog systems and not efficient. Crickett looked at District Court's security system. She has requested a bid: one to replace current and one for total replacement. Sharon had spent \$2,000 back in 2009. Commissioner Williams moved to approve for Crickett to accept Advantage Computer Bid for \$2,021 for total replacement. Commissioner Talkington seconded, motion passed 3-0-0.

Crickett expressed her need for security with the public as well as protection for her employees. Discussion followed.

Mitchell Garner, Allen County Public Works Director, reported the crews are busy mowing and patching pot holes. He reported that mowing in November is a rare thing, but as long as the weather stays like it is, they will be mowing.

Mitch reported the Georgia Road Bridge that crosses over the top of US Hwy 169 had beams set and KDOT hopes to have repair completed by the end of November. This is the over pass bridge that was hit by a truck driver earlier in the year.

Debbie Bearden, Allen County Farmers Market, requested Allen County Commission to accept the role of fiscal agent for the Healthcare Foundation of Greater Kansas City's Applicant Defied Grant Proposal supporting the hiring of a Market Director to ensure the growth and sustainability of Allen County Farmer's market in the future. The grant is due the 1<sup>st</sup> of November. Discussion followed on what all that would entail in wages. It would be a pass through accounting. Alan has been reviewing the grant application. He stated it would be okay to be a pass through, not fiscal responsibility for the county. Debbie explained all it takes to keep it going and would like to have someone help with Farmer's Market to keep it going. The job will be 30 hours in the summer time and 20 hours in the winter time. Commissioner Williams moved for Allen County to

accept the responsibility as the fiscal agent for the Grant. Commissioner Talkington seconded, motion passed 3-0-0.

Ron Holman, Allen County House and Grounds Director, reported water lines have been installed as well as more electric in the courtyard.

Ron reported the courthouse painting is more than half done. He also reported he had had cement work done on the sidewalk at the senior center but has to be redone due to it had been vandalized.

Alan Weber, Allen County Counselor, presented a bill for clean up at the Medical Arts Building for \$1,000 from AK Construction. There were two bids requested; one from AK Construction and one from Superior Builders. Superior Builders was higher. He requested the commission be responsible for the bills on the Medical Arts Building until G & W puts in a parking lot which will cause the water to run off in a different direction and away from the Medical Arts Building. Discussion followed on G & W site plan submitted to the City of Iola. Commissioners approved for the bill to be submitted for payment.

Alan discussed the Zoning meeting to be held on October 27, 2016 concerning Wind farms.

Tom Nevans, Veteran's Committee, presented green light bulbs in support of Veterans' Week to the county.

Tom requested to have courthouse restrooms open from 11:00 a.m. to 1:00 p.m. for Veteran's Day Parade, which will be at 12 noon. Commissioners approved.

Tom stated they are backing off from the Veteran's Wall for awhile, things are costing more and more, but will be back on the schedule after the parade. He has visited with Alana Kinzle and suggested she account for lighting in the memory park and consider the upkeep of the park.

Calvin Parker, Christine Tholen, Debbie Bearden and Jessica McGinnis representing GROW Committee joined the meeting. Calvin reported who the new nominees are and who would like to be reappointed to the GROW Committee. Commissioner Talkington moved to appoint Nisha Ingle (College Student/Humboldt) and Morgan Lea (Youth/Iola) and reappoint Kathy McEwan (KSRE Food/Nutrition Agent/Educator/Iola), Loren Lance (Small Rural Grocer/Mildred), Katrina Springer (Hospital Dietician, Mom, Gardener/Iola), Dorothy Sparks (Emergency Shelter Director, Ag Producer/Moran), Calvin Parker (Market Grower, Farmer's Market Board President/Humboldt/Iola), and Robert Garrett (Ag Producer, Market Grower/LaHarpe). Commissioner Williams seconded, motion passed 3-0-0.

Calvin updated the commission on what the GROW Committee is doing. They are looking at restrooms in the community, so the public can see healthy areas. They are working on healthy vending machines in the schools and communities. They continue to promotion Farmer's Market and SNAP dollars which went from \$396 in 2015 to \$1,224 in 2016.

Sherrie requested Commissioner's approve getting an annual report from entities that Allen County gives monies to annually. Such as Townships, fire districts, cemetery districts, fair board, historical society and so on.

Commissioners approved the following documents:

- a) Clerks Vouchers – 10/20/16-\$200,531.16 & 10/25/16-\$16,712.17
- b) Payroll Changes

With no further business to come before the board, the meeting was adjourned until November 1, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 1, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on October 25, 2016.

Bob Johnson, Iola Register, Heather Bosler, Humboldt Union, and Larry Walden, citizen, were present to observe the meeting.

Carla Nemecek, Southwind Extension District Executive Director and Jerry Middendorf, Fair Board presented information for the Fair Grounds. They need to know they have support from the commission before proceeding ahead with the project. Carla was asked what kind of support, monies and in-kind: electrical, drainage, rock. Jerry stated they would be starting on safety issues first. Need labor to change out electric, need welding on fences. Commissioner Talkington discussed an annual report. He asked if the grounds were county, Carla didn't know but understood that the ground is city and possibly the county buildings. Bob Johnson explained how the county supported the construction of buildings and the city purchased land south of there for the park. Discussion followed. Core of engineers build the dikes. Commissioner Talkington talked about in kind and matching money, board member changes to incorporate new younger members, Jerry stated younger members are busy with kids and don't have time it seems. \$2,500 is available monies currently in the Fair monies. Carla doesn't want the \$11,000 increased, she is requesting the monies go through a separate fund and then return whatever wasn't used for improving the grounds. The \$11,000 goes to utilities excess of \$2,000 and insurance isn't cheap either. Bob suggested the fair board goes to the city to donate the utilities. Jerry stated they have already discussed that with the city a few years ago. Commissioner Daniels stated he is all in favor of keeping the fair up and going and safe. They would like a little fact finding answered. Completely replace the roof with metal show arena and beef barn, which are very old build. Commissioner Talkington asked if they had gone to 4 H and asked for help. Carla stated all that has been done so far was done through 4H volunteers. Carla stated once the funds are approved she feels families will step up to help. Materials are their biggest concerns. Commissioner Talkington said he would be in favor of matching monies and in kind of sorts, you help yourself, we will help you, he isn't in favor of a flat-out donation. Chairman Daniels stated he feels the fair grounds are equally as important as the Bowlus Fine Arts Building. Discussion followed.

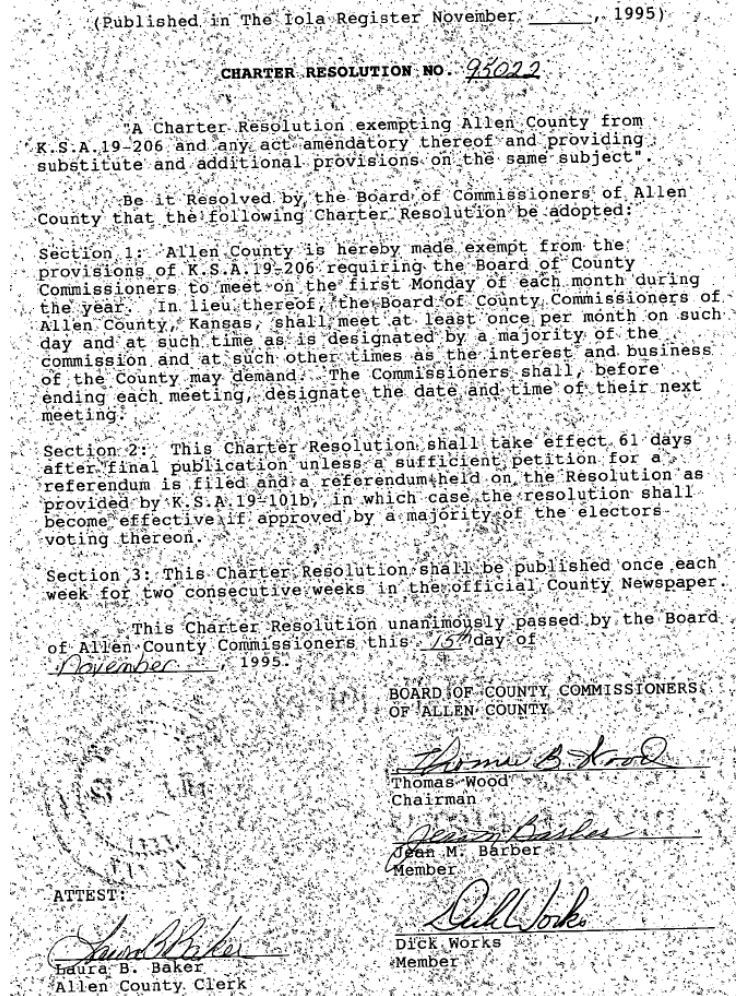
Tracy Keagle, citizen, wants permission to light up the square for Christmas this year. She wants to be bigger and better. She wants to have it lit up at Thanksgiving.

Mitchell Garner, Allen County Public Works Director, reported on downed equipment. He is working on getting it up and going to mow while the weather holds out.

Commissioner Talkington discussed the east side of the river, just general clean up. Milo Kellerman had requested action be taken for the cleanup annually at the river. Mitch stated it has been done before.

Commissioners thanked Mitch for all his crews and staff do.

Alan Weber, Allen County Counselor, discussed the charter resolution for meetings back in 1995 opting commissioners out of Monday meetings.



Alan discussed the meeting on the windfarm. The Zoning Board gave Alan ideas to work with to create a rough draft. There will be another meeting on Tuesday, November 29, 2016 to hopefully finalize a policy. Discussion followed.

Alan stated the commissioners should go ahead and appoint someone to the Allen County Hospital Trustees. He will bring this up next Tuesday.

Sherrie asked about closing the courthouse at noon to the public on December 30 to do yearend business. Commissioner approved and will have a commission meeting on December 30 at 3:00 p.m.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$44,816.12
- b) Payroll Changes

With no further business to come before the board, the meeting was adjourned until November 8, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 8, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, was present to observe the meeting.

Commissioners approved the minutes of the November 1, 2016 meeting.

Mitchell Garner, Allen County Public Works Director, Ron Holman, Allen County House & Grounds Director, Alan Weber, Allen County Counselor, Cara Barkdoll, Allen County Register of Deeds, Terry Call, EMS Financial Director, and Darolyn "Crickett" Maley, Allen County Treasurer, discussed the proposed updated Employee Handbook. Commissioners would like a couple of weeks to review.

Alan discussed the Department Heads updated job descriptions for each of their respective offices. Commissioners would like a couple of weeks to review.

Alan asked if the commission were interested in having an Employee Appreciation Dinner. Department heads would like to have it February 21, 2016. Commissioners agreed to have one planned.

Alan discussed raises, just to have them thinking that way.

Mitch discussed a wreck that damaged a guard rail on Delaware Road, west of Zillah. Crews are crushing rock and getting it on the ground. Commissioners expressed their appreciation of what all the crews are doing. Mitch will pass it on.

Alan discussed the proposed rough draft for Wind farms. There will be another meeting of the Zoning Board on November 29, 2016 at 6:00 p.m. Discussion followed. He stated EDP has around 10,000 acres held on option to lease. Alan discussed what benefits would be to the county itself. Discussion followed on concerns and options. Chairman Daniels stated his long term concern of decommissioning, what to do with them in 50 years.

Chairman Daniels has been asked to attend a City of Humboldt Council meeting Monday, November 14<sup>th</sup> in the evening.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$234,164.80
- b) Payroll changes
- c) Clerk's Journal Entries-#61-64
- d) Abatements: SA \$200.00 Year 2016

With no further business to come before the board, the meeting was adjourned until November 15, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 14, 2016**

The Allen County Board of Commissioners met in a special session at 9:00 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R. Williams, Commissioner Jim Talkington, Sherrie L. Riebel, Allen County Clerk/Election Official, and Alan Weber, County Counselor for the purpose of canvassing the November 8, 2016 General Election

Commissioners reviewed the election and found no discrepancies.

With no further business to come before the board, the meeting was adjourned until November 15, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 15, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams Commissioner, Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Scott Sarchet, Humboldt Union, was present to observe the meeting.

Commissioners approved the minutes of the November 8, 2016 meeting.

Sid Fleming, City of Iola Administrator, Michael Burnett, EMS Director, and Timothy Thyer, City of Iola Fire Chief, were present to discuss the EMS. Michael reported the State inspection was done and received this congratulations letter:



October 18, 2016

Michael Burnett, Director  
Allen County EMS  
408 N Washington Ave  
Iola, KS 66749

Dear Michael,

Congratulations on an outstanding inspection! On 10/18/2016 the Board of Emergency Medical Services performed an inspection of Allen County EMS. Inspections are conducted to ensure compliance with Kansas Administrative Regulations and Statutes. The following areas are reviewed: Operational and Medical Protocol, ambulances and equipment inspection, equipment list, garaging, call schedule, attendant roster, daily record of ambulance responses, and the service's quality improvement program. It is the opinion of the Board of Emergency Medical Services Inspector that your service did meet all minimum requirements as set forth by the Board.

I found your service to be well organized and compliant with all regulations and statutes. I commend you and your staff on the excellent job you have done and would offer the board as a resource for any problems or concerns you encounter in the future. If I can be of further assistance I can be reached at 785-250-0390 or by e-mail at [ed.steinlage@ks.org](mailto:ed.steinlage@ks.org).

Respectfully,



Ed Steinlage  
Compliance Officer  
Kansas Board of Emergency Medical Services  
Cell: 785-250-0390  
[ed.steinlage@ks.gov](mailto:ed.steinlage@ks.gov)

## Michael presented information for a new ambulance in 2017:

### BACKGROUND

As per the *Emergency Medical Services - Joint Agreement*, Allen County is scheduled to purchase a new ambulance in 2017. The 2017 purchase would replace Med Unit #34 with a similar type of unit.

### SUMMARY

In late 2015, a new AEV ambulance was ordered at a cost of \$185,900. The unit was then delivered in February 2016. The quote for the new ambulance is \$198,740 as per American Response Vehicles' letter dated September 16, 2016 (see attached).

EQUIPMENT TYPE	2015 PURCHASE PRICE	2016 QUOTED PRICE	% DIFFERENCE
AEV Ambulance	\$185,900	\$198,740	6.91%

### DISCUSSION

An ambulance purchase and delivery is scheduled for 2017. Since the build-time for ambulances is often in the six-month range, we would like to start the purchasing process now, which would ensure that the ambulance delivered mid-year in 2017. Additionally, pursuing the purchase at this time, could very likely save some money. AEV is anticipating a price increase of about 2.5% effective 01 January 2017. Other vendors are likely to have price increases at the first of the year as well. The price increase this year is due to increased cost and Ford has switched to an aluminum body.

The unit slated for replacement, Med Unit #34, is a 2008 Ford-Osage Ambulance. It currently has over 350,000 miles on it. So far in 2016 the city has paid over \$5,000 in repairs mainly centered on turbo and motor issues. We use this unit as a second out truck and used as a backup truck due to the reliability of not knowing when it will break down again. Staff is concerned to take the unit out of the county due to mechanical issues we have had and fear of sitting alongside of highway with a critical patient.

### RECOMMENDATION

If the County Commission is agreeable with moving forward, we recommend purchasing the AEV ambulance as quoted. Otherwise, please advise us as to the timeline and bidding procedures that you wish us to follow.

He presented information on the ambulance purchased in 2015. Discussion followed. He discussed the difference in costs; material types. He would like another 4 wheel drive ambulance. The new ambulance would be located with the intention to keep the mileages off of the newer ones. 2008 is the ambulance to trade in. Discussion followed on the process of rotation and conditions. 2008 - 352,000 miles, 2016 - 8,075 miles, 2011 - 105,000 miles, 2010 - 240,000 miles for the current ambulances. Crews rotate so they all get to drive the new truck. An issue with the new truck is that it will not fit in the Humboldt's station and would be a tight fit in Moran's Station.

Commissioner Talkington asked about runs for 2016. Michael state they are right at 1600 for the year; a little behind next year. Discussion followed. Commissioners requested the city to get two bids and publish in the paper.

Chairman Daniels stated they should start a conversation of new ambulance stations for 2018.

Chairman Daniels asked Michael about an ambulance run in Humboldt that a young person was injured. Discussion followed. Chief Thyer discussed some issues of ambulance being everywhere at one time.

Commissioner Talkington asked if Michael and Sid could come up quarterly. They could and would present reports. Commissioner Williams asked if a meeting with a County Commissioner, City Administrator, EMS Director, and Fire Chief have been set up. No it has not at this time.

Mitchell Garner, Public Works Director, reported he has been working with Mr. Sinclair on a fence concern near a bridge project.

Mitch discussed the Georgia Bridge repair project over US Hwy 169 by KDOT. They are working to get it done.

Commissioners discussed with Alan about plans for new ambulance stations in Humboldt and Moran for 2016.

Alan Weber, Allen County Counselor, discussed Allen County Regional Hospital Trustees. He explained that Jim Gilpin and Jeff Johnson have both expressed interest. Commissioners asked Alan if someone goes off the board for one year can they can go back on after 2017. Alan stated per the by-laws, yes. Commissioner Talkington moved to appoint Jim Gilpin and Jeff Johnson to serve a three year term, commencing January 1, 2017. Commissioner Williams seconded, motion passed 3-0-0.

Commissioners reviewed the SKAT Grant for 2016 for a van and operation expenses. Commissioner Williams moved to approve and submit the SKAT Grant. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner drew for lola Township Trustee. The write in candidate drawn at the canvass is not a qualified resident of lola Township Trustee, so commissioners redrew names with Tristian Roegner receiving the appointment.

Commissioner Talkington moved to approve the Employee Job Descriptions. Commissioner Williams seconded, motion passed 3-0-0.

Commissioner Talkington moved to approve Employee Handbook. Commissioner Williams seconded, motion passed 3-0-0.

Sherrie discussed inviting Allen County legislators to a Commission meeting. Commissioners stated yes they would like to do that.

Sherrie mentioned Debbie Bearden had called to clarify something from October 25, 2016 meeting. Debbie sent an email stating "What Calvin was trying to say was there has been a need for access to restrooms for those who attend the Farmers' Market for several years now. With the move of the Thrive organization to the east side of the square, restrooms are now available during market time, thereby filling the need." Commissioner Williams moved to amend the October 25, 2016 minutes to reflect the correction. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$57,809.22
- b) Payroll Changes
- c) Journal Entry - #65
- d) Abatements: RE Value 2449, \$502.82, Year 2015

With no further business to come before the board, the meeting was adjourned until November 22, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 22, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on November 14 & 15, 2016.

Bob Johnson, Iola Register and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

Sherrie asked on behalf of Donna Houser to have permission to allow See Hear Iola to decorate the bandstand for Christmas. Commissioners approved.

Commissioners discussed annual bonuses and sick pay out. Commissioner Williams moved to approve both. Motion died for lack of a second. Discussion followed. Commissioner Talkington moved to pay out the sick leave. Commissioner Williams seconded, motion passed 3-0-0.

Commissioners discussed longevity payout with bonuses for those that have been employed 5, 10, 15, 20.... years. Commissioner Williams moved to give \$200 bonus to all employees and a \$25.00 per every five years anniversary on your anniversary year. Commissioner Talkington seconded, motion passed 3-0-0.

Mitchell Garner, Public Works Director, discussed bids for a bridge project 3.0-T.2 on California Road. It is roughly estimated \$325,000 of which \$160,000 will be the states portion and Allen County's portion will be the rest. Allen County will have engineering costs as well.

Mitch reported the 1976 CAT loader has quit working. He suggested trading it in for a used loader. They normally use the loader every day. Commissioners approved Mitch to get bids.

Mitch reported they are working on a fence by Sinclair's land.

Commissioner Williams passed on a request from ACARF for gravel. Mitch will check on gravel. Discussion followed on nonprofit organizations.

Terry Call, Allen County EMS Financial Director, discussed 2016 annual income and ambulance runs. Terry discussed receiving payments via credit card. He is able to use KAN-Care. Discussion followed on receiving payments.

Terry presented information on 2015 runs versus 2016. 2015 has \$757,364.00 with 1790 trips, 485 of those were dry runs (27%) and 2016 has \$636,464.00 year to date with 1609 trips with 515 being dry runs (32%) but has billed for \$705,732.00. 2016 is 181 less runs this year so far.

Terry discussed payments and how much Medicare will pay. Discussion followed on insurance and who pays what.

Bryan J. Murphy reported the law suits with Mr. Sigg have been dismissed. Sigg still has a little time to respond.

Commissioners approved the following documents:

- a) Clerks Vouchers – 11/18 - \$158,327.62 & 11/22 - \$14,877.62
- b) Payroll Changes
- c) Clerks Journal Entries 66-67
- d) Abatements: RE Value 2737, \$399.16, Yr 2016  
PP Value 4720, \$769.76, Yr 2016  
PP Value 525, \$82.64, Yr 2015  
PP Value 525, \$82.30, Yr 2014  
PP Value 525, \$88.14, Yr 2013  
Oil Value 243, \$37.22, Yr 2016

With no further business to come before the board, the meeting was adjourned until November 29, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 29, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

Commissioners approved the minutes of the November 22, 2016 meeting.

Sean McReynolds, Fire Chief, Humboldt Volunteer Fire Department, in the south half of the county along US Hwy 169 there are no cross streets, therefore no street signs to allow motorists to provide their location to emergency services. By placing the names of the overpass roads on either side of the overpass, motorists that contact the 911 Dispatch Center in an emergency will have more frequent point of reference to relay to the dispatchers. This will allow for a more accurate response to an emergency along the major highways in Allen County. They are being called out to help along US Hwy 169 and they are having trouble with getting correct directions.

Example would be when the semi driver hit the overpass on Georgia Road, the person called and said they were just pass the Humboldt Exit. He is suggesting the county label the overpasses with a sign stating what road the underpass is. There is 10 overpasses: Arizona Road, Connecticut Road, Delaware Road, Florida Road, Georgia Road, Hawaii Road, Iowa Road, Minnesota Road, Missouri Road and Nevada Road's. Commissioners discussed and expressed it is a good idea. KDOT is scheduled to meet with the commission today. Commissioners will take under consideration.

Mitchell Garner, Allen County Public Works Director, joined the meeting. Commissioners asked Mitch to check into the signage. Discussion followed.

Commissioner Talkington asked about the California Road and 600 Street bridge. Mitch stated they are still waiting on the bids to come back on that project. The bids will be back on the 12<sup>th</sup> of December.

Sherrie requested on behalf of Geneva Township to accept the resignation of Joe Folk as Township Clerk as he was elected to serve as Geneva Township Treasurer and to appoint Charles Bruce Michael as Geneva Township Clerk. Commissioner Talkington moved to appoint Charles Bruce Michael as Geneva Township Clerk. Commissioner Williams seconded, motion passed 3-0-0.

Daren Petrowsky, Kansas Department of Transportation District Engineer, Kristy Kelly, and Wayne R. Gudmonson, P.E. KDOT representatives, stated the Georgia Road overpass should be finished end of December or first part of January. Darren stated the newly laid cement will take some curing time.

Chairman Daniels discussed the request submitted to them by Fire Chief McReynolds concerning the signs for overpass bridges. He explained Neosho County has them. Wayne stated he would have the bridge signage department. Daren explained the county is in charge of all 911 signage. Commissioners explained they could look at the cost if the state would give their blessing. Daren explain 2013 signage regulations. Discussion followed. Daren will check into it for Allen County.

Chairman Daniels asked about US Hwy 169 replacement. Daren and Wayne stated it is just delayed but is still on the list. Daren stated it is actually broke into two projects now: Neosho and Allen. Neosho is scheduled in March; Earlton to Humboldt exit in and Allen County's is Tank Farm Road north and will be scheduled at a later date. Discussion on Southeast projects and scheduling.

Ron Holman, Allen County House and Grounds Director, discussed a request from AT&T to dig and replace fiber optic. Discussion followed. The Kansas tag office has requested AT&T fiber services at 1 N. Washington in lola, KS in which the building is owned by Allen County so in order for AT&T to be able to place fiber on and into the building they need the system permission form signed by county representative... "Owner grants the operator the right to install conduit or innerduct from the property line to the point of initial demarcation in accordance with the sketch provided by AT & T representative." "Operator will restore the affected area to like or better condition and will seal any wall penetrations, if applicable. If operator damages the premises during the installation process, or if damages are discovered after completion, the operator shall promptly repair such damages at the operator's sole cost and expense." "Owner shall provide reasonable access to the premises." "This system permission is the entire agreement

between the parties respecting the matters herein and may be modified by written agreement only." Commissioner Williams stated he felt it has to be done. Commissioner Williams moved to approve the request and permission page. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams moved to go into executive session for 10 minutes to discuss Attorney-Client Privilege. Commissioner Talkington seconded, motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Talkington, Commissioner Williams, Alan Weber, Allen County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:10 a.m. Commissioners reconvened at 9:17 a.m. No action was taken.

Darolyn "Crickett" Maley, Allen County Treasurer, reported the compensating sales tax will be withheld to the toon of \$64,000 due to Enbridge requesting an exemption. She reported the State Audit Team had audited and Allen County owes back compensating tax. Crickett wanted the commission to be aware.

Commissions discussed PTO time vs Vacation, Sick and Personal. No action was taken.

Commissioners discussed infrastructure improvements. Discussion followed.

Chairman Daniels asked about Sheriff Murphy and Angie Murphy, 911 Director, classes and graduation. Sheriff stated they will be graduating on Friday.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$58,606.66
- d) Abatements: Oil, Value 1196, \$178.68, Year 2016

With no further business to come before the board, the meeting was adjourned until December 6, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 6, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

Commissioners approved the minutes of the November 29, 2016 meeting.

Sherrie discussed township treasurer bonds. She explained that the trustee and clerk for each township vouch for an amount, if the treasurer leaves with the money entrusted to them.

Commissioner Williams moved to approve Deer Creek Township Treasurer's bond for \$6,500. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioner Williams moved to approve Geneva Township Treasurer's bond for \$20,000. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners reviewed the Guardian Ad Litem Contract and Adult Misdemeanor Contract with Apt Law Office, LLC. Discussion followed on who would be covered. Commissioner Williams moved to approve both contracts with Apt Law Office, LLC for 2016. Commissioner Talkington seconded, motion passed 3-0-0.

Alan discussed raises per discussion with department heads. He discussed a .3 COLA and up to 4.5 merit to keep the survey changes done. Commissioners will take under consideration.

Alan discussed PTO time which is paid time off. Department heads met and discussed PTO time and they were not in favor of PTO time. Discussion followed. Commissioners tabled for more discussion.

Commissioner Talkington asked Sheriff Murphy about the speed limits on old US Hwy 169 between Iola and Humboldt. Discussion followed.

Alan discussed the Zoning meeting last week; it is adjourned until January 26, 2017 at 7:00 p.m. The meeting is for the Zoning Board to discuss and develop policies and procedures associated with alternative energy sources that may apply for zoning permits within Allen County to bring before the commission.

Commissioners approved the following documents:

- a) Clerks Vouchers – \$412,924.77
- b) Payroll Changes
- c) Journal Entry - #68-71
- d) 2012 request for Shredding Document
- e) Abatements: RE Value 4056, \$591.40, Year 2014  
PP Value 12,262, \$1,878.00, Year 2016  
PP Value 832, \$121.96, Year 2015  
TR Value 168, \$24.00, Year 2016  
Oil Value 17,764, \$2,672.24, Year 2016  
Gas Value 1,351, \$201.08, Year 2016

With no further business to come before the board, the meeting was adjourned until December 13, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 13, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels via conference call, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the regular meeting on December 6, 2016.

Bob Johnson, Lola Register, Paul Sorenson, citizen, Sofie Alexander, Community Health Care of Southeast Kansas (CHCSEK), Sarah Jones and Heather Bosler, Humboldt Union representatives, and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

Ron Holman, Allen County House and Grounds Director, discussed a request from LaHarpe Senior Center. Their request was for new tables and chairs to replace the old heavy ones. Ron presented bids from McCarty's Office Machines, Inc. for 4-8 foot tables for \$139 each and 1-6 foot table for \$93.99 and 11 Chairs for \$135.00 each for a total of \$2,134.99. Commissioner Talkington moved to accept the bid as presented. Commissioner Williams seconded, motion passed 3-0-0.

Paul expressed his appreciation of the commission and Sherrie and all of what they do for the community. He stated the lights at the intersection of Oregon and US Hwy #169 are greatly appreciated.

Sherrie reported the swearing in will be January 9, 2017 at 3:30 p.m. for Commissioners Talkington and Williams,

Commissioner Williams congratulated Sheriff Murphy on his graduation last Friday of the Command Class and he is still working on his capstone project.

Jerry Hathaway, Allen County Attorney, joined the meeting.

Mitchell Garner, Allen County Public Works Director, presented a Federal-Aid Exchange Master Agreement No. 109-16 between Kansas Department of Transportation and Allen County Commissioners. He requested the commission to sign the agreement which would allow funding from the state, if monies are available for projects. Discussion followed. Commissioner Williams moved to approve commissioner's sign off on the agreement. Commissioner Talkington seconded, motion passed 3-0-0.

Mitch presented bids for bridge project 3.0 – T.2 (600 Street south of California Road). Bids were received from Mission Construction Co., Inc., for contract price of \$277,282.50 with 200 days of notice to proceed; Bryan-Ohlmeier Construction Co., Inc., for contract price of \$293,764.30 with 160 days of notice to proceed; King Construction Co, Inc. for contract price of \$298,663.46 with 140 days of notice to proceed; B&B Bridge Company, LLC., for contract price of \$301,882.62 with 280 days of notice to proceed; Reece Construction Co., LLC., for contract price of \$355,677.83 with 410 days can't start until October; Ebert Construction Co., LLC., for contract price of \$363,310.78 with 240 days of notice to proceed. Commissioners requested Mitch find out whom, if any, of these companies are doing the Georgia Road repair.

David Toland, Thrive Executive Director - Economic Development and Sofie Alexander, CHCSEK, practice manager, discussed how Thrive has been helping CHCSEK to find land to build on. They signed a contract for 2051 N. State, which is across from Sam and Louie's. Sofie reported they put a dentist in the current building in 2013, then health care persons, now a psychiatrist, so more space is needed. They are looking to build a 1300 square foot building to be occupied in July 2018. They currently have had 2200 doctor visits from citizens in the area. The ground breaking will be May 3 of 2017. They have applied for assistance from community fund loans (USDA Rural Development) and they need letters of support from the community entities. He presented one for the commission to sign for the USDA Rural Development Community Facilities Application. Discussion followed. Commissioner Williams moved to approve the Chairman sign the USDA Rural Development Community Facilities Application letter of support. Commissioner Talkington seconded, motion passed 3-0-0.

Mitch reported Mission Construction Co., Inc. is the same company that is doing the Georgia Road project. Commissioners discussed references with Mitch on Bryan-Ohlmeier. Commissioner Williams moved to accept the bid from Bryan-Ohlmeier Construction Co., Inc., for contract price of \$293,764.30. Commissioner Talkington seconded, motion passed 3-0-0.



Mitch stated the overpass signs can be put up if the county buys the signs. The State has a contract with a sign company, so it might be cheaper to have them purchase the signs.

Mitch discussed Georgia Road and the current condition of being redone.

Darrell Monfort joined the meeting. He expressed his concerns on losing six of the downtown businesses this last year and not unique in the fact of having empty buildings. Not doing things to keep the old businesses and doing things to attract new, but would like to see things done to keep and help transfer businesses between people. Darrel asked if there is a tax abatement to help encourage people to take over current businesses. Commissioner Williams asked Darrell if he would be interested in serving on a committee to review options to help people to be able to afford to take over businesses currently within the county. Commissioner Talkington stated Thrive is involved in economic development. Darrell stated yes, he felt Thrive and the Cities should be working towards keeping the community. Discussion followed.

Darrel stated his next concern is the wind farms. He discussed in lieu of payments, sometimes are the fixing of roads. Once they come on the tax roll, the only thing taxable is the cement base, not the tower itself. He wants the commission to consider it. He discussed the lines to carry the power would have to be new lines and the persons with the lines on them aren't as happy as the ones on the towers. If they don't put a system to convert DC to AC, there are more concerns. These are questions and things discussed at Farm Bureau meetings.

Alan asked to have Loren Korte be reappointed to serve another 3 years on the Allen County Regional Hospital Board of Trustees. Commissioner Williams moved to reappoint Loren Korte. Commissioner Talkington seconded, motion passed 3-0-0.

Bob Johnson asked questions concerning the wind farms that Darrell Monfort discussed.

Angela Murphy, 911 Communications Director, discussed her Kansas Certified Public Manager Program project. She stated it was a great opportunity to participate. Commissioner Williams congratulated her on her graduation. He said he had read her thesis. Angie explained her strategic plan includes creating and updating the COOP plan, EOP plans, inventory and plans for equipment replacements.

Angela stated her priority is the purchase of a voice recorder; the current one is broken. This product is used to record all of the phone lines and radio frequencies in the 911 Communications Center. Tapes are routinely used as evidence in police investigations and court cases. The current recorder was purchased in 2010 for \$26,000 minus \$6,000 for trade in discount. They have replaced the hard drive in September of 2012, rebuilt the server in March of 2015. Angie explained Voice Products is the only Kansas Vendor with this service, so there would be no on-site service with other out of state vendors. Under the current contract she can get a trade in value of \$2,300 towards a new machine. The county's current maintenance contract would carry over to the new contract/machine. Bids were received from Voice Products for \$30,640.00; World Systems, Inc for \$31,259.00 and Applied Digital Solutions for \$33,443.30. Angie said she had budget authority left for 2016. Discussion followed. Commissioner Talkington moved to approve the purchase from Voice Products Inc. for \$30,640.00 with trade in. Commissioner Williams seconded, motion passed 3-0-0.

Angie asked the commission if she needed to select additional features or interfaces to make the new voice recorder compatible with her current systems. If needed, could she purchase additional equipment at \$3,000-\$5,000 extra on top of the basic quote? Commissioners did approve.

Commissioners approved the following documents:

- a) Clerks Vouchers - \$41,929.27
- b) 2016 Inventory – Register of Deeds, County Counselor
- c) Payroll Changes
- d) Clerks Journal Entries #72
- e) Abatements: RE Value 46,303, \$6,743.50, Yr 2016  
PP Value 1439, \$302.82, Yr 2016

With no further business to come before the board, the meeting was adjourned until December 20, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 20, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register, Sarah Jones and Heather Bosler, Humboldt Union and Bryan J. Murphy, Allen County Sheriff, was present to observe the meeting.

Sid Fleming, City of Iola Administrator, joined the meeting.

Alan Weber, Allen County Counselor, and Bryan J. Murphy, Allen County Sheriff, discussed the new personnel policy, he discussed the meeting meaning hours, not days like it should be. Chose by hours as opposed to days should receive the longevity according to their normal hours worked. Alan explained the longevity was based on hours not days. Discussion followed.

**E-7. Personal Leave.** On January 1 of each year, all full-time employees shall accrue personal time according to the following schedule. All personal leave is to be used in the calendar year in which it is awarded:

- (a) Employees with a daily 8-hour work shift shall receive 16 hours.
- (b) Employees with a daily 12-hour work shift shall receive 24 hours.
- (c) Employees with a daily 24-hour work shift shall receive 24 hours.
- (d) Elected officials are not eligible to accrue personal leave.

**In addition to the personal leave provided above, Employees shall be entitled to additional person leave based on longevity as follows:**

- (e) Employees with four years or more service receive eight hours.
  - (f) Employees with eight years or more service receive 16 hours.
  - (g) Employees with 12 years or more service receive 24 hours.
  - (h) Employees with 16 years or more service receive 32 hours.
  - (i) Employees with 20 years or more service receive 40 hours.
  - (j) Employees with 24 years or more service receive 48 hours.
  - (k) Employees with 28 years or more service receive 56 hours.
- (l) Newly hired employees hired between January 1<sup>st</sup> and June 30<sup>th</sup> of any year shall receive the full amount of personal leave set out above. New employees hired between July 1<sup>st</sup> and November 30<sup>th</sup> of any year shall be given one-half of the personal leave set out above. New employees hired after December 1<sup>st</sup> of any year shall receive no hours of personal leave for that calendar year.

Bryan discussed the holidays, costs of midnight to midnight or shift to shift. He requested to have it defined either normal or shift times. Discussion followed. Commissioners agreed to keep it consistent. Alan will rewrite the changes.

Bryan reported the transportation van hit a deer, \$8,000 plus of damage.

Commissioner Talkington discussed repeater towers and replacements. Discussion followed. Just spent \$15,000 for tower and coax. Landfill and range would be a good location. Need a high high tower.

Sid discussed Neighborhood Revitalization Plan. The three-year NRP ended in November and the council agreed to redo, so he needs to have the other entities signoff on it. Alan has reviewed the plan and it includes the entire city limits of lola. Commissioners reviewed. Commissioner Williams moved to approve the county participate in the City of lola NRP. Commissioner Talkington seconded, motion passed 3-0-0.

Mitchell Garner, Allen County Public Works Director, reported he had called individuals out to clean roads and bridges after the snow over the weekend. Discussion followed.

Commissioner Talkington discussed gravel for non-entities. Discussion followed on in-kind services or not. Mitch will check on it.

Sherrie asked about Advantage Computer contract for WEB Annual Hosting from February 12, 2017 to February 11, 2018 for \$1,271.00. Discussion followed. Commissioners asked Sherrie to get more information.

Sherrie discussed the League of Municipalities annual 2017 dues; they increased \$472.89 from 2016. Discussion followed on how many times or how they are used. Commissioners agreed to support the League of Municipalities another year.

Sherrie asked the commission if they are going to meet on December 27 and December 30. They stated yes they would be here December 27 at normal times and December 30<sup>th</sup> will be meeting at 2:30 p.m. to finalize yearend.

Sherrie requested approval on two Cereal Malt Beverage licenses for "The Mildred Store" Regena Lance, for on premises and off premises for 2017. Sheriff Murphy stated there has not been any issues from "The Mildred Store". Commissioner Williams moved to approve the cereal malt beverage licenses for "The Mildred Store". Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie asked the commission if there is anything they need to determine raises for 2017.

Sherrie presented Tri-Valley Developmental Services Agreement for Services for 2017 in the amount of \$65,000. Alan had reviewed and there were no changes from 2016 to 2017. Commissioner Williams moved to approve and sign the contract. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners reviewed the Allen County Services to the Elderly Van Transit Public Participation Plan Outline. Sherrie explained the changes are due to having one full time driver as opposed to two part time drivers for van scheduling and times for riders. Commissioner Williams moved to approve and sign. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie asked the commission about Special Alcohol monies for Southeast Kansas Mental Health for 2016. Discussion followed. Commissioner Williams moved to approve \$7,500 of Special Alcohol monies for Southeast Kansas Mental Health. Commissioner Talkington seconded, motion passed 3-0-0.

Alan discussed the possibility of a Medical building. Discussed participation to the Allen County Regional Hospital if the commission wants to. 2.5 million dollar project, USDA application, then apply for the specific loan. Alan wanted to know the commission's interest in donations or contributions. Commissioners will take under consideration as more details develop. Medicaid expansion has hurt the hospital, but probably all of them.

Adam Lusker, Jr., 2<sup>nd</sup> District Representative, and Kent Thompson, 9<sup>th</sup> District Representative, joined the meeting.

Commissioners briefly discussed wind farms.

Representative Lusker asked for a paved road to the cemetery at Moran, one mile south of US Hwy 54.

Bob Johnson asked Representative Lusker and Representative Thompson to discuss on line sales tax. They addressed issues he has had brought to his attention. Representative Thompson said it is actually been discussed what is the solution in the tax committee. Bob Johnson asked if a person was out of state can they be forced to pay sales tax?? Discussion followed on interstate compact. So Bob said it would be a Federal law.

A discussion followed on all the Democrats and Republicans need to work together for the common good of the people, not Republicans for Republicans or Democrats for Democrats. We need bi partisan government.

The new tax lid was discussed as what it would mean to counties. Discussion on food sales tax exemptions and other taxes. \$500,000 million if food sales tax was deleted. KDOT monies need to be restored and is supposed to be protected, motor fuel sales tax is the only thing protected and would be what needed to be raised, but in the county's bordering other states would be possibly be hurt. "Slippage" hurts Kansas. Representative Lusker stated Kansas needs to get back on track of getting the revenue back on track while building up money to pay back debt. They will be working on a school formula for the future in place of the grant block funding.

Chairman Daniels stated he has heard it isn't so much Democrat and Republican, as it is urban and rural issues. Discussion followed on schools and businesses.

Representative Lusker discussed Medicare expansions and Obama care, changes and what would happen in the future is unpredictable.

Sherrie requested on behalf of Marc J. Waggoner for an authorized emergency vehicle permit. All authorized signers have signed. Commissioner Williams moved to approve the Emergency vehicle permit for Marc J. Waggoner. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$215,238.03
- b) Inventory sheets: LaHarpe Senior Center, Iola Senior Center and Allen County House and Grounds department.
- c) Abatements: RE, Value 10885, \$1744.36, Year 2016  
PP, Value 2082, \$471.80, Year 2016  
TR, Value 0, \$11.12, Year 2016  
Oil, Value 1632, \$235.90, Year 2016

With no further business to come before the board, the meeting was adjourned until December 27, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 27, 2016**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner Thomas R Williams, Commissioner Jim Talkington and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register and Sarah Jones, Humboldt Union representative, was present to observe the meeting.

Commissioners approved the minutes of the December 13 & 20, 2016 meetings.

Mitchell Garner, Allen County Public Works Director, reported he has looked at ACARF and the parking lot does need rock. Commissioner Williams renewed his motion to help ACARF with gravel. Motion died for lack of second. Commissioner Talkington stated he would not vote for it. Chairman Daniels stated he was not comfortable doing it without in-kind services. He would be open to discuss it in the future if in-kind on both sides were to happen. Bryan J. Murphy, Allen County Sheriff, joined the meeting. He said it has been 6 years since they have taken any animal to ACARF and they were charged \$75.00 each time they took an animal to them.

Commissioner Williams moved to approve an application for a pawn license for Linda O'Conner. Commissioner Talkington seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerks Vouchers – 2016 - \$36,500.86 and 2017 - \$11,709.07
- b) Payroll Changes
- c) Inventory : Public Works Department and Services to the Elderly Van

With no further business to come before the board, the meeting was adjourned until December 30, 2016 at 2:30 p.m. in the Commission room of the courthouse to conduct yearend business.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Jim Talkington, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 30, 2016**

The Allen County Board of Commissioners met at 2:30 p.m. for the purpose of yearend business with Chairperson Jerry Daniels, Commissioner Jim Talkington, Commissioner Thomas R. Williams and Sherrie L. Riebel, Allen County Clerk.

Bryan J. Murphy, Allen County Sheriff, Alan Weber, Allen County Counselor, was present to observe the meeting.

Bryan discussed radio towers and costs for replacement and or radios.

Commissioners reviewed and discussed Resolution 201608 for yearend transfer.

**RESOLUTION NUMBER 201608  
ALLEN COUNTY SPECIAL MACHINERY FUND**

BE IT RESOLVED, by the board of County Commissioners of Allen County, Kansas:

WHEREAS, in accordance with K.S.A. 68-141F and K.S.A. 68-141G will hereby transfer \$250,000.00 from Allen County Public Works Fund to Allen County Special Machinery fund an amount not to exceed twenty-five (25%) credit to the Public Works Fund. All moneys credited to the Special Machinery Fund shall be used by Allen County for the purpose of purchasing road or bridge building machinery or equipment or the building of bridges and such fund shall not be subject to the provisions of K.S.A. 79-2925 to 79-2937 or acts amendatory thereof or supplemental thereto, except that in making the budgets of Allen County the amounts credited to and the amount expended there from shall be shown thereon for the information of the taxpayers of Allen County.

PASSED AND APPROVED this 30th day of December 2016.

THE BOARD OF COUNTY COMMISSIONER

OF ALLEN COUNTY, KANSAS:

Commissioner Williams moved to adopt Resolution 201608. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie discussed Interactive Health for 2017 Wellness. Commissioners discussed the benefits for employees; cost will be \$200 per employee. Commissioner Williams moved to Allen County to participate in 2017. Commissioner Talkington seconded, motion passed 3-0-0.

Sherrie discussed life insurance for employees.

Sherrie and Alan presented proposed redistricting maps for commission districts.

Sherrie discussed the ambulance fund. She reported she had taken the December 2016 check for ambulance to the City of Iola. The total of checks taken to the City of Iola in 2016 totaled \$703,612.00 so Allen County will be paying out \$296,388 for the contract price of \$1,000,000. Discussion followed.

Commissioners reviewed 2016 annual reports for Elsmore and Marmaton Townships.

Commissioners discussed rock for ACARF. There is a resolution directing VIN monies and statutes that pertain to county sale of rock.

Darolyn "Crickett" Maley, Allen County Treasurer, reported books are balanced and sent to the auditor. Commissioners expressed their appreciation for all the work the county employees have done in 2016.

Commissioners, Alan and Bryan discussed the policy of VIN account and how it is spent. Discussion followed. Chairman Daniels stated if the resolution and statute precluding the county from giving rock to private entities were presented Tuesday the outcome might have been different. Commissioner Williams stated he felt the same about it today as last Tuesday.

Commissioners reviewed the 2016 annual reports of Elsmore and Marmaton Townships.

Commissioners approved the following documents:

- a) Clerks Vouchers – 2016 -\$15,402.59 and 2017 -\$77,495.00
- b) Payroll Changes
- c) Inventory – Appraiser's Office, Meals on Wheels, and Treasurer's Office
- d) Journal Entry #
- e) Abatements: RE Value 8477 , \$1508.70 , Yr 2016  
PP Value 2025 , \$281.52 , Yr 2016  
TR Value 8622, \$1230.48, Yr 2016

With no further business to come before the board, the meeting was adjourned until January 3, 2016 at 8:30 a.m. in the Commission room of the courthouse.

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Jerry Daniels, Chairperson

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Thomas R. Williams, Commissioner

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Sherrie L. Riebel, County Clerk

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Jim Talkington, Commissioner