

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Kent Thompson, Commissioner Dick Works, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the December 28, 2001 meeting.

31st Judicial Judge John White, and Janel Downey, District Court Clerk, discussed their office retaining heat daily even during the winter months. Judge White reported there use to be a large vent in the ceiling years ago but during remodeling was made smaller. Discussion followed for solutions.

Commissioner Works moved to appoint Commissioner Regehr as chairman of the board for 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioners reappoint Ken Johnson and Bob Hawk to serve on the Allen County Airport Advisory Board for a term to expire 2007. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Ken Gilpin, Tom Nevans and Neal Barclay to Allen county Revolving Loan Committee. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Andy Dunlap and Commissioner Dick Works to the Regional Planning Revolving Loan Committee. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Dr. Porter, Joan Willis and Jean Barber to the Multi County Health Board. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Commissioner Kent Thompson to Resource, Conservation & Development Committee. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Scott Mann, Mike Rickner and Nila Dickason to the Tri-Valley Development Center Board. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Anna Mae Weilert-Works and Verna Devine to the Southeast Kansas Area Agency on Aging Board. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Ben Middleton, Sr. to the SEK-AAA Advisory Council Members. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Commissioners reappoint Kent Thompson and Bill King, alternate to the Southeast Kansas Solid Waste Operating Authority and Operating Authority Board of Directors. Commissioner Thompson moved, Commissioner Works seconded, motion passed 3-0-0.

Bill King, Public Works Director, discussed William Cook, Allen County Surveyor, contract for \$1,040.00 or 26 hours at \$40.00. Discussion followed. Commissioner Works moved to approve the contract. Commissioner Regehr second, motion passed 2-0-1.

Bill reported he was going to get bids on a bulldozer, track loader, boom mower and a motor grader for 2002. He stated he wanted to get costs. Discussion followed.

Bill discussed filling the part timers as full time positions because of turn over, training is an issue as well as quality of work. Discussion followed. Commissioners approved the full time positions.

Bill discussed the Allen County Airport expansion. He stated the County Counselor has reviewed the agreement and is concerned on the in-kind costs for the airport. The Secretary

agreed to reimburse Allen County 50% of the construction cost, but will be limited participation of \$500,000.00 from the Secretary. Bill will get the cost estimated for the county. The initial cost of engineering will be the county's responsibility. This will not be credited as in-kind contribution. Commissioners reviewed the Airport Geo-Metric Improvement Agreement, which would be between the Secretary of Transportation of the State of Kansas and Allen County. This would be to construct a 1400' extension to Runway 19 (Allen County) and also to widen the entire runway. Several items are address within the agreement, which is on file in the Public Works Department. Discussion followed on these items. Fiscal year 2004 is the scheduled year for completion. Jack Shalla, Allgeier, Martin & Associates Engineer, discussed the agreement. He reported the some of the initial engineering has all ready been completed because of pre-engineering request. He stated some of the ALP would be done yet. Discussion followed on what is already completed towards this project. Jack's rough estimate for up front engineering cost \$40,000.00, he explained why and how soon he would like this to be done. Bill stated they could hold off putting in the underground tanks that the monies could come from that. No action was taken at this time.

Karen Lemery, Allen County citizen, asked what kind of planes would be coming in. Commissioners stated some of the companies would have small jets that could land at Allen County, currently no personal jets.

Phil Merkel, City of Moran Mayor, William Burche, Moran Presbyterian Church representative, Debra Tynon, Moran Presbyterian Church representative, Audry Maley, and Zelma Watkins, Moran Senior citizens, discussed the proposed Moran Senior Center. Mrs. Tynon reported that in February the Presbyterian Church would be voting on whether or not to keep open the church. The monies currently held by the Presbyterian Church that was to go towards a new church is possibly available to use towards a Senior Center/Community Center. Discussion followed. Mr. Burche discussed there would be more monies if the church were tore down it would be a savings in monies paid out to tear down. Discussion followed on fees and the running of the center. Mrs. Tynon expressed her opinion that the community of Moran would greatly benefit from the Community Center.

Mayor Merkel stated right now everyone is just working in a great big circle, because nothing is happening. He stated the City of Moran is wanting clear out of the request for Community Center. He stated they are trying to speed up the process by bowing out of the circle, hoping to be uncomplicated and not be in the center of the circle. Commissioner Works stated a Senior Center/Community Center would benefit the whole community. Discussion followed. Mrs. Watkins stated the inconvenience of not having a senior center. Commissioners requested Bill King to review the church to see what it would cost to tear it down. Commissioner Regehr asked what the senior's were envisioning. Discussion followed. Mrs. Maley stated she felt more seniors would be involved if offered a nice place to congregate. As soon as the Presbyterian Church has voted they will meet with the commission again. No action was taken at this time.

Phil Young, DOC/JJA Administrator, Mary Tucker, Assistant JJA Administrator, discussed the cost of living raises requested by the 31st Judicial District JJA. Phil discussed JJA using the 31st Judicial Branch pay scale, that the Administrative Board had approved JJA to mirror the pay scale. He stated the board feels they shouldn't have to meet all the time they want to raise the scale. Discussion followed. Phil discussed the states proposal to consolidate the different grant jobs. Discussion followed on how the employees are rated per job description.

Commissioners discussed the position open on the Juvenile Judicial Administrative Board due to the resignation of Judge Thomas Saxton who was appointed to another board. No action was taken at this time.

John Feedback, Fagan Company, discussed the services provided by Fagan. Discussion followed on the unit heating the assembly room and over all heat throughout the courthouse. He stated motors and air handlers probably need replaced because the age of the boiler. Commissioners requested bids for asbestos removal in the heating room for assembly room.

Commissioners discussed the heating problem in the court area with John.

Alan Weber, Allen County Councilor, discussed county fire districts. No action was taken.

Sandra Drake, Allen County Appraiser, Bill King, Public Works Director, and Clerk Riebel discussed wages with commissioners. After much discussion Commissioner Thompson moved to approve 1% cost of living raise and 2.5% based on evaluation merit for non-elected personnel per department. The 2.5% of total department would be split per employee based on merit. Commissioner Works second, motion passed 3-0-0.

Commissioner Thompson moved to approve a 3.5% raise for elected and appointed officials with the exception of Commissioners who will not take a raise this year. Commissioner Works second, motion passed 3-0-0.

Commissioner Works moved that sick leave will not max out at 90 days, but will pay the employee half of the pay for sick days not used over 90 days at the beginning of December every year. Commissioner Thompson second, motion passed. 3-0-0

Commissioner Works moved to raise the base rate for Allen County .23 cents, and to raise the person on probation accordingly. Commissioner Thompson second, motion passed 3-0-0.

Commissioner Thompson moved to allow Bill King, Public Works Director, to sign this initial agreement for the up coming airport grant.

Commissioners discussed and denied the request from James Light for a Red Light permit.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 136
- b) Abatement # 110 value, \$59.44, for tax roll of 2001 Abatement #111, value 512, \$77.78, for tax roll of 2000

With no further business to come before the board, the meeting was adjourned until January 15, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

January 15, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the January 8, 2002 meeting.

Commissioner Works moved to go into executive session for 15 minutes 8:40 to discuss evaluations of non elected officials. Commissioner Thompson seconded, motion passed 3-0-0. Those present will be the Commissioners. The Commissioner reconvened at 8:55. No action was taken.

Commissioner Thompson moved to go into executive session for 10 minutes to discuss evaluations. Commissioner Works seconded, motion passed 3-0-0. The time is now 8:55. Those present will be the Commissioners. The Commissioners reconvened at 9:05. No action was taken.

Commissioners approved to give up to a 2.5 % raise based upon evaluations and 1% cost of living raise approved at last weeks meeting.

Bill King, Public Works Director, discussed a full time probationary time employee resigning. Bill reported he would be running ads.

Bill discussed applicants for the full time positions open at the Allen County Landfill. Discussion followed. Commissioners approved two new hires, currently part time at the same job.

Bill discussed motor graders currently owned by the county. Discussion followed on 1991 12G Caterpillar with 15643 hours, 1997 770B John Deere with 6774.90 hours, 1989 12G Caterpillar with 14448 hours, 1995 140H Caterpillar with 7836 hours, 1997 140H Caterpillar with 6871 hours, 1998 140H Caterpillar with 5682 hours, 1998 140H Caterpillar with 2527 hours. The 1991 12G Caterpillar will be the machine to replace. Bill will be running an ad taking bids for the old machine when he gets bids for a new machine.

Bill discussed the asbestos in the assembly room heating room. Commissioners requested Bill to get bids for removal.

Bill discussed the removal of the Presbyterian Church at Moran. Discussion followed. He stated it would take about three weeks to tear down. Gary Parker, Presbyterian Church representative, discussed salvaging parts of the church. Discussion followed on what could be done. Mr. Parker stated there are things the church would like to donate to the Senior/Community Center. Mr. Parker stated the church would have to donate the monies before February 9, 2002. If the County does not use the monies on the Senior/Community Center, the request is to go back to a scholarship fund. Commissioners agreed and stated they would discuss with the county counselor a letter of intention to be mailed to the Session Secretary of the Presbyterian Church. Bill Burche stated there are people who wanted the center yesterday. Mr. Parker stated on February 9 it changes hands from the Moran Presbyterian Church Board to the Sessions Presbyterian Church Board.

Bill discussed a request from Green Thumb for \$300.00 to put towards their workers. The county doesn't pay the wages for the Green Thumb workers. Commissioner Works moved to pay Green Thumb \$300.00. Commissioner Thompson second, motion passed 3-0-0.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, reported on the trip to pick up the new ambulance. He explained he is waiting for the title before releasing the ambulance to Moran Ambulance. It will be Unit #34.

Donald discussed remounts for 2003. He stated he would like to get a remount every other year and a new unit the other years. Discussion followed.

Donald requested to purchase three defibrillators with 12LP for the three ambulance units in Allen County. The paramedics will need the 12LP defibrillators. He explained the reasons the units need the defibrillator, the feed gives all vitals of the patients. Commissioners requested bids for the defibrillators.

Donald discussed replacing the chase on the Rescue Vehicle with a new chase in a couple of years. Commissioners stated Donald could explore the costs.

Donald discussed covering Humboldt Ambulance when the volunteers don't want to make the run. Discussion followed.

Commissioners discussed a letter received from KS Board of Emergency Medical Services on reports for ambulance service. Discussion followed. Donald stated he has taken care of the request.

Donald explained the paramedics have done a wonderful job, and will be testing out in February. There will be three individuals complete as paramedics. Donald requested to offer the paramedic classes to a couple more persons. Discussion followed. He stated there are no jobs open but

there is always turn over, this way someone could fill in the job without classes. Commissioners stated they would consider.

Kevin Cowan, Gilmore & Bell Bond Council, discussed Gilmore & Bell's services offered that would be beneficial to Allen County. Alan Weber, Allen County Counselor, discussed having a financial underwriter/banker. Commissioners explained the cost they are looking at for financing the jail would be approximately 2.5 million. Commissioners discussed a Public Building Commission. Kansas Statutes Annotate 12-1757 *et seq* authorizes the PBC to issue revenue bonds to finance the proposed jail. Mr. Cowan explained the PBC, Sales Tax Bonds, and Lease Purchase Agreement. Mr. Cowan's estimate for bond council would be approximately \$12,000.00 to \$10,000.00 plus expenses, not counting the underwriters fee. Discussion continued with question/answer session with Mr. Cowan. Mr. Cowan explained steps and processes for the creation of a PBC if the Commissioners would choose this option. Commissioners stated they are ready to create and appoint a PBC.

Alan Weber, Allen County Counselor, discussed the letter Commissioners need to mail to The Session Presbyterian Church accepting the donations.

Commissioner Regehr discussed the request for bond monies to be paid to Greenwood County. Alan reported before the county can pay on a claim, a claim has to be made.

Commissioner Thompson discussed traveling to Kansas City to visit with the Architect to complete the changes on the design of the proposed jail. No date was settled on.

Sherrie L. Riebel, Allen County Clerk, requested to shred 1996 Claim Vouchers, 1995 & 1996 Added & Abatement Taxes, 1996 Daily Work, 1994 & 1996 Payroll Duplicate Checks, 1996 Bank Statements, 1996 Treasurers Daily Statements, 1996 Check Register, Time Cards up to and through 1996 and 1999 Postage meter tape, as per new Local Government Records Management Manual dated 07/14/98. "The General Records Retention and Disposition Schedule has been authorized by the State Records Board in accordance with K.S.A. 75-3504 and has been adopted by the board a K.A.R. 53-2-115, an administrative regulation having the force of law." This shorts the retention time about two years on every thing except for the permanent files, which they suggest storing the real old ones in storage. Commissioner Works moved to approve the request. Commissioner Thompson second, motion passed 2-0-0.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 8,731.04
- b) Clerk's Journal Entries # 137 & 138

With no further business to come before the board, the meeting was adjourned until January 22, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

January 22, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the January 15, 2002 meeting.

Verna Devine, SEK Area on Aging Board member, came in to voice her support of Services of Southeast Kansas Meals on Wheels.

Commissioners discussed expanding Fire Districts. No action was taken.

Bill King, Public Works Director, discussed the weather of the winter so far. It has been extremely mild.

Bill discussed Tipping Fees paid into state for the landfill. He presented information of costs paid into State throughout the state.

Bill reported a man from Wichita Asbestos Company is reviewing the assembly room's heater room for asbestos removal. He will present a bid for removal.

Bill presented information on a fuel refund for Allen County over the last four years totaling \$77,298.62.

Bill discussed permits at the landfill. He reported Charlie Bowers has been reviewing the landfill for KDHE.

Bill discussed a visit from a mechanic at the airport. Discussion followed on permits and regulations.

Bill discussed the land leased at the airport. Discussion followed. No action was taken at this time.

Commissioners discussed the Noxious Weed report due to state. Commissioners approved Chairman Regehr to sign the annual report.

Doug Colvin, City of Iola Administrator, presented a new Fire District #2 contract. Mr. Colvin requested to meet later with the commissioners after they had time to review the contract before making it final. Discussion followed on Fire District #2.

Bill discussed the bid from Wichita Asbestos Company, and will obtain another bid. One was received earlier from Fagan Company.

Commissioner Works moved to appoint Commissioner Walt Regehr to serve on the Southeast Kansas Mental Health Board for a three-year term. Commissioner Thompson second, motion passed 3-0-0.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS, reported Allen County's Ambulance stationed in the City of Humboldt, transmission crashed. Discussion followed on the age and condition of the ambulance. Commissioners requested Chief Leapheart to check on the warranty of the ambulance.

Mark Murrill, Murrill Insurance Agency, Inc., discussed renewal for Allen County for March 18, 2002 to March 17, 2003. He presented a schedule of insurance coverage. Mark reviewed each section listed in the renewal schedule and what it covers.

Mark discussed an increase of premium of 10%, hoping it is not 30%, he stated they would not know until March 18, 2002. Discussion followed on history of dividends and premiums. Mark explained why the cost would be increasing.

Debra Morgan, Services of Southeast Kansas Director, Vicki Lyn Carlson, SEK-AAA Fiscal Officer, and Verna Devine, SEK Area on Aging Board member joined the meeting. Commissioner Works discussed the cost of Meals on Wheels. The Federal Government pays so much for Allen County residents. Debra reported she couldn't use the Federal Funding to supplement an existing program. She explained the different funding and what it can or cannot be paid for. Debra explained each county has a different program they are using. She explained Labette County pays \$3,000.00 for transportation, \$3,000.00 for expenses, and they pay the utilities for the buildings owned by Services of Southeast Kansas. The meals are \$2.48 per meal to individuals. Total cost per meal is \$3.72, less USDA \$0.56, less project income \$0.97 (averaged), less the County's share of \$1.51(averaged) with the unpaid balance of \$.68 cents, SEK-AAA makes up the difference. Discussion followed.

J. Dean McFarland, Kirkpatrick Pettis Association representative, discussed jail finance. No action was taken.

Daniel Onnen, City of Humboldt Police Chief, and Bryan Murphy, City of Humboldt Officer, discussed 911 portable radios for City of Humboldt. He requested a radio for each of the new vehicles and an added officer. Discussion followed. Commissioners will evaluate the inventory of the 911 equipment. Commissioners approved Chief Onnen to visit with Sherry Lowry, Allen County's Humboldt division EMS director, for a radio.

Bill discussed the activities at the Allen County Airport. He reported the automated fuel system is working great; several pilots use it.

Alan Weber, Allen County Counselor, will review the proposed Fire District #2 contract with the City of Iola.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 1, 12, 119 & 139

With no further business to come before the board, the meeting was adjourned until January 29, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

January 29, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the January 22, 2002 meeting.

Marty Taylor, Zoning Administrator, discussed the Monarch Cement Zoning hearing. He explained the zoning board passed unanimously a conditional use permit for operation of a quarry. Commissioners will make a decision regarding this issue next week; Commissioners want to review the area first.

Marty reported the zoning board would like him to check and make sure conditions are being met for conditional use permits issued recently. There is currently a boundary line dispute at Rays Metal Depot that must be relinquished before trees can be planted for screening.

Marty reported the next zoning board meeting would be at 7:00 p.m., Thursday, February 28, 2002, in the Assembly Room of the Allen County Courthouse. Application has been filed by Gerald J. Eineichner, Jr. requesting property be allowed a land use change in zoning in Allen County, Kansas. This property is currently zoned rural residential. The application is made for Zoning Land Use Change as provided in Article 4 of the Zoning Regulations to permit the installation or construction of a Convenient/Bait/Liquor Store.

Commissioner Works reported the need to appoint someone to replace John Smith from Humboldt to the Allen County Hospital Board. The next hospital board meeting will be February 19th.

Bill King, Public Works Director, introduced Dave Austin from Sellers Tractor. They discussed a John Deere tractor with fully synchronized pulse command. Literature on the boom mower was passed out to Commissioners. This machine has approximately 200 hours on it. New blades

would be given at time of purchase. \$64,000.00 is the asking price with a one-year warranty on the mower and two-year warranty on the tractor.

Bill asked for permission to purchase this demo machine. Commissioners will consider this purchase. Commissioners requested Bill get bids on new mowers and report back later.

Bill presented a letter from Asbestos Removal & Maintenance Inc. Their bid is for \$4590.00 and the letter contained many references. Commissioner Works moved to except the bid and have Bill sign the contract after he calls and checks their references. Commissioner Thompson seconded, motion passed 3-0-0.

Bill reported that Barry Lamb requested use of the big hangar at the airport for mechanic work. Bill presented a policy Alan Weber, County Counselor, wrote regarding mechanics. Commissioner Thompson moved to grant this request. Commissioner Regehr seconded, motion passed 3-0-0.

Bill presented bids on methane gas analyzers to be used at the landfill. Bids were received from Burns & McDonnell for \$9138.00 and \$8268.00. Discussion followed on possibly rerouting and burning in a generator someday. Commissioner Works moved to accept the lower bid of \$8,268.00. Commissioner Thompson seconded, motion passed 3-0-0.

Bill discussed the brush cutter position open in the Public Works Department. He presented an interview summary on the applicants. Discussion followed on qualifications.

David Beck, Emergency Management Director, discussed Kansas Emergency Management in regards to Mitigation Response Plan Pilot Program. David stated the State has requested Allen and Neosho Counties to pilot this program. Commissioners gave their consent.

David discussed 911 Emergency Service Number (ESN) update with Southwestern Bell. He stated he questioned whether or not the ESN changes for Allen County are in effect or not for Rural Fire District #2. He referenced a 911 call on 1/17/02.

David discussed the Emergency Alert System (EAS) for Cox Communication. He explained he had discussed this with the City of Gas; their council was in agreement that responsibility would be given to 911 dispatch. He explained the City of Humboldt did not receive all the faxed information, so he will have to talk to them.

David discussed 911 inventories. Discussion followed. He reported two radios that had been purchased for Moran EMS have been added, two pagers purchased for Humboldt EMS have not been added to the list at this time.

David discussed Spotter Talk by Wichita Weather Service. There will be a National Weather Service Storm Spotter Class held February 20, 2002 at 7:00 p.m. in the Allen County Courthouse assembly room. The public is invited to attend.

Thereupon, there was presented a Resolution #200201 entitled:

A RESOLUTION CREATING THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION AND ESTABLISHING THE PURPOSE, COMPOSITION, POWERS, FUNCTIONS AND DUTIES THEREOF.

Thereupon Commissioner Works moved that said Resolution be passed. Commissioner Thompson seconded the motion. Said Resolution was duly read and considered, and upon being put, the motion for the passage of said Resolution was carried by the vote of the governing body, the vote being as follows

Aye: Commissioner Regehr, Commissioner Thompson and Commissioner Works.

Nay: 0

Thereupon, the Chairman declared said Resolution duly passed and the Resolution was then duly numbered Resolution No. 200201, and was signed by the governing body and attested by the Clerk.

RESOLUTION NO. 200201

A RESOLUTION CREATING THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION AND ESTABLISHING THE PURPOSE, COMPOSITION, POWERS, FUNCTIONS AND DUTIES THEREOF.

WHEREAS, Allen County Kansas (the "County"), is a County within the meaning of K.S.A. 12-1757 *et seq.*, as amended (the "Act"); and

WHEREAS, the Act authorizes the County to create a public building commission under the conditions set forth in the Act; and

WHEREAS, the governing body of the County (the "Governing Body") hereby finds it advisable and necessary to formally create a public building commission and to establish the purpose, composition, powers, functions and duties of such public building commission all pursuant to the Act.

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

SECTION 1. Creation. Under the authority of the Act, there is hereby created by the Governing Body a municipal corporation to be known as the "Allen County, Kansas, Public Building Commission" (the "PBC").

SECTION 2. Composition. The PBC shall be composed of three (3) members (the "Members"). The Governing Body shall appoint Members. The terms of office of the Members shall be for four years, except that the initial term of office for one member shall be for three years from January 1 immediately preceding appointment. In the event that the PBC provides buildings or structures that are leased to governmental entities other than the County, the composition of the PBC shall be modified, as necessary, by subsequent Resolution of the Governing Body to conform to the requirements of the Act.

SECTION 3. Purpose, Powers and Functions. The PBC is created for the purposes of, and shall have the powers and shall perform the functions set forth in, the Act, as may be amended or supplemented, including by home rule action of the County. The Governing Body, by resolution or charter resolution hereafter taking effect, shall have the authority to limit, expand or otherwise alter the purposes, powers functions of the PBC.

SECTION 4. Support Services. Unless otherwise approved by the Governing Body, the County administrative staff shall provide administrative services to the PBC and the County's bond counsel and County Counselor shall provide legal services to the PBC.

SECTION 5. Further Action. The PBC shall have the authority to adopt bylaws, resolutions or other official actions authorized by the Act and not inconsistent with the provisions of this Resolution to govern its actions.

SECTION 6. Severability. If any provision of this Resolution is deemed or ruled unconstitutional or otherwise illegal or invalid by any court of competent jurisdiction, such illegality or invalidation shall not affect any other provision of this Resolution. This Resolution shall be enforced and construed as if such illegal or invalid provision had not been contained herein.

SECTION 7. Effective Date. This Resolution shall be effective from and after its adoption.

ADOPTED by the Governing Body of Allen County, Kansas, on January 29, 2002.

Robbie Atkins, Allen County Sheriff, reported the insurance company has settled the cost of the wrecked 1997 Explorer for \$8,077.00. Commissioners accepted the settlement. Sheriff Atkins will get bids for another vehicle.

Commissioner Thompson moved to hire a brush cutter operator at \$7.40 as a full time. Discussion followed. Commissioner Works seconded, motion passed 3-0-0.

Alan reported on the missing bond monies. The investigation is continuing.

Alan discussed the Fire District #2 new territories. Discussion followed on training.

Jim Weseloh, Sewer District #1 and #2 Maintenance discussed chemicals for soap and grease build up removal. Discussion followed. Commissioners approved to go in half with the City of Iola.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 53,524.51
- b) Abatement # 80, 127-139, 141, 145 value 23,670, \$ 3,027.88, for tax roll of 2001
Abatement # 140 value 894, \$ 94.16, for tax roll of 2000

With no further business to come before the board, the meeting was adjourned until February 5, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK February 5, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the January 29, 2002 meeting.

Commissioner Regehr discussed Burris Addition capability to burn the limbs on their own property. Marty Taylor, Zoning Administrator/L.E.P.P. Coordinator, explained that as long as it was only limbs that they could burn but to watch where they burn.

Clerk Riebel discussed the Monarch request for zoning.

Clerk Riebel discussed an appointment to the JJA Administrative Board.

Commissioner Thompson discussed Burris Additions request for the county to pick up brush. Commissioners denied the request because they live in the county and if they picked up theirs they would have to pick up everyone else's in the county.

Bill King, Public Works Director, Jim Harris, Berry Tractor, Richard Johnson, Martin Tractor, were present for bids on a track loader, motor grader and bulldozer.

Bill presented bids on a D05 Bulldozer from Daryl Drake for \$15,550.00, Leon Thompson for \$8,120.00, Richard or Gary Tidd for \$6,600.00, Martin Tractor for \$7,500.00 only if they sell the new bulldozer, Berry Tractor for \$10,000.00 only if they sell the new bulldozer. Commissioner Works moved to accept Daryl Drake bid for \$15, 550.00. Commissioner Regehr seconded, motion passed 2-0-1. Commissioner Thompson abstained.

Bill presented bids for a Track Loader. Bids were only received from Martin Tractor for a 2002 CAT 963C track loader. Martin Tractor bid \$230,375.00 less \$110,000.00 trade difference for a total of \$120,375.00. Warranty includes full machine for 5 years or 5,000 hours parts and labor; non-power train parts \$250. Deductible: oil and filter furnished. Delivery date is 10 weeks. Buyback will be 5 years or 5,000 hours, minimum of \$112,500.00. Commissioner Thompson moved to accept the track loader from Martin Tractor for \$120,375.00 with trade-in. Commissioner Works seconded, motion passed 3-0-0.

Bill presented bids for a Motor Grader. Bids were received from Martin Tractor for a 2002 Model CAT 140H for \$181,031.00 less \$40,000.00 trade in for a total of \$141,031.00 total; warranty includes full machine warranty for 5 years or 5,000 hours, non power train parts will have \$250.00 deductible, oil and filters are furnished; 14 days delivery, guaranteed buy back minimum of \$98,000.00 at the end of 5 years or 5,000 hours, this machine has variable horse power option and Berry Tractor, for a 2002 Model Komatsu GD655-3 for \$151,573.00 less \$29,000.00 trade in for a total of \$122,573.00 total; standard warranty includes 1 years or 1,500 hours; 30-45 days delivery, guaranteed buy back of \$100,000.00 at the end of 5 years or 5,000 hours, options to consider full machine warranty 5 years/5000 hours \$4,248.00 or 5 years/7,000 hours \$6,304.00, oil and filters are furnished. Both salesmen presented why their machine is the best choice for Allen County. Discussion followed. No action was taken at this time.

Bill presented bids for a Bulldozer. Bids were received from Martin Tractor for a 2002 CAT D6R XL without cab for \$201,069.00 less \$7,500.00 trade in for a total of \$193,569.00 total; warranty includes 5 years or 5,000 hours with oil and filters furnished; 5-6 weeks delivery, guaranteed buy back minimum of \$103,000.00 at the end of 5 years or 5,000 hours; 2002 CAT D6R XL with cab for \$216,614.00 less \$7,500.00 trade in for a total of \$209,114.00 total; warranty includes 5 years or 5,000 hours with oil and filters furnished; 5-6 weeks delivery, guaranteed buy back minimum of \$111,500.00 at the end of 5 years or 5,000 hours, plus A/C, AM/FM radio; and Berry Tractor, for a 2002 Komatsu D65EX-12LT without a cab for \$162,677.00 less \$10,000.00 trade in for a total of \$152,677.00 total; warranty includes 1 years or 1,500 hours; 60-90 days delivery; for a 2002 Komatsu D65EX-12LT with a cab for \$175,715.00 less \$10,000.00 trade in for a total of \$165,715.00 total; warranty includes 1 years or 1,500 hours; 60-90 days delivery, plus A/C, heater, defroster; for a 2002 Komatsu D65EX-12 without a cab for \$155,697.00 less \$10,000.00 trade in for a total of \$145,697.00 total; warranty includes 1 years or 1,500 hours; 60-90 days delivery, for a 2002 Komatsu D65EX-12 with a cab for \$168,735.00 less \$10,000.00 trade in for a total of \$158,735.00 total; warranty includes 1 years or 1,500 hours; 60-90 days delivery, plus A/C, heater, defroster. Optional proposals from both on demo machines were: Martin Tractor for a 2001 CAT D6R XR with cab, A/C etc. for \$202,563.00 less \$7,500.00 trade allowance for a total of \$195,063.00 total, 5 years/5,000 hours with oil & filters furnished, 5 years/5,000 hours buyback for \$105,000.00, the machine is in stock with 368 actual hours; Berry Tractor for a 1999 Komatsu D65EX-12 with cab, A/C etc, for \$139,000.00 less \$10,000.00 trade allowance for a total of \$129,000.00, original warranty good until July, additional 2 year/2000 hours on power train only, add \$3,092.00 machine has 1093 hours. Both salesmen presented why their machine is the best choice for Allen County. Discussion followed. The salesmen left, Darrel Stokes, Public Works Foreman, Jamie Jones, Public Works Maintenance Foreman, Henry Jackman, Dwight Angleton, Larry Kress, and Brian Laver, Allen County Public Works employees, joined the meeting to state their opinions from running the each of the machines brought in for demonstration. Discussion followed, opinions were about split between the two machines. No action was taken.

The motor grader would be paid for out of Special Machinery; the bulldozer will be paid for out of landfill funds.

Bill requested purchase a stump grinder for a Bobcat from White Star for \$4,100.00, Martin Tractor for \$6,669.00. He stated to buy it would pay for itself within 5 weeks if compared to the cost of renting. Commissioner Thompson moved to accept the \$4,100 from White Star. Commissioner Works seconded, motion passed. 3-0-0.

Bill and Darrell discussed the cleanup within the county. Residents in the county will be responsible to clean up their own brush. Commissioners will open the landfill for the next three Sunday's from 1-5 for convenience to Allen County residents for brush only. The landfill will not accept general dumping on Sundays.

John Feedback, and Gary Lower, Fagan Representatives, and Ron Holman, Allen County Maintenance Director, discussed the heat within the courthouse. Mr. Feedback discussed what was causing the problem. He explained the work on Friday was put towards the contract cost. Discussion followed. Mr. Feedback suggested replacing an outside sensor on the boiler. He discussed what should be done to make the courthouse more energy efficient, and keeping in compliance with the state regulations. He stated the jail and the assembly room are both on steam heat. Discussion followed on problems to be fixed. Gary stated he took pride in his work and enjoyed working with Allen County.

John discussed the asbestos removal. He stated they should be sure to clean it good and seal it off really good.

David Beck, Emergency Management Director, recommended to leave the disaster resolution in effect for its total seven days. David discussed the meeting he has set up for Wednesday, February 6, 2002. His meeting is to determine the cost of the disaster. Each municipality and county representative is supposed to provide cost estimates.

David discussed the possibility of clerical work help for the next month. Discussion followed. Commissioners denied the request for clerical help do to time it would take to train a person; however, they offered the assistance of a part time employee's knowledge to proof read the letters and other out going information.

David discussed the flow of messages into his office. He discussed the messages received from Red Cross contacting the Sheriff's office. The Sheriff's office did not refer the call to his cell phone as he had requested for all calls that could pertain to this disaster in performing duties for the Sheriff's Office. This could be from workload and not having any one in the office with Emergency Management training when he is out. Discussion followed on possible solutions. No action was taken.

David praised the cities for all their hard work and cooperation in dealing with this disaster with such a workload. But was concerned about lack of use of County Emergency Operation Center (E.O.C.) in this disaster he felt this would have improved communications and reduced lag time in getting information in and out of his office. Discussion followed as to how to solve this problem. Commissioners suggested David set up a meeting to get a contact person from each municipality, electric company or anyone that should be contacted during a disaster.

Sandra Drake, Allen County Appraiser, reported landscaping is not included into the value of a home. She presented Kansas Division of Property Valuation for 2002 Agricultural Use Values for Allen County on dry cropland and grassland (native and tame). Discussion followed.

Bill discussed hiring seasonal employees early. Discussion followed. No action was taken.

Bill discussed Berry Tractors service agreement for the Komatsu machinery in comparison to CAT's service agreement. Discussion followed. Commissioner Works moved to accept the bid from Berry Tractor for a 2002 Model Komatsu GD655-3 Motor Grader for \$126,821.00 (which is the \$122,573.00 plus the \$4,248.00 for 5 year/5,000 hours full machine warranty). Commissioner Thompson seconded, motion passed 3-0-0.

Commissioner Thompson moved to accept the bid from Berry Tractor for a 2002 Komatsu D65EX-12LT with cab for \$179,509.00 (which is the \$165,715.00 plus the \$3,794.00 for additional 5 year/5,000 hours full machine warranty). Commissioner Works seconded, motion passed 3-0-0.

Commissioner Works moved to approve the request for zoning for Monarch presented by the Planning Board at their January 29, 2002 meeting. Commissioner Thompson seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed the Fagan Company contract. No action was taken.

Commissioners discussed the Allen County Hospital Advisory Board appointee. Commissioners are visiting with their prospects.

Commissioners discussed the PCB appointees. No action was taken.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 283,811.10

With no further business to come before the board, the meeting was adjourned until February 12, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK February 12, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the February 5, 2002 meeting.

Commissioner Regehr moved to appoint B. Ellen Smith to serve on the Juvenile Justice Administration Board. Commissioner Works seconded, motion passed 3-0-0.

Commissioner Works moved to appoint Otis Crawford to serve a three-year term on the Allen County Hospital Advisory Board. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioners approved the use of the Elderly Van to take elderly to see a 4:30 show at the Cinema. They will establish a set date for each week to take several to see the shows.

Commissioners discussed call out times for Ron Holman, Maintenance Director. No action taken at this time, until they can visit with Ron.

Bill King, Public Works Director, discussed the ice storm clean up. Bill reported the road crew has to get back to regular work. He discussed what equipment the county has to work the clean up.

Bill presented some "Thank-you" notes from the public. He presented some pictures of cars in the right of way, twine left behind from hay bales; both of these present hazards to drivers and county mowers.

Bill discussed a request for dumping sand at the landfill at a reduced price. Commissioners denied the request.

Bill reported the asbestos is scheduled to be removed from the assembly room's heater room on February 18, 2002 (President's Day). The courthouse will be closed to the public.

Bill discussed county equipment requested for the next year by employees that run the equipment and trucks.

Commissioner Works moved to approve and accept RESOLUTION NUMBER 200203.

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, 2002, 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, 2002;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Allen county, Kansas, in regular meeting duly assembled this 12th day of February, 2002, 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, 2002.

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.

Commissioner Thompson seconded, motion passed 3-0-0.

Commissioners reviewed and approved Commissioner Regehr to sign the Drug and Alcohol Testing and EAP Service Agreement with The Consortium.

Ron Holman, Maintenance Director, discussed call out times with the Commissioners. Commissioners will check with Wage an Hour laws. No action was taken at this time.

Judy Richey, SEK Health Director, requested a signature for a state report. She discussed the possibility of asphaltting the parking lot. No action was taken at this time.

Carl Eyman, Deputy Administrator for K-WORC, Thomas (Tom) Job, Kcamp Administrator, and Mark Murrill, Murrill Insurance Administrator, were present for the property and casualty insurance for Allen County bid opening. Commissioner Regehr opened a bid from Murrill Insurance for \$114,577.00 estimate total premium, and a bid from K-WORC for casualty \$32,868.00 and Kcamp for \$78,828.00 property and liability for a total of \$111,696.00.

Mark Murrill explained and discussed his services offered to Allen County compared to Kcamp and K-WORC.

Tom Job discussed the assessment pool the counties would all belong to. He explained how the assessment takes place, which is through a board made up of other county officials. Kcamp has 49 member counties, and is strictly only county. Tom explained the blanket coverage on vehicles and buildings; and attorney assist is an option at no cost to use at anytime.

Carl Eyman discussed the difference in work comp form K-WORC as compared to EMC insurance through Murrill Insurance. Discussion and questions followed from all.

Jim Gaskell, Environmental Review person and Marty Taylor, Zoning Administrator/L.E.P.P. Coordinator/G.I.S., discussed the notice of finding of no sufficient impact and notice of intent to request release of funds. This is so that they can accept a state grant for remodeling and reconstruction of the General Frederick Funston Museum Complex in Iola, Allen County, Kansas with a total project cost of \$249,450.00. Mr. Gaskell presented document of notice for a request for release of funds, finding of no significant impact, public comment, release of funds and objections to release of funds for Commissioner Regehr to sign. Discussion followed. Commissioner Works moved to authorize Commissioner Regehr to sign the notice of release of funds for publication. Commissioner Thompson seconded, motion passed 2-0-1. Commissioner Regehr abstained.

Mr. Gaskell reported he would be back in three weeks, time for the 15-day public protest, to sign the release of funds from state.

David Beck, Emergency Management Director, presented information for the public needing assistance from the ice storm. The information includes phone numbers to FEMA and Red Cross; these are available through the news media and David's office. Discussion followed on what is being done and what can be done on clean up. David explained the FEMA information on claims for Federal assistance. Discussion followed on equipment, time, etc... At this time the Governor of Kansas, not the President of the United States, has declared Allen County a disaster county. To receive aid from public monies the declaration must come from the President.

Sherrie presented the proposed health insurance from Blue Cross/Blue Shield for 2002 health coverage. The insurance raised 5.15% over 2001. Commissioner Works moved to renew the policy with Blue Cross/Blue Shield for the year 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, and Commissioners discussed a Moran Senior /Community Center. They discussed size and style. Discussion followed. Commissioners will work up design on a 1,600 square footage structure to send out.

Alan discussed Wage an Hour regulations on "on call" persons. Commissioners approved for Alan to write an "on call policy" for Allen County.

David discussed information on large equipment purchased for clean up. He stated FEMA will compare the rent of such machinery to the purchase of machinery, and would take the lesser of the two. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 13,229.97
- b) Clerk's Journal Entries # 2
- c) Abatement # 152 & 176 value 557, \$56.58, for tax roll of 1999
Abatement # 147, 151, 174 value 736, \$75.74, for tax roll of 2000
Abatement # 58, 146, 148-150, 156-173, 175, 177 value 26,746, \$3,090.48, for tax roll of 2001

With no further business to come before the board, the meeting was adjourned until February 14, 2002 10:30 a.m. in the offices of Shaughnessy, Fickel, & Scott.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK FEBRUARY 14,
2002

The Allen County Board of Commissioners met in special session at 8:00 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk present. They recessed to go to Kansas City to discuss plans with the jail architect, Shaughnessy, Fickel and Scott Architects, Inc. They reconvened at 10:20 a.m.

Mike Fickel, Mike Christener, and Hugh Lester were present to review and discuss plans. Hugh reviewed options 1, 2, 3, 4, & 5. These included Sheriff Offices, Iola Police Department, Dispatch, remodeling of the existing jail for offices, elevator, and 58 inmate beds. The cost ranged from 8.5 million to 5.5 million.

Hugh also reviewed options A, B, C & D, which were plans for jail facilities only with 42 inmate beds. Discussion and questions followed concerning public entrance, office space for the sheriff, connections to the existing courthouse, beds, sidewalks, and the future demand for jail space. The commissioners requested an estimated cost of the option D including Sheriff's Offices and expansion of inmate beds to range 50 to 58. Mr. Fickel stated that without a construction

manager to provide actual figures he could only estimate a possible \$2.9 million cost. He emphasized that this was only a rough estimate.

Discussion then followed on a construction manager. Items like security issues, electrical systems, medical area, juvenile holding cell, and multi purpose rooms will be further discussed once the construction manager is decided upon.

The original contract with Shaughnessy Fickel and Scott Architects Inc included a four-step planning. Step one: the planning. Step two: Architectural Services, which include schematic designs, actual cost, estimate, final design, bid documents. Step three: Construction Administration Phase. Step Four: Construction Phase. The commissioners must approve each step before the next step is taken. Commissioners took no action to approve step two at this time. Construction will be a bid when the time comes. State statutes will be reviewed for legal aspects of the bid process.

No action was taken at this meeting.

With no further business to come before the board, the meeting was adjourned until February 19, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK February 19, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Kent Thompson, Commissioner Dick Works, and Sherrie L. Riebel, County Clerk. Chairperson Walt Regehr was absent due to in-service at the college.

Commissioners corrected and approved the minutes of the February 12, 2002 regular meeting and February 14, 2002 special meeting.

Robbie Atkins, Allen County Sheriff, discussed the special meeting with Shaughnessey Fickel & Scott Architects. Commissioners have not heard from the architects.

Sheriff Atkins discussed a few bids received for vehicles, but he is still collecting a few more bids.

Sheriff Atkins thanked Bill King, Public Works Director, for help on welding mesh on the jail cell windows.

Bill King, Public Works Director, and David Austin, Seller Tractor representative, presented bids for the Boom Mower tractor. Bids were received from Sellers Tractor for 2002 John Deere 6420 Tiger 50" for \$68,333.00 one year warranty on mower, two on tractor, 45-60 day delivery and a 2001 John Deere 6410 Tiger 50" for \$63,127.00 one year warranty on mower, two on tractor, immediate delivery date, demo machine with approximately 300 hours and Martin Tractor, 2002 John Deere 6420 Alamo 21" Machete for \$79,410.00, two year warranty on mower, two year/2000 hours on tractor, 90-120 day delivery and a 2002 New Holland model TS110 Alamo 21" Machete for \$75,741.00, two year warranty on mower, two year/2000 hours on tractor, 90-120 day delivery. Commissioner Thompson moved to purchase 2001 John Deere 6410 Tiger 50" for \$63,127.00 one year warranty on mower, two on tractor, immediate delivery date, demo machine with approximately 300 hours. Commissioner Works second, motion passed 2-0-0.

Bill requested to hire a boom mower seasonal worker. Commissioners approved the hiring of this person for \$8.00 per hour.

Bill discussed businesses wanting to contract to clean up side roads. Discussion followed. Bill reported the county crew was doing a good job of clean up; he didn't feel like we needed the contractors.

Bill discussed tree shears for track hoe. Discussion followed. No action was taken.

Bill presented information manual on "Uniform Traffic Control Devices: Traffic Controls for School Areas".

Commissioner Thompson discussed the condition of 400 Rd north of Hwy #54. Bill will view the road.

Don Presson, Green Thumb, Inc. Experience Works Field Operations Coordinator explained the name change and the duties provided. He explained that Older Community Workers are the main service for the community. Allen County has ten workers at different agencies within the county. They help at historical society, library, banks, schools and etc. He discussed reimbursed training and classroom. He is requesting to the county to actually hire the person after the training is provided.

Bill King, Darrell Stokes, Public Works Foreman, and Jamie Jones, Mechanic Foreman, discussed equipment to aid in the clean up of the ice storm. They stated another bucket truck would be helpful.

Bill and Darrell discussed 400 Road north of Hwy #54. The road needs to have a crown to shed water.

David Beck, Emergency Management Director, discussed storm shelter requirements for community shelters. He presented information on design and construction guidance for community shelters.

David discussed information for the upcoming meeting on Wednesday, February 20, 2002 from FEMA. He discussed information from FEMA for individual and entity loss; more will be discussed at the FEMA meeting. He explained what the county could recoup in costs are not determined for sure at this time.

Marty Meadows, and Charlotte Petty, representatives for the Christian School, proposed a reduced speed limit for along South State in front of the proposed school district. Discussion followed on the driveway being at the cress of the hill, circle drive, speed, limited turning requirement. Mrs. Petty explained that with all the businesses on South State Street, she felt the speed should be lowered. She reported there is approximately three heavy traffic times for the school as well as Gates Rubber Company and KIKS radio station traffic. Mrs. Meadows discussed signs for school zones and posting speed limits. Commissioners discussed zoning. They will apply for zoning change.

Commissioner Regehr joined the meeting.

Glenda Spear, an ex-inmate's mother, Debbie Englebrit, the ex-inmate's sister, made a complaint on her son/brother receiving mail at the jail. They explained the mail was being withheld from the inmates without being told they had mail. They weren't told they could have the mail if they behaved. Discussion followed. They explained they just wanted to improve the delivery of mail to current inmates. They didn't want inmates to think their families had deserted them. This could cause jailbreaks, suicide attempts, thinking their families desert them. Commissioners reported that Sheriff Atkins position is elected. Sheriff Atkins can set his own office policies as long as they are within the law.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 3-6 & 140-141
- b) Abatement #178 value 126, \$12.44, for tax roll of 1999, Abatement #180-181, value 2,307, \$246.68, for tax roll of 2000, Abatement #179 value 102, \$10.34, for tax roll of 2001
- c) Clerk's vouchers totaling \$78,191.88

With no further business to come before the board, the meeting was adjourned until February 26, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK February 26, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the February 19, 2002 meeting.

Sherrie discussed a publication fee for the "Notice of finding of No Significant Impact and Notice of Intent to Request Release of Fund" for the grant the Allen County Historical Society has applied to receive. Commissioners requested to forward the bill to the Allen County Historical Society.

Commissioners reviewed a fax from Shaughnessy Fickel and Scott Architects Inc. concerning the proposed jail. Robbie Atkins, Allen County Sheriff and Rex Taylor, City of Iola Police Chief, discussed with the Commissioners any questions on the proposal, any future expansion, storage space, office space, record keeping and other important items.

Bill King, Public Works Director, reported they are demonstrating a J.C.B. backhoe. Discussion followed. The crew will report later on their findings.

Bill reported the asbestos removal is completed. It is ready for Fagan to complete the repair.

Bill discussed a tree sheer for Bobcat verses a hydraulic tree cutter. No action was taken.

Commissioners discussed selling the old Moran Senior Center for sealed bid. It will be published in the local newspaper. Commissioners will contact representatives from the Presbyterian Church in Moran to check on the status of the church. Commissioners are checking into costs of a new building.

Commissioner Thompson discussed the utility pole at the Hillegass property needing moved to be able to move the house off the premises. Commissioners discussed this is the responsibility of the purchaser, but due to the ice storm may take longer than the April 1st deadline to remove the house.

Commissioner Works moved to approve the cereal malt beverage license for Sunny Meadow Golf Course in Moran for 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioner Works moved to approve the cereal malt beverage license for Humboldt Speedway in Humboldt for 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioner Thompson moved to appoint Jean Barber, Ronald D. Moore, and Loren Korte to service as members of the Allen County, Kansas Public Building Commission. Commissioner Works seconded, motion passed 3-0-0.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, discussed defibrillators for the Allen County Ambulance Services. Chief Leapheart discussed the advantages and

differences of defibrillators. Discussion followed. Chief Leapheart will bring the costs to next weeks meeting.

Chief Leapheart discussed maintenance on the ambulances. Each city maintains the respective units. He reported he would be requiring maintenance sheets on each unit. Commissioners approved Chief Leapheart to require these sheets be turned in to his office and it would be an advantage to the county to keep up the ambulance units.

Chief Leapheart requested one more EMT to enroll in the paramedic coarse. He stated he wanted to be able to advance personnel into these positions as they are vacated. Commissioners stated as long as the individuals approve to sign the contract with Allen County for continuing service with Allen County.

Chief Leapheart discussed a fire grant he is applying for the fire districts for a tanker truck. Commissioners discussed the Fire District #2 area. Chief Leapheart discussed the requirements for fire districts by State. He will discuss the Fire District #2 area with Doug Colvin, City of Iola Administrator.

Chief Leapheart discussed remounting an ambulance versus purchasing a new ambulance every year. No action was taken on this.

Chief Leapheart discussed the Rescue Vehicle's chassis being replaced. He stated this would give them a good vehicle for several years.

Mark Murrill, Murrill Insurance Agency, discussed insurance issues regarding the counties casualty and property insurance. He reported the county's premium ended up at \$103,986.00 instead of the \$99,000 he had reported at an earlier time, which was based out of his information instead of EMC's. Discussion followed. No action was taken at this time.

Sherrie presented a letter from SEK-CAP, Inc. regarding them vacating their rented office space at 223 N. State Street in Iola. Sandy Lovett, Family Services Director, explained they had out grown their space, so they renovated another space within Iola to relocate.

Phil Young, DOC Administrator and Mary Tucker, JJA Administrator, discussed 2002 program progress quarterly report on Juvenile Justice Authority for a Prevention Grant. She explained the progress report, activities, problems/challenges and modifications, also reported on the objectives to increase the general awareness among the youths that truancy will not be tolerated and to increase community participation in addressing truancy. Discussion followed. Phil discussed the reasons for declining classroom attendance.

Alan Weber, Allen County Counselor, discussed by-laws for the Allen County PBC. No action was taken.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 103,801.26
- b) Clerk's Journal Entries # 7
- c) Abatement # 183-194 & 195-198 value 8,780, \$981.00, for tax roll of 2001

With no further business to come before the board, the meeting was adjourned until March 5, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the February 26, 2002 meeting.

Marty Taylor, Zoning Administrator/G.I.S./L.E.P.P. Coordinator, discussed Gerald Eineichner, Jr.'s request for commercial zoning for Convenience/Bait/Liquor Store. He explained the zoning board denied the request, and requested the Commissioners to do the same. Commissioner Thompson moved to uphold the decision of the planning board. Commissioner Works seconded, motion passed 3-0-0.

Commissioners acknowledged the resignation letter from Alan Ensminger from the Zoning Board.

Bill King, Public Works Director, and Darrell Stokes, Public Works Foreman, discussed the brush clean up. They reported if the weather holds they will be done in about two weeks.

Bill reported on the snow removal on Saturday, March 2, 2002.

Bill discussed a rubber tire tractor that tipped over in a ditch.

Bill requested Jerry Jackman to carryover 46.5 of unused vacation pasted his March 2, 2002 anniversary date. Commissioner Works moved to approve the carryover to be used within six months. Commissioner Thompson seconded, motion passed 3-0-0.

Bill reported FEMA has been meeting with him on the ice storm clean up.

Bill presented bids for noxious weed chemicals. Bids were received by Van Diest Company for Buccaneer Mirage – 200 Gal. For \$23.94 per gallon, Tordon 22K for \$77.15 per gallon, 2,4 – D for \$9.18 per gallon, Remedy 200 gallon for \$81.22 per gallon and Plateau 10 gallon for \$270.52 per gallon; UAP Pueblo for Buccaneer Mirage – 200 Gal. For \$21.50 per gallon, Tordon 22K for \$77.15 per gallon, 2,4 – D for \$9.10 per gallon, Remedy 200 gallon for \$80.95 per gallon and Plateau 10 gallon for \$270.52 per gallon. Discussion followed. No action was taken.

Bill presented bids for 2-Aopen Pentium 4 1.7GHz Mid-Tower. Out of three bids he received a bid from Advantage Computer for \$1,930.00 and monitor for \$175.00. Commissioner Thompson moved to approve the purchase from Advantage Computer. Commissioner Works seconded, motion passed 3-0-0.

Commissioners approved and Chairman Regehr signed the State of Kansas Designation of Applicant's Authorized Representative for KDEM (Kansas Emergency Management Division) requirements for the purpose of obtaining Federal/State financial assistance under the Disaster Relief Act.

Bill discussed renting a tractor from Martin Tractor to help clean up the landfill created from the massive winds Allen County has had.

Bill discussed the Moran Senior Center and the sealed bids for the sale of the center. He will be advertising the bid in the paper.

Jim Gaskel, Allen County Historical Society representative, was present to discuss the grant. He reported no letters of comment have been received since publication of intent. He presented a Request for Release of Funds and Certification to be signed by Commission Chairman Walt Regehr, Jr. He reviewed the certification for program activities/project description, which include the brick building, the gallery building, a smoke house, a well house, General Funston statue, and other museum complex improvements and expenses, and Environmental Certification statement. Commissioner Works moved to approve Chairman Regehr to sign the request for release of funds and certification. Commissioner Thompson seconded, motion passed 2-0-1.

Jean Barber, Ronald D. Moore, Loren Korte, Public Building Commission Board (PBC) appointees, Ken Gilpin, Tom Strickler, Community National Bank representatives, Joe Jackson, Allen County resident, and Alan Weber, Allen County Counselor, discussed the duties of the Public Building Commission Board. Alan explained the history of a PBC Board. Discussion and answers followed. The bonds are expected to be paid for out of revenue generated by the Allen County landfill and revenues generated out of housing out of county prisoners. Jean stated the PBC is the cheapest, best way to bond. This method would keep the taxpayer from being charged with more ad valorem taxes. Discussion followed. The Public Building Commission met briefly and elected officers.

Commissioners discussed work comp costs per county. Thomas Job, K-Camp Administrator, discussed the differences and what causes them. Discussion followed. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 8 & 9
- b) Clerk's vouchers totaling \$ 56,042.57

With no further business to come before the board, the meeting was adjourned until March 12, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

March 12, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the March 5, 2002 meeting.

Don Erbert, Allen County resident, discussed sewer problems in Sewer District #2, but was present to listen to the Crossland presentation at 10 o'clock.

Gary Parker, Allen County resident, discussed in a conference call with the commissioners, the Presbyterian Church at Moran. He reported closing services at the church will be on March 24, and sale will be on April 6. Gary discussed selling parts and pieces of the church during the auction. Discussion followed. Items donated to the County will need to be moved out after March 25, 2002.

Marty Taylor, Zoning/LE.P.P./G.I.S., discussed the county G.I.S. maps from the State. They will cost us about \$14,000.00. He requested to re-fly the cities to gain higher resolution. The current maps were flown in 1987. Woodson County has requested Allen County pay half with them for equipment for G.I.S., one being a base receiver and two pieces of equipment that will have to be placed in certain places. The county's portion would be approx. \$3,100 (total of \$6,200.) Discussion followed. These are used in surveying. Woodson County will be purchasing the equipment even if Allen County doesn't purchase. Woodson County is having their county flown this year by a private company. Commissioner Works moved to split the cost of the equipment with Woodson County. Commissioner Thompson seconded, motion passed. 3-0-0.

Commissioners discussed the phonebook's not publishing the 911 addresses. It was reported that it is the responsibility of the resident to call the phone company and request the change be printed in the phonebook.

Gary Stout, Stout Electric Company, presented bids to install ceiling fans, three in Treasurer's, one in Public Works, and one in District Court. Discussion followed. The cost would run around \$600.00 for all five.

Bill King, Public Works Director, presented bids for Noxious Weed Chemicals. Bids were received by Van Diest Company for Buccaneer Mirage – 200 Gal. For \$23.94 per gallon, Tordon 22K for \$77.15 per gallon, 2,4 – D for \$9.18 per gallon, Escort \$17.85 per oz., Remedy 200 gallon for \$81.22 per gallon and Plateau 10 gallon for \$270.52 per gallon; UAP Pueblo for Buccaneer Mirage – 200 Gal. For \$21.50 per gallon, Tordon 22K for \$77.15 per gallon, 2,4 – D for \$9.10 per gallon, Escort \$17.85 per oz, Remedy 200 gallon for \$80.95 per gallon and Plateau 10 gallon for \$270.52 per gallon; Beachner for Buccaneer Mirage – 200 Gal. For \$49.50 per gallon, Tordon 22K for \$89.00 per gallon, 2,4 – D for \$10.75 per gallon, Escort \$19.90 per oz , Remedy 200 gallon for \$95.50 per gallon and Plateau 10 gallon for \$293.10 per gallon and AG Choice for Buccaneer Mirage – 200 Gal. For \$24.95 per gallon, Tordon 22K for \$83.50 per gallon, 2,4 – D for \$10.99 per gallon, Escort \$19.77 per oz, Remedy 200 gallon for \$87.95 per gallon and Plateau 10 gallon for \$302.90 per gallon. Discussion followed. Commissioner Works moved to accept the bid from Pueblo. Commissioner Thompson seconded, motion passed. 3-0-0.

Bill discussed an upcoming meeting with Roy Owens, plant manager at Monarch Cement about a road south of Humboldt.

Bill reported the county crew would be doing clean up on the square as soon as the ground hardens enough to get on the lawn without rutting. He reported several of the road crew is back to road grading.

Commissioners set April 2, 2002 as the Public Hearing date for the 5-Year Bridge Plan.

Commissioners discussed removing items from the Presbyterian Church that Moran congregation is donating to the Moran Senior/Community Center during the week of March 25, 2002.

Sherrie requested the county pay for half the employee's cost of the April 6, 2002 Health Fair. Commissioner Works moved to approve the county to pay half cost for blood chemistry test (\$20.00), which would be \$10.00 at the Health Fair. Commissioner Regehr seconded, motion passed 2-0-1.

Commissioners discussed a "Burn Out" at the Allen County Airport. No action was taken at this time.

Jim Thomason, Crossland Construction Company, Inc. Project Manager/Estimator, presented information on Crossland. The reason why he wanted to speak to the Commissioners was to discuss a Construction Manager's (CM) job and why there should be a CM hired. A CM would come up with a cost of the construction, they would set budget for each job bid in the project, then bid the jobs, any monies left over in the budget goes back to the county. All bids would be directly to the owner. They would advertise 21 days before bidding the work package, then they would bid the work package, open bids to make sure all is included that needs to be and refer the best to the Commissioners. He stated this is the best way to get maximum benefits. The ad should request quotes from the CM; to include RFQ (Request for Quotes) general conditions (water run off, job trailer, testing, clean up, site clean up, telephone and other related items), fees and pre construction fee to be established up front. Discussion followed. He stated if there are local sub's it would be important to have them bid the jobs they specialize in. He highly suggested the Commissioners get a CM, instead of a general contractor, which bids every phase. Commissioner Works stated the previous Jail Committee had recommended the County hire a Construction Manager. Jim discussed some issues that had come up at the Neosho County Jail. Discussion followed with Don Erbert and Jim on what the project would entail. No action was taken.

Carl Eyman, K-Worc Deputy Administrator, was present in the Commissioner meeting to discuss the renewal of the county's causality and property insurance.

Commissioner Thompson moved all offices within the county are to deliver all monies received, including fees, donations, and all other monies to the Allen County Treasurer for daily deposit. Commissioner Works seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed the contract with the architect. He reported the commission should get the monies in line before entering the schematic design with the architect. Commissioners reviewed the resolution. Thereupon there was presented a Resolution entitled:

A RESOLUTION REQUESTING ALLEN COUNTY, KANSAS, PUBLIC BUILDING COMMISSION TO ISSUE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$2,900,000 FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS TO CONSTRUCT AND EQUIP A DETENTION FACILITY COURTHOUSE IMPROVEMENT IN ALLEN COUNTY, KANSAS.

Thereupon Commissioner Thompson moved that said Resolution be adopted. The motion was seconded by Commissioner Works. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Regehr, Commissioner Works, and Commissioner Thompson

Nay: None

Thereupon, the Resolution having been received a majority vote of the members of the governing body, the Chairman declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 200204 and was signed by the governing body and attested by the Clerk.

RESOLUTION NO. 200204

A RESOLUTION REQUESTING ALLEN COUNTY, KANSAS, PUBLIC BUILDING COMMISSION TO ISSUE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$2,900,000 FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS TO CONSTRUCT AND EQUIP A DETENTION FACILITY COURTHOUSE IMPROVEMENT IN ALLEN COUNTY, KANSAS.

WHEREAS, the governing body of Allen County, Kansas (the "County") has heretofore determined it to be necessary to construct, furnish and equip a detention facility courthouse improvement in the County (the "Project"); and

WHEREAS, the estimated costs of the Project are \$2,900,000; and

WHEREAS, under the authority of K.S.A. 12-1757 *et seq.* (the "Act"), the County has heretofore created the Allen County, Kansas Public Building Commission, a municipal corporation of the State of Kansas (the "PBC"); and

WHEREAS, the PBC has the power and authority under the Act to issue revenue bonds to provide funds for the purpose of paying all or a portion of the costs of the Project; and

WHEREAS, the governing body deems it advisable to request that the PBC provide for the financing of the Project.

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

SECTION 1. Construction of Project. It is hereby deemed and declared to be necessary to construct, furnish and equip the Project at an estimated cost of \$2,900,000.

SECTION 2. Financing of Project. In order to pay all or a portion of the costs of the Project and related financing costs, it is necessary and desirable for the PBC to issue revenue bonds in one or more series (the "Bonds"). It is hereby requested that the PBC issue the Bonds in an aggregate amount of not to exceed \$2,900,000, in accordance with the provisions of the Act, K.S.A. 10-1201 *et seq.*, and all other laws of the State of Kansas supplemental thereto or amendatory thereof. The governing body of the County also hereby declares an intent to enter into a lease or lease-purchase agreement with the PBC pursuant to the Act to provide for the source of repayments of the Bonds and other expenses.

SECTION 3. Effective Date. This resolution shall be effective from and after its adoption.

ADOPTED by the governing body of Allen County, Kansas on March 12, 2002

Commissioners discussed the Allen County Hospital Advisory Board. Commissioner Thompson moved to reappoint Judy Works to serve another term on the Allen County Hospital Advisory Board. Commissioner Regehr seconded, motion passed 2-0-1. Commissioner Works abstained.

Commissioners discussed the county's insurance on causality and property. Discussion followed. Commissioner Works moved to renew the policy with Murrill Insurance Company for 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Rev. Bob Bardean, Presbyterian Church, discussed the church in Moran. Discussion followed. The board will give the land to the County for the removal of the church. The Commissioners will have Alan draw up a deed for transfer of land, the county will do a title search, and the board will provide information.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 51,919.79
- b) Abatement #209-211, 213,216,217,219,221,222,234 value 69,541, \$9,405.10, for tax roll of 2001, Abatement #214 value 225, \$23.54, for tax roll of 2000
- c) Payroll changes
- d) Clerk's Journal Entries # 10

With no further business to come before the board, the meeting was adjourned until March 19, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

March 19, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk. Commissioner Dick Works was absent.

Commissioners corrected and approved the minutes of the March 12, 2002 meeting.

Ron Holman, House Maintenance, discussed the men's restroom. The urinals are not automatically flushing like they should. Commissioners discussed checking into an electrical flush as apposed to manual flush.

Ron reported the floors have all been waxed and buffed. He thanked the Commissioners for allowing him to have part time help on the floors.

Ron reported Fagan is supposed to be at the courthouse this week to work on the assembly room air.

Commissioners approved the Community Action Building seniors to use the office space vacated by SEK-Cap to use for storage.

Commissioners discussed 911 addresses. Southwestern Bell will change from rural routes to 911 addresses if county requests these changes, Craw-Kan said all rural routes should have been changed when 911 was implemented, Sprint customers are responsible for making these changes on their own, and LaHarpe Telephone customers are currently using 911 addresses.

Sandra Drake, Allen County Appraiser, reported she was in compliance with her commercial values.

Bill King, Public Works Director, discussed the clean up on the square. Several of the trees were damaged so much they had to come down.

Bill King, Public Works Director, Darrell Stokes, Public Works Foreman, Jamie Jones, Maintenance Foreman, Hal Wray, Public Works back hoe employee, Richard Johnson, Martin Tractor representative, Jim Harris, Berry Tractor representative, David Austin, Sellers Tractor representative, were present for bid openings for a Backhoe. Bids were received from Berry Tractor for a 2002 Komatsu WB 140-2 for \$62,918.00 less \$11,500.00 trade allowance for a total of \$51,418.00 (less \$3,785.00 if different warranty), warranty full machine 5 years-5,000 hours, delivery time would be 30-60 days, all oil, filters and antifreeze 5 years or 5,000 hours guarantee trade back at 5 years or 5,000 hours at \$30,000; Sellers Tractor for a 2002 JCB 214 Series III for \$57,316.00 less \$12,000.00 trade allowance for a total of \$45,316.00, warranty 1 year machine 3 year total power train, delivery time would be 60-120 days, General Purpose Bucket subtract \$2,417.00, ride control add \$1,050.00; and Martin Tractor for a 2002 CAT 420D for \$64,140.00 less \$10,500.00 trade allowance for a total of \$53,640.00, warranty 12 month/1500hour full machine and 60 month.7500 hours power train, delivery time would be 9 weeks, for full machine 5 year or 7500 hours warranty add \$4,020.00 for a General Purpose Bucket subtract \$1,500.00, ride control add \$1,210.00, bucket quick coupler add \$1,361.00, and hoe clamp thumb add \$3,100.00. also a bid was received to purchase the 1987 Case 580E Backhoe from Ronald Lynch for \$6,508.27. Jim Harris explained why the 2002 Komatsu from Berry Tractor would be the best machine for the job. Richard Johnson explained why the 2002 CAT from Martin Tractor would be the best and how well it works. David Austin explained why the 2002 JCB from Sellers Tractor would be the best and the history of the JCB equipment. Hal, Jamie and Darrell all gave their option of running the different backhoe. Discussion followed on the advantages of each backhoe. Commissioner Thompson moved to purchase the 2002 CAT 420 Backhoe from Martin Tractor. Commissioner Regehr seconded, motion passed 2-0-0.

Bill reported he would be meeting with the Allen County Advisory Board next week March 26th, 7:30p.m. at the Airport.

Mark Murrill, Murrill Insurance Company, thanked the commissioners for another year. Discussion followed on premiums and service. Mark explained the 2002 premium was for \$114,577.00 less the \$8,517.40 credit for a total of \$106,059.60. Discussion followed.

Mark discussed increases on property due to inflation and payroll due to increases, which will increase the actual 2002 premium.

Bill Frederick, Allen County resident, discussed fence problems that started with the ice storm. He explained the road crew came through and cleaned up taking his gate. Discussion followed on other items of concern. The commissioners will forward these items to Public Works.

Donald Leapheart, City of Iola Fire Chief/EMS Director, and Ron Conaway, EMT Paramedic, discussed defibrators. He received bids from Medical Equipment Consultants, Inc. for \$9,850.00 each for two Lifepak 12 defibrators with pacing, 12-lead, carry case, main cable, Therapy cable, limb cable, precord cable, battery, manual, electrodes, SP02, fax modem, warranty 12MO P/L and Progressive Medical International for \$9,850.00 each, carry case, main cable, therapy cable, 4LD, limb cable, 6LD, precord cable, battery, manual, electrodes, fax modem, and warranty 12MO P/L, and First BioMedical. They had received a total of five bids, presenting only two to the Commissioners. Ron stated the best offer was from Medical Equipment Consultants, Inc. Discussion followed on which is the best and most efficient. Commissioner Thompson moved to purchase the two pieces of equipment from Medical Equipment Consultant for \$9,850 each. Commissioner Regehr seconded, motion passed 2-0-0.

Chief Leapheart discussed a grant being offered from the State of Kansas. He explained now would be a good time to put in for a tanker truck for the Fire Department. He explained the grant would call for a 10% match on the part of the county. Discussion followed. Commissioners approved Chief Leapheart to proceed in checking into the options of getting the grant.

The Allen County, Kansas Public Building Commission (the "Commission") met at the usual meeting place in Allen County, Kansas on March 19, 2002, at 11:00 a.m. The following members of the Commission were present: Jean Barber, PBC President, Loren Korte, PBC VP, Ron Moore, PBC Secretary. The following members of the Commission were absent: None Thereupon, there was presented a Resolution entitled:

A RESOLUTION DECLARING IT NECESSARY FOR ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION TO PAY ALL OR A PORTION OF THE COSTS TO CONSTRUCT AND EQUIP A DETENTION FACILITY COURTHOUSE IMPROVEMENT IN ALLEN COUNTY, KANSAS; AND TO ISSUE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$2,900,000 FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS THEREOF AND RELATED FINANCING COSTS.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Korte, seconded by Commissioner Moore, the Resolution was adopted by the following vote:

Aye: Jean Barber, Ron Moore, and Loren Korte.

Nay: none.

Thereupon, the Resolution having been adopted by vote of the members of the Board it was given No. PBC200202 was signed by the President and attested by the Secretary.

RESOLUTION NO. PBC200202

A RESOLUTION DECLARING IT NECESSARY FOR ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION TO PAY ALL OR A PORTION OF THE COSTS TO CONSTRUCT AND EQUIP A DETENTION FACILITY COURTHOUSE IMPROVEMENT IN ALLEN COUNTY, KANSAS; AND TO ISSUE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$2,900,000 FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS THEREOF AND RELATED FINANCING COSTS.

WHEREAS, under the authority of K.S.A. 12-1757 *et seq.* and Allen County, Kansas (the "County") Resolution No. 200201 (jointly, the "Act"), Allen County, Kansas Public Building Commission (the "PBC"), a municipal corporation of the State of Kansas, has heretofore been created by action duly taken by the governing body (the "Board") of the County; and

WHEREAS, the PBC has the power and authority under the Act to issue revenue bonds to construct, furnish and equip a detention facility courthouse improvement in the County (the "Project"); and

WHEREAS, the Board, by its Resolution No. 200204, has made request of the PBC that the PBC undertake the Project and provide for the financing thereof at a cost of not to exceed \$2,900,000.

NOW, THEREFORE, BE IT RESOLVED BY ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION:

SECTION 1. The Project. It is hereby deemed and declared to be necessary, based on the request of the Board, to construct, furnish and equip the Project.

SECTION 2. Revenue Bonds. In order to pay all or a portion of the costs of the Project and related financing costs, it is necessary and desirable for the PBC to issue revenue bonds in one or more series (the "Bonds") in an aggregate amount not to exceed \$2,900,000 to be issued in accordance with the provisions of the Act, K.S.A. 10-1201 *et seq.*, and all other laws of the State of Kansas supplemental thereto or amendatory thereof. The Bonds shall be revenue bonds of the PBC payable solely and only from the rentals received by the PBC from a lease or lease-purchase

agreement entered into with the County pursuant to the Act. The Bonds may be issued to reimburse expenditures for costs of the Project made after the date that is 60 days prior to this date and otherwise as permitted by U.S. Treasury Regulation §1.150-2.

SECTION 3. Effective Date; Protest. This Resolution shall be published once a week for two consecutive weeks in the official newspaper of the County and shall be effective from and after its adoption by the PBC and such publication in the official County newspaper, except that, if within 30 days of the date of the last of said publications, a petition in opposition to this Resolution, signed by not less than 5% of the County electors, is filed with the County Clerk, the Project shall not be undertaken and Bonds shall not be issued unless and until such matters are approved at a County special or general election.

ADOPTED by Allen County, Kansas Public Building Commission on March 19, 2002.

Alan Weber, Allen County Counselor, was present for the meeting.

Commissioners will not be meeting on March 26, 2002.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 66,724.47
- b) Abatement # 220 value 66, \$ 7.58, for tax roll of 2001
- c) Clerk's Journal Entries # 11-12

With no further business to come before the board, the meeting was adjourned until April 2, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

absent
Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

April 2, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the March 19, 2002 meeting.

Ron Holman, Maintenance Director, discussed urinals in the upstairs men's restroom. Discussion followed on the best option of flushing. Commissioners discussed single flush, hand operated or automatic flush. Commissioner Works moved to approve the purchase of the hand-operated flush. Commissioner Thompson seconded, motion passed, 3-0-0

Ron discussed the carpet outside the elevators. He reported the carpet was in poor condition. Ron provided samples of carpet. Bids were received from Decorator Supply for \$501.40 and Mike's Carpet World for \$480.80, both for area on each floor (32 sq. yd) by the elevators, both tear up old and installation. Discussion followed on color and quality. No action taken at this time.

Ron discussed painting the outside of the courthouse. Commissioners will wait until something is done with the jail.

Commissioners discussed Jay Daniels coming in for the spring and summer for ground maintenance.

Sandra Drake, Allen County Appraiser, discussed value notices that went out April 1, 2002.

Commissioners discussed with Sheriff Robbie Atkins about Sheriff vehicles being in Anderson County after hours on a regular basis. Sheriff Atkins stated that he would check into this actuation.

Commissioners discussed Sheriff Deputies living within Allen County.

Bill King, Public Works Director, presented Dust Abatement Material bids. Only one bid was received from Scotwood Industries, Inc. for Magnesium Chloride for \$0.490 per gallon (4300 gal. Min.), Calcium Chloride for \$0.675 per gallon (4000 gal. Min.), Demurrage rates at \$50.00 per hour after 2 free hours. Discussion followed. Last years cost for Magnesium Chloride was \$0.501, decrease of \$0.011 per gallon. Cost to residents for Magnesium Chloride last year was \$0.77 per linear foot, Bourbon County charges \$1.30 per foot. Commissioners discussed changing the price per linear foot to \$0.80. Commissioner Works moved to charge \$0.80 per linear foot for 2002. Commissioner Thompson seconded, motion passed 3-0-0

Bill discussed the boiler at the shop will no longer work. He presented proposals for furnaces from C.W. Rhoten for Lanar Waste Oil Heater HI – 140 for \$3,995.00 plus \$1,095.00 for stand and compressor for a total of \$5,990.00 with immediate delivery; C.W. Rhoten for Lanar Waste Oil Heater HI – 140 for \$3,995.00 plus \$895.00 for stand and without compressor for a total of \$4,890.00 with immediate delivery; Hy-Flo for Reznur Waste Oil Heater RA235 for \$6,500.00 unit, stand, compressor and installation; D & R Plumbing to replace existing furnace parts as needed will cost \$8,000.00 to \$10,000.00. Discussion followed on pros and cons. No action taken at this time.

Bill discussed the KS County Highway Association District 4 Meeting at the KDOT complex in Chanute. The date has been changed at the last minute. Due to the change of the meeting date the Commissioner's will be meeting on April 9th.

Bill requested Darrell Stokes to carry over 53.5 hours of unused vacation and Don Smith to carry over 60 hours of unused vacation. Commissioners approved the carryover to be used within six months.

Bill discussed the Airport Advisory Board meeting last Tuesday. They are requesting to have someone man the airport at all times. Discussion followed on the purpose of the automated fuel system.

Bill reported the new motor grader was delivered. He presented pictures of the grader. Bill stated it is already in use.

Bill reported landfill expansion bids would be opened next week.

Bill reported they need two new trucks for Public Works. He reported they found a couple for \$4,000.00 plus a truck to replace the downed truck at the Federal Surplus Property in Topeka. Commissioners approved.

Bill presented bids for the old senior center building in Moran. Bids were received from Ron Young for \$2,352.00 and Melvin Bland for \$2,521.00. Discussion followed. Commissioners refused both bids.

Bill presented bids for the new Senior/Community Center Building in Moran. Gary Hoffmeier, Roy Moorehouse, Dale Doerr, & Jamie Jones were present for the bids. Bids were received from Roy Moorehouse & Dale Doerr for \$72,500.00 for a 30'X64' with starting time 7 to 10 days; Roy Moorehouse & Dale Doerr for \$90,000.00 for a 30'X80' with starting time 7 to 10 days; Jamie Jones for \$90,736.25 for a 30'X60' with deduction on anything county supplies (ie: rock & etc) with 12 weeks completion requesting funding for materials as needed; Mid-Continental for \$96,000.00 for a 30'X60' (Alternate #1- delete veneer -\$3,000.00, delete front canopy - \$800.00, delete store Front Door - \$200.00 and delete flooring-meeting run - \$2,000.00). Each bidder presented their sales pitch. Roy Moorehouse & Dale Doerr reported theirs would be

stress panels. Jamie stated he would be contracting help for himself. Gary Hoffmeier presented his idea of getting proposals for the Moran Senior/Community Center. Discussion followed.

Commissioners appointed Wade Vogel to serve as Carlyle Township Trustee, replacing Harold McIntyre, who passed away earlier leaving a vacancy.

Commissioner Regehr opened the 5-year Bridge Plan Hearing at 10:00 a.m. No public was present for the hearing. Bill presented information and maps on the proposed 5-year bridge plan. Review and discussion followed on each bridge on the 5-year plan. The number one project C-3663-01 is in back of Gates Rubber Company at 1.0 miles East of Iola, number two project C-3664-01 is known as Dead Lady Bridge 0.2 miles North & 1.5 miles East of Mildred, number three project C-3773-01 is the Central Street Bridge 1.4 miles East of Humboldt, number four project (no number) is out 4.2 miles West & 1.0 miles South of Elsmore. Discussion followed on sufficiency rating and whereabouts of each bridge already on the list and 21 other bridges within Allen County. Commissioners will add the bridge by Hegwalds, which is 2.8-p.6 with a 27.3 sufficiency rating for number 5 and 120 bridge with a 42.1 sufficiency rating for number 6. Commissioners signed the 5-year Bridge Plan. The Public Hearing was closed.

Jeff Kramer, American Fidelity Assurance Company, discussed section 125 (Cafeteria Plan) on insurance benefits for employees and their dependants. He explained the benefits of this plan and what his company could offer. Discussion followed. No action was taken.

Donald Leapheart, City of Iola Fire Chief/EMS Director, discussed the State Fire Marshall concerning burning bans and burning permits. Discussion followed. One point of information to be made known to farmers burning that they know they have rules on burning, second point is just to made persons aware and educate individuals to notify their fire department coverage that they are burning. Chief Leapheart wanted the Commissioners to notify each of the fire districts within the county of these requests to help with fire prevention. He requested to get the information out to call 911 for a non-emergency line to notify of the burning.

Commissioners approved a request for renewal of a red light permit in Marmaton Township for the Rural Fire Department.

Jerome Frye and Ardra Woods, AFLAC representatives, discussed options of benefits packages available to Allen County employees. He requested employee meetings be set up. Commissioners denied the employee meetings due to benefits already offered by the county. AFLAC only offers supplement insurance. He reviewed a couple of plans. No action was taken.

Alan Weber, Allen County Counselor, discussed the Humboldt building beside the Humboldt Senior Center.

Alan discussed the Moran Senior/Community Center land from the Presbyterian Church in Moran.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$206,440.72
- b) Clerk's Journal Entries # 13-16
 - Abatement #232, 244, 246 value 9,053, \$1253.74, for tax roll of 2001
 - Abatement #245 value 130, \$17.12, for tax roll of 2000

With no further business to come before the board, the meeting was adjourned until April 5, 2002 at 9:00 a.m. in the Conference room of the courthouse for the purpose of canvassing. The next Commissioners meeting will be April 9, 2002 at 8:30 a.m. in the Commissioners room in the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

April 5, 2001

The Allen County Board of Commissioners met in a regular session at 9:00 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, Counselor Alan Weber, Sherrie L. Riebel, Allen County Clerk, and Michelle M. Smith, Deputy Clerk.

Media and interested parties present are:

Mike Russell

Bob Johnson

Jean Barber

John McRae

Commissioners reviewed the election and found no discrepancies. Therefore, results were finalized.

With no further business to come before the board, the meeting was adjourned until April 9, 2002, at 8:30 a.m. in the commission room of the courthouse.

Walt Regehr, Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

April 9, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the April 2, 2002 and April 5, 2002 meetings.

Sheriff Atkins reported another fight in jail. He explained what happened. Discussion followed on cleanup of the jail.

Ron Holman, Maintenance Director, discussed the carpet request for around the elevators. Bids were received from Decorator Supply for \$501.40 and Mike's Carpet World for \$480.80, both for area on each floor (32 sq. yd) by the elevators, both tear up old and installation. Discussion followed on color and quality. Commissioner Thompson moved to purchase the carpet from Mike's Carpet World. Commissioner Works seconded, motion passed 3-0-0

Marty Taylor, L.E.P.P./Zoning/G.I.S. Coordinator, discussed the aerial mapping. He called for bids, he received bids from Western Air out of Overland Park for \$13,480.00, Sanborn \$31,975.00 for flying the cities within Allen County. Commissioner Thompson moved to

approve the bid from Western Air for \$13,480.00. Commissioner Works seconded, motion passed. 3-0-0.

Commissioners received a letter from William A. Shirley resigning from the Community and Juvenile Corrections Advisory Board. Commissioners accepted his resignation and will be appointing a citizen to serve on the board.

Bill King, Public Works Director, discussed the landfill expansion. He stated it was approved by KDHE. Discussion followed on the plans. Bill reported the crusher has been down three months because of the ice storm clean up and cold weather. He reported some monies have been received from FEMA from the ice storm clean up.

Bill discussed the Presbyterian Church at Moran. The auction was successful, persons purchasing items out of the church have two weeks to remove the items. The county will down the building on April 22, 2002.

Bill discussed the two trucks purchased at Federal Surplus Property. Discussion followed. He requested to purchase a ten-wheeler Paystar truck for \$7,500.00 from Federal Surplus Property.

Bill discussed a letter to the editor concerning beavers building dams within Allen County on private property. Discussion followed on who's responsible for removing the beavers. The Commissioners stated it should be the responsibility of the landowner to get rid of the beavers. Commissioners will take no action towards the beavers.

Bill reported the seasonal worker for the courthouse grounds would start in a week.

Bill reported radios for the new trucks are fairly cheap now days and the maintenance will install the radios. He reported the quarry uses portable radios for safety issues.

Bill discussed the water situation in the courthouse. Currently Culligan provides water for the break rooms in the courthouse. Discussion followed on the reasons why the water tastes so bad, whether or not filters in the current water fountains need changed more often. Alan Howell, Allen County resident for the meeting, discussed his option on the condition of the water. Sandra Drake, Allen County Appraiser, discussed the orange ice cubes and particles in the water filters.

Rex Taylor, City of Iola Police Chief, and Nick Gill, Iola High School government student, discussed the 911 \$0.75 cents for ASTRA Mobile Data Terminals for Allen County. Chief Taylor discussed there are grants available if matching funds are available to help. He explained the benefits to the County and each city within the county. Discussion followed on what is entailed in mobile data terminals. The cost would be approximately \$125,102.79; the matching fund would be \$55,373.20. This does not replace the current system only enhances the current system. Discussion followed. Commissioners encouraged Chief Taylor to apply for the grant.

Commissioners approved the use of the bandstand and courthouse lawn for a fundraiser for Special Olympics on May 3, 2002.

Sandra Drake, Allen County Appraiser, discussed a watershed being built for recreation east of Iola.

Sharon Utley, Allen County Treasurer, and Sherrie L. Riebel, Allen County Clerk, presented a listing of outstanding checks to write off and to transfer the amounts of them into the County General Fund. The treasurer's checks total \$1,288.19 and the clerk's checks total \$106.01. Commissioners approved the write off.

Commissioners discussed tax issues; state and county. Persons living and having business within Allen County but have out of county tags are hurting the taxes within the county, which causes higher taxes on individuals. Discussion followed on enforcement of persons actually living in Allen County and having tags in other county.

Commissioner Regehr discussed a Southeast Kansas Mental Health meeting on which he is a member of the board. Discussion followed. The boards' job is setting policy not running the day-to-day operations of the SEK Mental Health. Discussion followed on the duties of the board

and the size of the board. Commissioners will visit with other county commissioners concerning the size of the board.

Commissioners discussed wages of JJA compared to the courts state wages.

Alan Weber, Allen County Counselor, discussed the JJA Administrative Board.

Commissioner Works moved to appoint Kent Thompson to serve in place of William Shirley on the Community and Juvenile Corrections Advisory Board. Commissioner Regehr seconded, motion passed 3-0-0.

Alan discussed the PBC bond schedule proposed from Gilmore & Bell, PC.

Alan discussed the contracts with the EMT paramedics fulfilling their obligations.

Commissioners reviewed and discussed the Fair Boards annual report.

Commissioners approved the following documents:

- a) Clerk's Journal Entries #
- b) Clerk's vouchers totaling \$

With no further business to come before the board, the meeting was adjourned until April 16, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

April 16, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Michelle M. Smith, Deputy County Clerk.

Commissioners corrected and approved the minutes of the April 9, 2002 meeting.

Jay Daniels, Maintenance, reported the need for a weed eater for the courthouse lawn. Commissioners approved the purchase of a new weed eater.

Mr. Daniels reported benches at the bandstand are in need of repairs. Commissioners requested getting community workers to paint them.

Robbie Atkins reported that the jail stove is not working. A part has been ordered to repair it. Commissioners suggested measuring to see if the Moran Senior center stove could be used for now.

Bill King, Public Works Director, presented Asphalt oil bids. Bids were received from Vance Brother's, Inc. for \$.62/gal, with demurrage rates at \$42.00 per hour, KOCH Pavement Solutions \$.649/gal, with demurrage rates at \$48.00 per hour, Elpaso (formerly Coastal), \$.6750/gal for RS-1H, \$.6690 for CRS-1H, demurrage rate \$48.00.

Ken Augustine, Vance Bros. Inc, and Jason Johnson, Koch Pavement Solutions, presented information on their companies. Discussion followed.

Commissioner Works moved to accept low bid from Vance Bros. Inc. Commissioner Regehr seconded, motion passed 3-0-0.

Mr. King reported that the Moran Senior Center did not sell. An offer has been brought to the Commissioners attention. No action was taken.

Mr. King presented landfill expansion proposals. Bids were received from J.J. Westhoff for \$2,278,000 with an alternate bid (C & D Site) deduction of \$47,000, LaForge and Budd \$1,464,480 with alternate bid (C & D Site) deduction \$46,700, McAdam \$1,220,552.38 with an alternate bid (C & D Site) deduction \$26,118.30. Commissioner Thompson moved to accept low bid from McAdam. Commissioner Works, seconded, motion passed 3-0-0

David Beck, Emergency Preparedness Director, discussed the 911 Emergency Service Number (ESN) update with Southwestern Bell. Commissioners requested he work on converting area resident's addresses in the listing.

Mr. Beck discussed the Emergency Alert System (EAS) for Cox Communication. He explained he had discussed this with the City of Humboldt and responsibility would be given to 911 dispatch.

Alan Weber, County Counselor, reported on jail finance issues. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 178,950.63
- b) Abatement #value, \$, for tax roll of 2001
- c) Clerk's Journal Entries # 17-19

With no further business to come before the board, the meeting was adjourned until April 23, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Michelle M. Smith, Deputy County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

April 23, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the April 16, 2002 meeting.

Rex Taylor, City of Iola Police Chief, discussed the mobile data equipment. He reported all the information was not available at this time for grant request, which is due directly. Discussion followed. He explained he would be filling for this grant in one year after he has all the required information.

Bill King, Public Works Director, presented pictures of the Moran Presbyterian Church's demolition. He will finish the clean up by the end of this week. Discussion followed.

Bill reported the area under the Central Street Bridge caught fire again a day after the wreck. He reported the Humboldt Fire Department responded.

Bill reported he had had a meeting with FEMA last week. He reported there would be approximately another \$50,000.00 pay to Allen County.

Commissioners received a letter from Eugene V. Burrows complimenting the service and treatment received at the Allen County Airport. He explained he appreciated the change.

Bill discussed a phone call from the Corp of Engineers. Discussion followed on the Neosho River in the Humboldt area. It was discussed the cause of the erosion of the banks of the Neosho River. Discussion on what could be done to correct the pile up without endangering any employees.

Commissioners discussed Moran Senior/Community Center. No decision was made on a contractor at this time.

Robbie Atkins, Allen County Sheriff, discussed a female inmate he is incarcerating. He is contacting Neosho County to transfer her.

Robbie discussed bids for a vehicle to replace the wrecked Explorer. Discussion followed. He presented bids from Lassman Motors, Inc for a 2002 Ford F-150 Supercab XLT 4x4 for \$24,080.00 with a 3 year/36,000 miles warranty, immediate delivery, heavy-duty alternator and transmission cooler; Olathe Ford for a 2002 Ford F150 for \$24,611.00 with a 3 year/36,000 miles warranty, immediate delivery; Shields Motor Co., Inc. for a 2002 Dodge Truck Ram Quad Cab 1500 P/U 44 \$25,586.00 with a 3 year/36,000 miles warranty or 7 yrs/10,000 miles drive train. Discussion followed. Commissioner Thompson moved to approve the purchase of the 2002 Ford F-150 Supercab XLT 4x4 for \$24,080.00 from Lassman Motors. Commissioner Works seconded, motion passed 3-0-0.

Robbie presented the Commissioners with a year-end review of 2001.

Robbie reported a jailor has completed the jailors course provided free by the Missouri/Kansas Correctional Officers Association. He will rotate the other jailors as classes come available. Discussion followed.

Robbie explained the future of the new blue van donated to Allen County. The van is a 1988.

Robbie discussed grants available to help fund more manpower for the county. He discussed other available grants for the Sheriff's department.

Commissioners discussed the Culligan Water at the courthouse. Discussion followed. No action was taken.

Steve Smith, Universal Construction Company, Inc. President, presented a presentation what his company can offer to build a jail. He explained the definition of Construction Management, why use construction management, construction management vs. General Contracting, services, recruiting local participation, construction phases. He presented them with pictures of Jail facilities Universal Construction Company, Inc. has built. Discussion followed on each topic.

Alan Weber, Allen County Counselor, reported bond council would be at the next commission meeting.

Alan reported the building next to the Humboldt Senior Center is under condemnations.

David Beck, Emergency Preparedness Manager, discussed a Bioterrorism Exercise scheduled for June 26 & June 27, 2002. This is being held to increase readiness and capability to respond effectively to a major medical emergency at all levels. The exercise would afford the opportunity to come together to review capabilities and determine how and where they fit into an overall response to a statewide medical emergency. Commissioners approved David to attend.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 20 - 23
- b) Clerk's vouchers totaling \$ 15,425.17

With no further business to come before the board, the meeting was adjourned until April 30, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

April 30, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the April 23, 2002 meeting.

Ron Holman, Courthouse Maintenance Director, discussed the requested ceiling fans. He presented bids from Stout Electrical for installation of five fans at \$600.00 for immediate delivery; Hoffmeier Electric for installation of five fans at \$579.54 for immediate delivery; no bid was received from Maloney Electric. Discussion followed. Commissioner Works moved to approve the bid from Hoffmeier Electric. Commissioner Thompson seconded, motion passed 3-0-0.

Ron discussed drinking water in the courthouse. D & R suggested putting charcoal filters on the drinking fountains. There are seven stations that would need to be changed. There are three drinking fountains, three sinks and one icemaker. Discussion followed on trying the filters on a couple drinking fountains. The filters cost annually for everything would cost more than buying from Culligan. Commissioners requested Ron to install two filters.

Ron reported Fagan has the air conditioner ready to be turned on for the summer. It will be turned on later.

Sharon Utley, Allen County Treasurer, discussed hiring a part time employee for the month of June and the middle of October, all of November and all of December. Discussion followed. Sharon will advertise in the paper for an employee.

Commissioners approved McKinzie Pest Control to schedule a re-inspection of the properties of the Humboldt Senior Center and Community Action Building.

Roy Moorehouse reported Steve Crume has offered \$5,200.00 for the old Moran Senior Center as soon as the new Moran Senior/Community Center is completed. Commissioners approved the sell of the land and building in Moran to Steve Crume.

Gene Chambers and Ron Stanghoner, Carlyle representatives, explained the need of clean up on a property in Carlyle. Mr. Chambers discussed what needs to be done to clean up this community. Commissioners reported he would have to discuss the land in question with the attorney's office as to whether the drug clean up is pending or not. Discussion followed. Commissioners suggested reporting the incidents with the dogs chasing horses and people to the Sheriff's office. Commissioners stated to talk to the parents of the landowner for cleanup. The landowner is incarcerated.

Commissioners discussed the Moran Senior/Community Center proposals. No action was taken at this time.

Bill King, Public Works Director, discussed black tops within Allen County.

Bill discussed gas wells at the landfill and their functions.

Bill reported the bridge on South State Street would be closed later this spring. KDOT will be fixing the hole.

The County Auction will be held June 14, 2002 at 5:30 p.m.

Kevin Cowan, Gilmore & Bell, discussed the Public Building Commission authorization to authorize a bond. He discussed schedules and structure of legal documents. PBC could have a detail resolution for a loan document, one would be for the county to be responsible for paying PBC payments and in turn the PBC would pay the paying agent, two would be to have a Trustee (which would be the Trust Department of a commercial bank) to handle the bond or three to build into the lease that the county would pay the paying agent for the PBC, which would be the cheaper option. Kevin explained each option. Discussion followed. A trustee would probably charge \$1,000.00 up front and \$1,000.00 per year afterwards, the State Treasurer would charge approximately \$3,300 as an initial fee, and afterwards \$100.00 to \$200.00 per year to serve as Paying Agent and Bond Registrar. Discussion followed. Principal payments will be July 1 and January 1 for 20 years with the option to pay off after seven years. First payment will be on January 1, 2004. Alan Weber, Allen County Counselor, Loren Korte & Jean M. Barber were present for the presentation.

Phil Young, CC/JJA Administrator, discussed the State of Kansas Community Corrections Act Comprehensive Plan and Application Document for Supervision of Adult Offenders Grant Funds. Phil explained the statistics and grant request. The grant request for 2003 is \$266,400.00 in anticipated cost of the service. Commissioner Thompson moved to approve the 2003 Comprehensive plan for Community Corrections. Commissioner Works seconded, motion passed 3-0-0.

Phil presented the 31st Judicial District Juvenile Justice Administration funding request. Commissioners reviewed the Comprehensive plan for Juvenile Justice. Commissioner Thompson moved to approve the 31st Judicial District's Block Grant Funding. Commissioner Works seconded, motion passed, 3-0-0.

Phil discussed wages for the Assistant Director for the 31st Judicial District Community Corrections. He presented a pay record and explained each step. Discussion followed.

Commissioner Thompson discussed difibulators for the Allen County EMS. Donald Leapheart, Allen County Ambulance Director, had received bids from Medical Equipment Consultants, Inc. for \$9,850.00 each but was not able to produce difibulators for that cost. Progressive Medical International has offered for \$9,689.00 each includes shipping. Commissioner Thompson moved to purchase the two pieces of equipment from Progressive Medical International for \$9,689.00 each. Commissioner Works seconded, motion passed 3-0-0.

Commissioners denied the request from Gloria Gill to mow the old Moran Senior Center.

Commissioners requested Cox Cable to take Humboldt Senior Center's cable to a basic service.

Commissioners discussed landfill fees with Bill King. Discussion followed on the cost of dumping.

Commissioners approved the following documents:

- a) Clerk's Journal Entries #
- b) Clerk's vouchers totaling \$62,278.70

With no further business to come before the board, the meeting was adjourned until May 7, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

May 7, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the April 30, 2002 meeting.

Mike Jewell, SEK Cruisers Representative, discussed using the Bandstand, Courtyard, and restrooms for May 18, 2002 from 6 p.m. to 10 p.m. There will be a bar-b-que and band. Discussion followed on use of the restrooms. Commissioners suggested they get a couple of port-a-potty. They will be parking about six cars on the sidewalks. Commissioners approved.

Russ Smith, Allen County Extension Agent, Lonnie Larson, and David Kramer, Extension Board members, request \$82,624.00 from Allen County for budget year 2003, which is the same as budget year 2002. Discussion followed on the items listed for the request. They stated the insurance to the agents were no longer going to be provided by K-State. Their total budget for 2003 is \$134,780.00. Commissioner Thompson moved to approve the 2003 budget request for the Extension Office. Commissioner Works seconded, motion passed 3-0-0.

Bill King, Public Works Director, discussed the Moran Senior/Community Center. Discussion followed on area. Commissioner Works will visit with the seniors to see if they still want a pool table. No action was taken on the building itself.

Bill discussed the cost of asphalt for 2200 St. south of Hwy #54. He had bids from SE-Kan Asphalt Services, Inc. at \$26.50 per ton with PG 64-22 Liquid Asphalt, \$29.50 per ton with PG 70-28 Liquid Asphalt. Information consisting of 2-inch leveling course will use approximately 925 tons, 1 ½ inch-leveling course will use approximately 700 tons. The PG 70-28 Liquid Asphalt is stronger more rut resistant Asphalt that will perform better under truck traffic. Discussion followed. The decision was tabled until next week, so the commissioners can view the road in question.

Bill reported the transmission went out of the foreman's truck and the shaft went out of the courthouse lawn mower.

Commissioners viewed floor plans for the Moran Senior/Community Center. Discussion followed.

Robbie Atkins, Allen County Sheriff, requested to carry over 106 hours of vacation for Undersheriff George Brown and 64 hours of vacation for jailor Phil McVey. Commissioner Works moved to approve the carry over to be used within 6 months. Commissioner Thompson seconded, motion passed 3-0-0.

Alan Weber, County Counselor, discussed the sale of the old Moran Senior Center. He presented a deed to be signed. Commissioner Thompson moved to approve Commissioner Regehr sign the deed. Commissioner Works second, motion passed. 3-0-0

Alan discussed the Matt Naff case with the commissioners.

Alan discussed annexations of the Rural Fire District #2.

Bill reported the Hillegass house is removed and he has a crew doing dirt work on the lot.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 24, 25, 26
- b) Clerk's vouchers totaling \$ 217,046.13

With no further business to come before the board, the meeting was adjourned until May 14, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK May 14, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Kent Thompson, Commissioner Dick Works, Alan Weber, County Counselor and Sherrie L. Riebel, County Clerk. Chairperson Walt Regehr, Jr., was absent.

Commissioners corrected and approved the minutes of the May 7, 2002 meeting.

Commissioners approved Angela Henry, SAFE Base Administrator, to use the courthouse lawn on May 23, 2002 at 1:30 p.m. for a SAFE Base program.

Commissioners approved Teresa Cook to use the bandstand for Pre-school Graduation on May 23 from 6 p.m. to 8 p.m.

Commissioners denied a request from Windsor Place to use the Services to the Elderly Van on May 16, 2002 to go to Garnett to attend the Senior Olympics due to having a regular schedule. The bus Windsor Place has on order has not been delivered. They suggested they contact SEK Mental Health or Pine Crest for the use of their buses.

Mike Fickel, Shaughnessy, Fickel & Scott Architects, Inc., discussed layouts and costs of the proposed jail. A lengthy discussion followed on the pros and cons of a Construction Manager or General Contractor. Mike stated a survey must be done at the cost of the owner. His company is ready to begin work on the design, which would be at a cost of 7-½ %. Commissioners discussed appointing a committee to review the design. Alan discussed fee schedule for a 2.9 million dollar cost. Shaughnessy, Fickel & Scott Architects, Inc. will be starting the schematic design with the committee once approved by the commissioners. No approval was taken at this time; Alan will draft a letter to clarify the fee schedule.

Mike stated his company would like to have input on who is hired for a CM or General Contractor. Discussion followed.

Commissioners denied the request from Southeast Kansas Community Action Program to continue to furnish a trash dumpster at no charge to them. SEK-CAP no longer rents the building from Allen County. They had occupied the building on State Street with the Community Action building.

Commissioner Works moved to go into executive session for ten minutes to discuss non-elected personnel. Commissioner Thompson seconded, motion passed 2-0-0. Those present will be Commissioners Works and Thompson, Clerk Riebel and Counselor Weber. The time is 10:30 a.m.

Commissioners reconvened at 10:40 a.m. No action was taken.

Bill King, Public Works Director, reported the bridge project #1C-3663-01 is scheduled to be let later this year. Discussion followed on the easements and contracts.

Bill reported the lawnmower is broken. He reported the parts have not been ordered as of last Friday, but a loaner was supplied.

Bill discussed plans for the Moran Senior/Community Center. Commissioner Works and Counselor Weber will draw up a contract before approving a contractor.

Alan discussed items he will be listing in the letter to Shaughnessy, Fickel & Scott Architects, Inc.

Commissioners discussed the request for the overlay by Nelson's Quarry. No action was taken at this time.

Bill discussed landfill costs to other counties. Discussion followed. Commissioner Works moved to raise county landfill tipping fee to other counties \$2 a ton more across the board and for out of county cut tires an increase from \$20.00 dollars a ton to \$25.00 as of January 1, 2003. Commissioner Thompson seconded, motion passed 2-0-0.

Sandra Drake, Allen County Appraiser, reported the map machine is down again. She stated she needed to decide whether to repair or replace. Discussion followed. She discussed pros and cons on

analog copiers. She stated Millar map machines are only ammonia based, which would require a ventilated room. Discussion followed. The GIS will be up and going in approximately one year. Commissioners advised Sandra to fix the current Millar machine and to start checking into other options.

Sandra discussed Monarch Cement Company exemption. She stated they would be resubmitting the exemption.

Sherrie reported Geneva Township has petitioned to join Fire District #2 area.

Roy Moorehouse & Dale Doerr discussed the plans for the Moran Senior/Community Center. No action was taken at this time.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$46,387.56
- b) Abatement #267,269-271,275 value, 51506 for \$7047.66 tax roll of 2001
- c) Abatement #277 value, 633 for \$77.34 tax roll of 2000
- d) Clerk's Journal Entries #

With no further business to come before the board, the meeting was adjourned until May 21, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Absent
Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

Commissioners corrected and approved the minutes of the May 14, 2002 meeting.

Commissioner Thompson moved to appoint Shirley Hicks to serve on the Allen County Planning Board. Commissioner Works seconded, motion passed. 3-0-0.

Nathan Clark, Conservation District Chairman, and Steve Kipp, Conservation District Board member, discussed 2003 budget. Mr. Clark reviewed the request for \$18,500.00, which is the same allocation as 2002 budget. Commissioner Works moved to approve Commissioner Regehr to sign the request for \$18,500.00 appropriations. Commissioner Thompson seconded, motion passed 3-0-0.

Carol Valentine, Community National Bank representative, requested use to the area around the Courthouse Clock on Sidewalk Sale Day for a Customer Appreciation Pancake Feed. Commissioner Works moved to approve the use of the courtyard. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioners approved the use of the courtyard for June 14 by Iola Area Chamber of Commerce Business Appreciation Picnic.

Commissioners approved the use of the area north of the Bandstand for July 4, 2003 by the City of Iola Recreation and Iola Area Chamber of Commerce. Sidewalk Chalk Contest, Cookout, Most Patriotic Pet & Decorated Bike/Trike Contest are among some of the scheduled events.

Bill King, Public Works Director, presented a letter from Bill May, Allen County Hospital Chief Executive Officer, thanking Bill and his staff for their assistance with razing the Hillegass Property.

Bill discussed an open position at the landfill. Discussion followed. Commissioners approved Bill to hire an employee for this position.

Bill discussed mono fill dumping at the landfill, which would be cut tires, baled tires, and Gates Rubber hoses. Discussion followed. Bill discussed a private contractor dumping Topeka tires in the Allen County landfill and the cost to him versus the cost to Allen County. Commissioners discussed not accepting tires at the landfill at all. Any Allen County resident would be able to bring their tires to the landfill for a fee and then pay Champlain Tire to haul off. Discussion was tabled until further information can be gathered.

Bill presented phone bids for a couple of portable radios. Bids were received from TBS for Motorola M1225 4 Channel 40 Watt for \$473.00 per unit; TFM for Motorola M1225 4 Channel 40 Watt for \$487.00 per unit; and Chanute Communications for Motorola M1225 4 Channel 40 Watt for \$455.00 per unit. Commissioner Thompson moved to purchase two radios from Chanute Communications for Motorola M1225 4 Channel 40 Watt for \$455.00 per unit. Commissioner Works seconded, motion passed. 3-0-0.

Roy Moorehouse, Dale Doerr, was present to discuss the Moran Senior/Community Center.

Bill discussed asphaltting 2200 St. No action was taken at this time.

Ken Hartman, Allen County resident, reported weeds along his property and his road needed graded. Bill will report this to the Noxious Weed Director.

Robert F. Chase, Southeast Kansas Mental Health Executive Director, requested \$100,000.00 for 2003 budget. The request remains the same as the 2002 budget appropriations. Discussion followed on state budget cuts and services offered by SEKMHC. Commissioners stated they will consider the request.

Sharon Utley, Allen County Treasurer, discussed her part time help in June and Oct, November & December.

Commissioners reviewed and approved Resolution #200205.

Resolution Extending Boundaries of Rural Fire District #2

Whereas, it has come to the attention of the Board of County Commissioners of Allen County, Kansas, that it is advisable and in the public interest that the boundaries of Rural Fire District #2 be extended to include those portions of the following real estate not already a part thereof, to-wit:

1. Sections 23, 24, 25, 26, 35 & 36, Township 23, Range 17 East
2. Sections 1, 2, 11,12,13 & 14, Township 24, Range 17 East
3. Sections 19, 20, 21, 28, 29, 30, 31, 32 & 33, Township 23, Range 18 East
4. Sections 4, 5, 6, 7, 8, 9, 17 & 18, Township 24, Range 18 East

Whereas, a petition signed by the owners of at least 10% of the area of the lands sought to be included in Rural Fire District #2 as described above has been filed with the Allen County Commissioners, and

Whereas, at least some of the lands sought to be included within the boundaries of rural Fire District #2 are within the fringe area of the City of Iola and that K.S.A. Supp. 19-270 applies, and

Whereas, the Board of County Commissioners have determined that a hearing on the proposed extension of boundaries is necessary and required by law.

NOW THEREFORE, Be It Resolved by the Board of County Commissioners that a hearing on the proposed extension of the boundaries of Rural Fire District #2 to include the lands described above be held at Iola, Kansas in the Allen County Courthouse in the County Commissioners room on the 11th day of June, 2002, beginning at 10:00 a.m. Publication of this resolution and a map showing the territory of the district and the lands proposed to be attached thereto shall be made according to law and shall constitute notice herein.

Commissioner Works moved to adopt resolution 200205. Commissioner Thompson seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed a contract for the Moran Senior/Community Center for a contractor. He will prepare a contract.

Commissioner Thompson moved to approve Commissioner Works to enter into a contract with Roy Moorehouse and Dale Doerr for construction of the Moran Senior/Community not to exceed \$96,500.00. Commissioner Regehr seconded, motion passed 3-0-0.

Alan discussed a letter he had sent to Shaughnessy, Fickel and Scott Architects. Discussion followed.

Juanita Maple, Community Action Senior Center representative, requested to take the Services to the Elderly van to "American Spirit" in Yates Center on May 26, 2002. Commissioners Thompson and Works approved the trip.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$18,989.76
- b) Clerk's Journal Entries # 1
- c) Abatement #276,278,280-286, \$1698.24, value 12,735.00, for tax roll of 2001

With no further business to come before the board, the meeting was adjourned until May 28, 2002 at 8:30 a.m. in the Commissioners room in the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

May 28, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the May 21, 2002 meetings.

Loretta Andres visited the Commissioner's meeting.

Marty Taylor, Zoning Administrator, James Shea, Ash Grove Cement Plant Manager, Chanute Division, Tim Heenan, Ash Grove Cement Plant Assistant Manager, Charles Nichols, Ash Grove Cement Plant Geologist, Corporate Division in Overland Park, Clyde Toland, Ash Grove Attorney, Alan Weber, Allen County Counselor, Sandra Drake, Allen County Appraiser, were present to discuss the Ash Grove Zoning request to the Planning Board. The Planning Board is recommending approving the conditional use request on land South of Humboldt. Commissioners discussed the advantages for Allen County and their residents. Mr. Shea stated Ash Grove Cement Plant employees Allen County residents. Discussion followed on requirements and laws that come with a quarry operation, railroad shipping, county roads and bridges, emergency blasting regulations, and residents expressed opinions from Thursday night. Commissioner Works moved to accept the planning boards recommendation to grant the application for conditional use to use the property for quarrying operations and grant the exemption from the provisions of 2-103 Zoning Board Regulations to Ash Grove Cement Plant. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioners discussed land value of quarry land with Appraiser Drake. Discussion followed.

Alan presented a General Warranty Deed for Stephen E. Crume and Susan E. Crume for the old Moran Senior Center. Commissioners approved Commissioner Regehr to sign.

Bill King, Public Works Director, presented a tire survey to the Commissioners. Coffey and Butler Counties will not except out of county tires. Champlin charges \$125.00 per tom for cut tires and \$1.25 each for car tires. Discussion followed on the tonnage going into the Allen County landfill.

Commissioner Works moved to raise fees for out of county tires to \$125.00 per ton effective today, May 28, 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Bill discussed a call from Joe Hess concerning the condition of the Community Action Building.

Bill discussed some employee and policy changes being made at the landfill.

Bill discussed the bridges on South State Street that KDOT is repairing.

Commissioner Thompson stated Shirley Hicks declined to serve on the Allen County Planning Board.

Alfred Link had left message the Veteran's Wall is worth \$50,000.00 for insurance purpose.

Mrs. Andres discussed the Eternal Flame on the west side of the Courthouse. She explained the American Legion could not get parts for the burners any longer. Commissioners discussed moving the Eternal Flame to the Veteran's Wall.

Robbie Atkins, Allen County Sheriff, was present for a discussion with the Commissioners concerning questions from residents on a Florida trip for deputies. Sheriff Atkins reported the training would be for dogs and deputies to receive National Certification. He is sending three deputies to Florida. The employees will be receiving only their regular pay for an eight-hour day. Discussion followed on coverage of Allen County while these three employees are gone, he will cover the county himself. Commissioners stated that if his department is short handed they question him allowing three deputies gone at the same time.

Commissioners discussed the vouchers they had denied last week. One voucher totaling more than \$1,000.00 in pencils and decals, it was questioned as to if there were bids requested. The other voucher was a donation to the Kansas Department of Police Chief's Association, which he stated will take care of himself on behalf of Allen County Sheriff's Department.

Sheriff Atkins reported Mark Michael's refusal to return 911 Allen County equipment. Discussion followed. Commissioners will have Alan Weber check into this information.

Commissioners requested the Sheriff's Office and 911 inventories; these inventories were due January 31, 2002. Sheriff Atkins reported he was waiting on two cities.

Jeanna Scheve, SAFEBASE Curricular Coordinator, discussed the Summer Program during June 2002. She explained the students would be doing a time capsule to be opened in 2052. The capsule would hold items about themselves. She is requesting to put the capsule at the Bandstand on the courtyard. Commissioners stated their concerns on setting precedence over other organizations. Commissioners requested Ms. Scheve pursue other places.

Commissioner Regehr discussed a request from Southeast Kansas Regional Planning Commission concerning upcoming projects for 2002-2004. Projects such as the proposed jail, extended runway and landfill expansion.

David Beck, Allen County Emergency Management, discussed the 2002 Ice Storm. He reported what each of the Allen County cities received from FEMA. Commissioners reported downed limbs are now floating down stream and causing major damage to waterways.

David discussed domestic violence (terrorist). He stated the Kansas Highway Patrol would be the department issuing the grants.

David discussed programs available through FEMA for Emergency Management. David would need to have Office 2000 or Office XP Professional Addition to run these programs. FEMA would reimburse up to \$580.00 on a 75/25 cost share (\$435 paid by FEMA and \$145 local money). The county would own these program licenses. Commissioners requested David get bids.

Commissioners discussed Mark Michaels' Paramedic Classes and 911 equipment with Alan Weber, Allen County Counselor.

Alan discussed residency policies for safety sensitive employees. Discussion followed. No change will be taken at this time.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$42,798.92

With no further business to come before the board, the meeting was adjourned until June 4, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

June 4, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the May 28, 2002 meeting.

Commissioner Works moved to amend the Personnel Policies & Guidelines manual to reflect, "Any out of state travel for county business must receive prior approval from the Allen County Commission". Commissioner Thompson seconded, motion passed 3-0-0. Discussion followed. Counselor Weber will submit the correct verbiage.

Bill King, Public Works Director, discussed the refund on dust abatement. The county gravel roads are extremely dusty and made worse by the extra traffic due to the road closing on old Hwy 169 for bridge repair.

Bill presented pictures of an accident involving a county vehicle. He stated the county vehicle was stopped at an intersection and because of the dust it was rear-ended.

Bill reported on the new dozier. He reported the longer track on it also inhabits the sight form the cab.

Bill reported Delaware Road (Tank Farm Road) has oil surfacing at this time it was laid last summer. Discussion followed on solutions. Commissioners discussed an overlay on that road. Bill stated base under this road is very stable but the top needs to have an overlay to save the road. Discussion followed on the big trucks tearing it up at any type of surface.

Bill discussed a problem at the airport with an individual allowing his dog even though there are signs restricting dogs in the airport office. The problem has been referred to the County Counselor.

Bill discussed an opening at the Allen County Landfill. Commissioner Thompson moved to approve Bill to appoint Jerry Wallis to the position of Landfill Foreman. Commissioner Works seconded, motion passed 3-0-0.

Bill will be posting the blade position within the county employees before advertising the position.

David Beck, Emergency Management Director, discussed waterways damned up due to the ice storm. He reported there is no state funding available for clean up at this time.

David discussed the 911 databases for Allen County. He explained the process when a landowner calls into 911 what dispatch the calls would go to. A lengthy discussion followed on fire protection.

Dave reported updates were completed for areas of old Hwy 169, converted addresses from Hwy 169 to county addresses. Discussion followed on addresses within the phone book. He reported the phone companies would accept the county's addresses.

Donald Leapheart, City of Iola Fire Chief/EMS Director, discussed the Fire District #2. He discussed some problems with the expansion of Fire District #2. Response time was discussed as to some solutions. Chief Leapheart explained they couldn't be first response then leave because

fire regulations state the first responder is the one with the liability of that fire. Commissioner Thompson stated the county would have to supply coverage for the areas requesting this area.

Chief Leapheart suggested having all the fire chiefs together to see what coverage they could effectively cover. Commissioners asked him to set a meeting date that all could attend. Alan Weber, County Counselor, suggested creating a countywide fire district by election. Discussion followed.

Chief Leapheart discussed an ambulance backup service. He stated he had visited with Humboldt and Moran services about coming and getting the backup ambulance if their ambulance is down. Discussion followed. Chief Leapheart reported this is becoming a problem. Commissioners stated they would visit with the City of Moran and the City of Humboldt about their contracts with the county about continues service.

Alan reported Mark Michaels has resigned the Paramedic service in City of Humboldt. He will have to repay approximately \$5,000.00 to Allen County in breach of a contract.

Alan discussed the dog at the Allen County airport's office. He explained the county will need an ADA Grievance Procedure and then the individual will have to file the grievance with the county.

Marty Taylor, L.E.P.P./Zoning /G.I.S. Administrator, and Sandra Drake, Allen County Appraiser, presented bids for a laptop computer. Bids were received form Advantage Computer Enterprise for \$1774.00, Gateway for \$1558.00 and Dell for \$1825.08. This is to be paid for out of Planning Fund. Commissioner Thompson moved to approve the purchase of two laptops from Gateway, one for the planning board and one for the Appraiser to be used in the field. Commissioner Works seconded, motion passed 3-0-0.

Commissioner Works moved to charge \$50.00 deposit for the Humboldt Senior Center with a refund of \$25.00 if cleaned after use, effective July 1, 2002. Commissioner Thompson seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 29-31
- b) Clerk's vouchers totaling \$ 103,673.48

With no further business to come before the board, the meeting was adjourned until June 11, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

June 11, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the June 4, 2002 meeting.

Commissioners reviewed **ALLEN COUNTY RESOLUTION #200206.**

A resolution related to regulating animals on County property.

WHEREAS, restricting the access of animals on public property is necessary to promote the public health and welfare.

BE IT RESOLVED by the Board of Commissioners of Allen County, Kansas as follows:

1. Animals of any kind are hereby prohibited from entering into or remaining within any and all buildings owned, leased or maintained by Allen County. Further, any and all animals on county property outside of any county buildings shall, at all times, be on a leash and under the control of its owner or other handler.
2. This prohibition shall not apply on the following circumstances:
 - (a) Where an animal is an exhibit in a Court case pending before the District Court in the Allen County Courthouse.
 - (b) Dogs owned or used by the Allen County Sheriff's Department for law enforcement purposes where permission to have the animals in County buildings is obtained from the County Commissioners.
 - (c) To "service animals". A "Service animals" is any guide dog, signal dog or other animal individually trained to provide assistance to an individual with a disability.
3. Any animal including a service animal may be excluded from County premises altogether if that animal's behavior poses a direct threat to the health or safety of others.
4. Allen County Resolution #97006 enacted November 12, 1997 is repealed.
5. This resolution shall take effect upon its adoption by the Board of County Commissioners Allen County and its publication in the official newspaper.

No action was taken at this time.

Commissioners reviewed and discussed **ALLEN COUNTY RESOLUTION #200207.**

A resolution establishing a grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the U.S. Department of Justice regulations implementing Title II of the ADA.

WHEREAS, Allen County is desirous of having appropriate grievance procedures in place in order to resolve any complaint regarding implementation of the Americans with Disabilities Act (ADA), and

WHEREAS, general procedures currently existing for dealing with such grievances need to be updated to accomplish this goal.

NOW THEREFORE BE IT RESOLVED that Allen County hereby establishes the following grievance procedure for dealing with ADA related issues:

1. The Allen County Clerk shall be and is hereby designated as the Allen County ADA Coordinator. In the absence of the County Clerk, the Deputy County Clerk shall serve as ADA Coordinator.
2. Any Complaint alleging a violation of the ADA may be filed with the ADA Coordinator either in writing or verbally. The Complaint shall contain the name and address of the person filing it or the one on whose behalf it is filed. The complaint shall contain a brief description of the alleged violation of the ADA regulations.
3. Complaints should be addressed to: Allen County ADA Coordinator %Allen County Clerk's Office, One North Washington, Iola, Ks. 66749. The ADA Coordinator shall maintain the files and records of the County relating to all ADA complaints and the ensuing investigations. A copy of each complaint shall be forwarded by the ADA Coordinator to the County Counselor.

4. An investigation shall follow the filing of a complaint. The investigation shall be commenced by the ADA Coordinator and the Allen County Counselor or their designee within fifteen (15) calendar days following the filing of the complaint. The investigation shall be informal but thorough, affording all interested persons and their representatives, if any, an opportunity to submit relevant information.
5. A written determination as to the validity of the complaint and a resolution of the Complaint, if any, shall be issued by the ADA Coordinator and approved by the County Counselor. A copy shall be mailed to the complainant, return receipt requested within forty-five (45) calendar days following the filing of the complaint.
6. If the Complainant is dissatisfied with the determination made by the ADA Coordinator, the Complainant may request a reconsideration before the Board of County Commissioners of Allen County, Kansas. The request for reconsideration shall be made within ten (10) calendar days following the date the complainant receives the determination of the ADA Coordinator. The request for reconsideration shall be made to the Board of Allen County Commissioners through the County Clerk. The Board shall review the records of said complaint and may conduct further investigation when necessary to obtain additional relevant information. The Board shall issue its decision thereon within thirty (30) calendar days of the receipt of the complainant's request for reconsideration. A copy of said decision shall be mailed to the complainant. The decision of the Board is final.
7. These rules shall be construed to (a) Protect the substantive rights of interested persons; (b) Meet appropriate due process standards and (c) Comply with the ADA and implementing regulations.
8. The provisions of this regulation will supercede any other conflicting grievance rules and regulations previously enacted by the Allen County Commission.

No action was taken at this time.

Bill King, Public Works Director, discussed grading positions opening in the county. Discussion followed. Commissioners approved Bill to move Brian Peters into that position.

Commissioner reviewed and signed an agreement relative to performing certain work and/or the occupancy of the County's highway right of way by the facilities of a Utility on project #1C-3663-01 on Nebraska Road.

Bill discussed Delaware Road's (Tank Farm) heavy traffic. Discussion followed.

Bill discussed an overlay on 2200 Street south of Hwy #54. SEKAN Asphalt will do three-fourths of a mile at two-inch leveling course for approximately \$23,000.00. Discussion followed. Commissioners approved this overlay.

Hilda and Les Barnett, Geneva Township representatives, David Beck, Emergency Management, were present for the 10 o'clock hearing for Rural Fire District #2. Commissioner Regehr opened the hearing at 10 o'clock. Discussion followed on the best solution for all concerned. Mr. Barnett reported all the township could levy for fire protection was a ½ mill for Geneva Benefit Fire, which only amounts to approximately \$1,200.00. He stated they realize that the Iola Fire Department cannot cover all the area but that if monies could rise then the Rural Volunteer Fire Department could have more monies.

Resolution Extending Boundaries of Rural Fire District #2

Whereas, upon request of certain landowners in Allen County, Kansas a hearing was held to determine whether the boundaries of Rural Fire District #2 should be extended to include those portions of the following real estate not already a part thereof, to-wit:

1. Sections 23, 24, 25, 26, 35 & 36, Township 23, Range 17 East
2. Sections 1, 2, 11,12,13 & 14, Township 24, Range 17 East
3. Sections 19, 20, 21, 28, 29, 30, 31, 32 & 33, Township 23, Range 18 East

4. Sections 4, 5, 6, 7, 8, 9, 17 & 18, Township 24, Range 18 East

Whereas, at the hearing the Allen County Commissioners determined that the expansion of the boundaries of Rural Fire District #2 as aforesaid is in the best interest of all Parties.

NOW THEREFORE, Be It Unanimously Resolved by the Board of County Commissioners that the boundaries of Rural Fire District #2 be and are hereby expanded to include the above described tracts of real estate.

No action was taken at this time.

Jerry Williams, Area Agency on Aging Executive Director, and Ben Middleton, Area Agency on Aging Board Representative, requested \$1,035 for fiscal year 2003 to be allocated to them from the elderly Mil Levy. He explained the services they provide for Allen County. In-home service includes Older Americans Act, Senior Care Act, Income Eligible, Home & Community Based Service and Home Delivered Meals. In calendar year 2001, a total of 135 individuals were served with in-home Medicaid services for total expenditures of \$1,138,898. Community Services provided are Case Management Customers and Congregate Meals. Discussion followed.

Mr. Williams discussed an available Service to the Elderly van, which is scheduled for replacement in 2004. He reported this van would be replaced with a mini van. His proposal is to have Area on Aging purchase this van with the help of Allen County at approximately \$4,000.00. Discussion followed. Commissioners assured Mr. Williams the County would consider the help, if their van were running it would take some of the pressure off of the Allen County Services to the Elderly Van.

Commissioners discussed some legislation issues with Jerry William who also serves as the Kansas House Representative for the 8th District.

Commissioner Thompson moved to approve Resolution #200206 a resolution related to regulating animals on County property. Commissioner Works seconded, motion passed 3-0-0.

Commissioner Thompson moved to approve Resolution #200207 A resolution establishing a grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the U.S.Department of Justice regulations implementing Title II of the ADA. Commissioner Works seconded, motion passed 3-0-0.

Commissioner Thompson moved to approve Resolution #200208 Resolution Extending Boundaries of Rural Fire District #2. Commissioner Works seconded, motion passed 3-0-0.

Mike Fickel, Shaughnessy, Fickel and Scott Architects, Inc., reported three bids for site survey work on the new jail. They were Shetlar, Griffith, Shetlar for \$4500.00. William Cook, Parsons, for \$4500.00 and LHE, Overland Park for \$4300.00. Commissioner Thompson approved Shetlar, Griffith, and Shetlar for \$4,500.00. Commissioner Regehr seconded, motion passed 2-0-0.

Commissioners approved the following documents:

- (a) Clerk's Journal Entries # 32-33
- (b) Clerk's vouchers totaling \$325,464.54
- (c) Abatement #311, \$11.40, value 87, for tax roll 1990
- (d) Abatement #312, \$25.14, value 195, for tax roll 1991
- (e) Abatement #313, \$14.22, value 124, for tax roll 1993
- (f) Abatement #314, \$19.80, value 195, for tax roll 1994
- (g) Abatement # 266,315, \$25.33, value 196, for tax roll 1996
- (h) Abatement #293,298,316, \$37.13, value 271, for tax roll 1997
- (i) Abatement #294,299,306,310,317, \$25.91, value 1023, for tax roll 1998
- (j) Abatement #295,300,303,307,318, \$140.20, value 970, for tax roll 1999
- (k) Abatement #296,301,333,308,319, \$134.90, value 970, for tax roll 2000
- (l) Abatement #292,297,302,305,309,320, \$365.14, value 2,579, for tax roll 2001

With no further business to come before the board, the meeting was adjourned until June 18, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

June 18, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk. Chairperson Walt Regehr, Jr., was absent.

Commissioners corrected and approved the minutes of the June 11, 2002 meeting.

Bill King, Public Works Director, and Don Copley, Airport Advisory Board Chairman, discussed the proposed Allen County Airport Budget for 2003. He reported the budget looked good.

Mr. Copley discussed zoning the airspace at the Allen County Airport. He stated since they are planning to expand the runway it should be prepared. Discussion followed.

Mr. Copley discussed the mowing of the grass at the airport. There is a portion he would like excluded from lease so they could make it a grass taxi way. Discussion followed.

Commissioners discussed the success of the Allen County Annual Fly-in.

Bill discussed a letter from KDHE fining the county due to the landfill. He explained some of the work being done at the landfill. He suggested paying the fine and correcting the problems themselves. Discussion followed on the pros and cons of the fine being paid. Bill presented a letter of KDHE's enforcement policy for review.

Bill discussed the daily cover at the landfill. He presented an alternate daily cover to replace the dirt at the landfill. He requested the commissioners study the information to see if they thought it could be used at the landfill.

Bill reported KDHE wouldn't walk through the landfill with the new landfill foreman. Discussion followed.

John Croissant and Bill discussed the expansion of the airport. Bill reported the concrete alone would cost the county \$500,000.00 for the runway. Mr. Croissant stated he thinks in the long run it will be very beneficial to the county. He stated the big jets could land at the airport once the runway is expanded. Mr. Croissant stated the service at the airport is adequate until it grows and demands more service. He mentioned they need to look at the drainage at the time they work on the expanded runway.

Mr. Croissant discussed the hanger door on one of the hangers. He stated the Allen County Airport is a big benefit to Allen County.

Bill discussed a request for the county to mow in a subdivision. The county could mow and attach to the tax statement as a special. The matter was turned over to the Alan Weber, County Counselor, for review before action is taken.

The Friends of the Airport requested the county to pay for the fuel used by the pilots. Discussion followed. The county has already paid \$200.00 for advertising, \$100.00 for the outhouse, overtime for airport manager and the Boy Scouts made money on their concessions. The Commissioners denied the request, but agreed to sell them fuel at cost.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, and Loretta Roberts,

Moran EMS Ambulance attendant, discussed a call from dispatch concerning a cell phone call in reference to an Allen County Ambulance unit speeding through El Dorado. Chief Leapheart read two different call complaints to the commissions, one on the June 7 and the other June 14. Discussion followed.

Loretta discussed the work done on the new Moran Ambulance Unit to the floor. She explained the company would be providing a loaner while they are fixing the floor. Chief Leapheart requested the Moran and Humboldt Units come get the replacement unit while theirs is down. He explained the Iola Ambulance Unit could never state "they are out of service" like the other two do.

Ken Hartman, discussed bindweed in the county right of way ditch. Commissioners will report this to the noxious weed department.

Alan Weber, Allen County Counselor, reported there are no small counties in Kansas that zones air space but uses easements for the airways. KIKS would be the only business affected by the air zone. Discussion followed. Alan will review.

Commissioners discussed the weed cutting within the county to be put on as specials. Alan will check the statutes.

Alan explained he had review the contract between Allen County and Neosho County for inmates transferred to Neosho County when Allen County cannot house them.

Sharon Utley, Allen County Treasurer, discussed bids for the tax foreclosure sale. The commissioners approved to her to request bids to process 45 parcels of land.

Fred Lorenz, 31st District Judicial Administrative Judge, Dan Creitz, New 31st Judicial District Judge, Jenel Downy, Clerk of the Court, discussed budgets. Judge Lorenz explained why the increase in the budget. The increase is due to micro filming, classes for new judges, travel expense for court personnel, legal defense costs that are the counties responsibility, and other misc. line items.

Commissioner Thompson moved to reappoint Scott Mann to serve on the Tri-Valley Development Committee from July 1, 2002 to June 30, 2005. Commissioner Works seconded, motion passed 2-0-0.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 61,949.23
- b) Clerk's Journal Entries #
- c) Abatement # 321, \$13.34, value 99, for tax roll of 1999
- d) Abatement #322, \$18.12, value 135, for tax roll of 2000
- e) Abatement #323-324, \$63.28, value 587, for tax roll of 2001

With no further business to come before the board, the meeting was adjourned until June 25, 2002 at 8:30 a.m. in the Commissioners room in the courthouse.

absent
Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk. Commissioner Dick Works was absent.

Commissioners corrected and approved the minutes of the June 18, 2002 meeting.

Mike Jewel, SEK Cruisers, requested to use the Allen County Airport on September 14, 2002 for the rescheduled "Burnout". Commissioners discussed the availability of the airport. Mr. Jewel wants to have a "DB Burnout" as well, which is to see how loud the speakers can be. Commissioners approved the use of the airport and the bandstand.

Alfred Link, discussed the "Eternal Flame" west of the courthouse. The flame was shut down during the gas shortage in the 70's. He requested the "Eternal Flame" stay where it is and use an electric light bulb or replacing the whole unit to produce a gas flame. The new gas flame would be an efficiency unit. Discussion followed on other possibilities and the trimming of the pine tree. Commissioners requested Ron Holman, Courthouse Maintenance to check with the tree board on trimming the tree.

Mr. Link requested use of the courthouse restrooms for the Veterans Day Parade at 1:00 p.m. on November 9, 2002. The Commissioners approved the court area restrooms to be open during Veterans Day activities.

Jim Hopper, Allen County resident, stated he lives on Oregon Rd and Kentucky St. He requested the speed limit be raised to 55 miles per hour. Discussion followed. Mr. Hopper stated he has visited with the City of Iola, since they own the south half of that road. Commissioners stated they would consider the change. No action was taken at this time.

Bill King, Public Work Director, discussed power brooming the area around the airport hangers, so there will not be damage to props. He also discussed the grass taxi way.

Commissioners discussed the "Friends of the Airport" and the Allen County Airport Advisory Board and the parts each have in the airport.

Bill discussed bridge project #1C-3663-01 over Rock Creek east of Elks Lake. Discussion followed on right of ways, landowners and easements. No action was taken at this time.

Bill reported within the next two weeks, the road crew would be tearing up a mile of road to Lone Elm. Discussion followed.

Bill discussed some of the summer road projects lined up to complete.

Mike Russell, KIKS Radio, discussed his concerns on the airway zoning discussed last week in the commissioner meeting. Discussion followed on flight patterns.

Commissioners discussed with Ronald D. Moore, Allen County resident, the possibility of serving on a jail construction board. Mr. Moore stated he would be interested in serving on the committee.

Alan Weber, Allen County Counselor, discussed weed and vegetation resolution. Commissioners reviewed Allen County Resolution #200209. A resolution providing for the control of weeds and vegetation.

WHEREAS, Allen County has jurisdiction of certain residential subdivisions and other developed areas outside the limits of any incorporated city, and

WHEREAS it is necessary to provide for control of weeds and other vegetation.

BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas as follows:

Section 1: It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys,

easements, rights-of-way and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

Section 2: "Premises" as used herein shall mean any residential subdivision or other developed residential or commercial tract. "Premises" shall not include land zoned agricultural.

Section 3: "Weeds" as used herein shall mean any of the following:

- (1) Brush and woody vines shall be classified as weeds;
- (2) Weeds and indigenous grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;
- (3) Weeds which bear or may bear seeds of a downy or wingy nature;
- (4) Weeds and/or indigenous grasses which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare.
- (5) Weeds and/or indigenous grasses on or about residential property, which, because of its height, has blighting influence on the neighborhood. Any such weeds and indigenous grasses shall be presumed to be blighting if they exceed 12 inches in height.

Section 4: The Zoning Administrator is charged with the administration and enforcement of this article. When made aware of any violations of this resolution, the Zoning Administrator or an authorized assistant shall notify in writing the owner, occupant or agent in charge of any premises in the County upon which weeds exist in violation of this article, by mail or by personal service, once per calendar year. Such notice shall include the following:

- (1) That the owner, occupant or agent in charge of the property is in violation of the County weed control law.
- (2) That the owner, occupant or agent in charge of the property is ordered to cut the weeds within ten days of the receipt of notice.
- (3) That the owner, occupant or agent in charge of the property may request a hearing before the County Commission within ten (10) days of the receipt of notice.
- (4) That if the owner, occupant or agent in charge of the property does not cut the weeds, the County or its authorized agent will cut the weeds and assess the cost of the cutting, including a reasonable administrative fee and the cost of publication notice if the same is necessary as hereinafter provided, against the owner, occupant or agent in charge of the property.
- (5) That the owner, occupant or agent in charge of the property will be given an opportunity to pay the assessment, and if it is not paid it will be added to the property tax as a special assessment.
- (6) That no further notice shall be given prior to removal of weeds during the current calendar year.
- (7) That the Zoning Administrator should be contacted if there are any questions regarding the order.

If the owner or his or her agent in charge of the property cannot be served in the above manner, service may be made by publishing one notice in the official county newspaper. If notice is made by publication, the owner, occupant, and/or the person in charge of the property will be ordered to cut the weeds within 10 days from the date of publication. If there is a change in the record owner of title to property subsequent to the giving of notice pursuant to this subsection, the County may not recover any costs or levy an assessment for the costs incurred by the cutting or destruction of weeds on such property unless the new record owner of title to such property is provided notice as required by this section.

Section 5: This resolution shall take effect upon its adoption by the Board of County Commissioners Allen County and its publication in the official newspaper.

Commissioner Thompson moved to approve resolution #200209. Commissioner Regehr seconded, motion passed 2-0-0.

Alan discussed the Allen/Neosho Jail Contract Agreement for the housing of inmates in the Neosho County Adult Detention Center. He reported he had reviewed the agreement and agrees with the contents. Commissioner Thompson moved to approve Commissioner Regehr sign the agreement with Neosho County. Commissioner Regehr seconded, motion passed 2-0-0. Commissioner Regehr signed the agreement.

Alan discussed the zoning of the airspace around the airport. He stated it was not necessary to comply with the conditions of the grant. Discussion followed. No action was taken at this time.

Commissioner Thompson discussed the Master Fire Protection Plan for Allen County. He explained what was happening at this time. Commissioners sent a letter to Ray Aslin, State Forester at KSU, requesting master fire plan for Allen County.

Commissioner Thompson moved to approve the 2003 contract with Computer Information Concept, the county tax, payroll and budget/accounting package for \$23, 517.00. Commissioner Regehr seconded, motion passed 2-0-0. Commissioner Regehr signed the contract.

Commissioners discussed using taxpayer monies for a good will ad. No action was taken at this time.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$102,763.20
- b) Journal Entries # 34-35

With no further business to come before the board, the meeting was adjourned until July 2, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Absent
Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

July 2, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the June 25, 2002 meeting.

Shirley Ludlum, Audrey Maley, Moran Senior Citizens, discussed the Moran Senior/Community Center. Discussion followed on the current status of the center. No action was taken at this time.

Maury Thompson, Tri Valley Developmental Center Executive Director, Bill Fiscus, Tri Valley Developmental Center Associate Director of Administration, Scott Mann, Tri-Valley Developmental Board Member, was present to discuss the Tri-Valley 2003 Budget. Scott Mann complimented the great job Mr. Thompson has been doing as executive director. Maury Thompson requested \$51, 000 for 2003. He explained services offered to Allen County residents and that 81 Allen County citizens are employed by Tri-Valley. Services discussed were as such: Case Management Services, Home and Communications Funds, Non-medical Transportation Services, 501C Foundation for publications, and several other services. Commissioners stated they appreciated holding the request the same as last years, and would consider it for budget.

Scott Mann, Tri-Valley Developmental Board member, discussed not having all the board members show up for the meetings, making it a problem to meet quorum. Discussion followed. Commissioners will visit with other commissioners on their board members attendance.

Audrey Maley, requested to get "good dirt" for Fairview Cemetery to level graves. She reported most of the dirt there is sandy. Bill stated that could be done when the ditches were cleaned, the dirt could be dumped at the cemetery.

Bill King, Public Works Director, presented phone bids for hand held radios. Bids were received from TBS for \$385.00 each for SP-50 Motorola, freight delivered, includes belt clip, charger, battery and programmed to our frequency; TFM for \$350.00 each for SP-50 Motorola, freight plus shipping, includes belt clip, charger, battery and programmed to our frequency; Chanute Communications for \$372.00 each for SP-50 Motorola, freight delivered, includes belt clip, charger, battery and programmed to our frequency. Commissioner Works moved to go with Chanute Communications for four radios. Commissioner Thompson seconded, motion passed 3-0-0

Commissioners discussed the fine and letter from KDHE concerning the landfill. Discussion followed on one KDHE person being able to define the problem. The defined problem is dirt coverage. They visited with Alan Weber, County Counselor concerning the letter. Discussion followed on whether it was the first time offense, the time of year, rain, wind and other causes. The decision to pay the fine and send a letter to our State Senator and State House of Representative with their concerns of KDHE and their services. Commissioners approved paying the fine, this time, but let the record show it is under protest.

Bill presented a newspaper article concerning a county in Maryland putting a halt on paving gravel roads that "it's critically important to cling to aspects of life in this county that make life so appealing and attractive".

Kim Riebel, Public Works Office Management, discussed billing for the landfill. Discussion followed on a minimum cost of dumping at the landfill. Rodney Burns, Hutinett, Schlotterbeck, and Burns Auditors, discussed some options. Commissioners requested Mr. Burns review the manual billing process and make a suggestion to them.

Commissioners discussed 800 Street south of Petrolia. They had received a letter requesting service on that road. No action was taken.

Bill presented bids for the Moran Senior/Community Center. One bid was received from Roy Moorehouse for \$99,950.00 to be completed within 120 days of starting date, starting date as early as July 8, 2002. Alan discussed items excluded from the bid, insurance, and sales tax exemption. He stated the correct bid would be attached to the contract when signature is acquired. No action was taken at this time on the bid.

Alan discussed the airspace zoning at the Allen County Airport. He reported the Chanute Airport doesn't have their air space zoned. He reported an engineer from Allgeier, Martin & Associates, reported most rural airports do not have to be air zoned. Discussion followed. No action taken.

Commissioner Thompson discussed the Kansas Forest Service offer to pay for a county fire evaluation for Allen County. They would present a study for a Master Fire Protection Plan for Allen County. Discussion followed. A letter requesting this service was sent last week.

Debra Morgan, Senior Services of Southeast Kansas, Inc. Director, discussed Meals on Wheels program. Ms. Morgan presented a chart of meals per month in Iola times the cost of the meals minus the donations. For 2001 meals average \$.98 per meal, and so far this year average is \$1.10 per meal.

Sandra Nieslen, Senior Services of Southeast Kansas, Inc. Transportation Manager, discussed a vehicle for the Senior Services of Southeast Kansas, Inc. for general transportation. She explained the service, which uses it and the area it covers. Discussion on criteria required by State. Ms. Nieslen is requesting monies towards a 2002 mini van. Commissioners will consider her request for partial funding.

Rodney Burns discussed the billing at the Allen County Landfill. He discussed keeping the scale tickets in numerical order. His suggestion was to keep the statements by customer. He also suggested the commissioners' charge a minimum charge of \$1.00. Discussion followed. Commissioners discussed commercial businesses getting penalized if a minimum charge was charged. Commissioners approved the following: Small bills will be billed monthly when they total one hundred or more dollars; small bills less than one hundred dollars will be billed quarterly. Large bills will continue to be billed on a weekly basis. No action was taken on the minimum charge.

Kenny Edgecomb, U.S. Army Corps of Engineers Environmental Protection Specialist, discussed culverts and dams. Commissioners discussed the Humboldt River Bridge build up. Mr. Edgecomb stated if they could set on the bank to clean they don't need a permit, if they have to get into the river then there would be regulations due to endangered species (one being Mad Toms catfish). Discussion followed.

Ron Holman, Allen County House Malignance Director, discussed the pine trees west of the courthouse. He reported Jerry Skidmore, Tree Board member, suggested the trees come out because of disease. Commissioners approved the trees come down upon the request of the Tree Board. This would allow for the Eternal Flame to be seen. The Tree Board has some future design for the Courtyard.

Ron requested to have the flag flown over the courthouse on the day Dan Creitz is sworn in to office given by his grandmother. Commissioners requested the grandmother purchase a flag that will be flown on the swearing in day and then give the flag back to the grandmother.

David Beck, Emergency Management, discussed the Domestic Preparedness Equipment Program Grant. He explained the funding for FY 1999 \$6,159.80 would have to be spent by September 2, 2002. Funds will also be allocated for Allen County in the amounts of \$7,531.59 FY 2000, \$7,876.90 FY 2001. Discussion followed on the requirements of Allen County.

David reported on the "Prairie Plague". He stated there were four representatives from Allen County. Discussion followed on procedures in case of a disaster.

Commissioners discussed county funds for ads congratulating businesses for openings or years of service. Commissioners declined to publish.

Pat Weiner, Humboldt resident, requested the County buy a used refrigerator from "You Bet Ya". Commissioners denied to purchase the refrigerator, there are bidding processes they have to follow.

Charlene Anderson resigned her position cleaning the Humboldt Senior Center. Commissioner Works will advertise the position in the Humboldt Union.

Bill reported on the weed problem north of Iola. The county will mow and charges will be assessed against the property.

Commissioners approved the new revised Personnel Policies & Guidelines for Allen County employees. Bids were submitted for 125 copies of 55 pages one side, three hole punched, and bound. Norman Printing proposed \$376.25; Iola Register Printing proposed \$585.00. Commissioners approve Norman Printing for the printing at a cost of \$376.25.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$68,545.38
- b) Clerk's Journal Entries #36-38

With no further business to come before the board, the meeting was adjourned until July 9, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the July 2, 2002 meeting.

Rodney Burns, Hutinett, Schlotterbeck & Burns Auditing Service, reviewed the Allen County Audit with the Commissioners. He reported all left was the fee offices. Discussion followed on flat amounts paid to the Sheriff's office on uniforms, car washes and phone costs. He stated receipts or itemized listings should be listed on the vouchers, this would be for any department within the county.

Rodney discussed the closing of Employee Benefits Fund in 2001. He reported two JJA funds were in the red at the end of 2001, but has been corrected by combining the JJA funds for 2002.

Alfred Link, Allen County resident, thanked the commissioners for their support on the Eternal Flame. They stated they would pass on the thanks to the Public Works Department.

Marty Taylor, L.E.P.P./G.I.S./Zoning Administrator, discussed grant funding for L.E.P.P. He reported the state grant would be for \$3,000.00 less than the last grant. Marty has applied for a separate grant that will pay \$2,000.00.

Bill King, Public Works Director, presented "an agreement relative to performing certain work and/or the occupancy of the County's highway right of way by the facilities of a Utility". Commissioners reviewed and signed.

Bill discussed some of the right a way requests for the bridge project #1C-3663-01. Discussion followed.

Commissioners discussed the Moran Senior/Community Center with Roy Moorehouse, contractor, Alan Weber, Allen County Counselor, and Bill King. Mr. Moorehouse discussed the position of the center on the parcel of land and the success of stress panel building. Discussion followed. Commissioner Works moved to approve the bid as presented from Roy Moorehouse for \$99,950.00 plus the deduct of \$2,000.00 for the Nova Brick half high on front side. Commissioner Thompson seconded, motion passed 3-0-0. Mr. Moorehouse and Commissioners signed a construction agreement.

Bill reported Monarch Cement would be hauling several loads of clinkers from Ash Grove to Monarch to be ground. Commissioners will invite Roy Owens to visit with them at a Commissioner Meeting.

Bill discussed a demonstration of a machine for alternative cover at the landfill. The demo will be set up for 1:00 p.m. on July 23, 2002.

Commissioner Regehr discussed the request on Oregon Road to raise the speed limit to 55 miles per hour. Discussion followed. No action was taken at this time.

Bill suggested that while looking at speed limits the Commissioners should look at Central Street from the racetrack to the east should be raised to 55.

Robbie Atkins, Allen County Sheriff, presented parts and pieces of mortar and metal from cell #2. Discussion followed. He explained who qualifies to be put into what cells. Discussion followed on the possibility to shut the jail down and ship all the prisoners to Neosho County. Bill King will look into what help his men might be able to provide for this project in repairing the cell.

Robbie discussed some of the items discussed earlier in the meeting concerning vouchers. Mr. Burns discussed the Sheriff's Books. He discussed the missing \$1,000.00 bond money. He reported for 2002 the Sheriff's Office is turning monies in daily to the Treasurer's Office.

Commissioners discussed the use of county vehicles not on an emergency basis. Commissioners will have Alan review the statutes.

Sheriff Atkins discussed the new jail having a commissary. Discussion followed. No decision was made at this time.

Commissioners asked Sheriff Atkins to serve on the Jail Construction Committee. He accepted.

A county resident was present to ask who would be in charge if the sheriff were out of town, since the sheriff has not appointed an Undersheriff. Discussion followed.

Ann Johnson, Clerk Typist, relieved Clerk Riebel in the commissioners meeting.

Dave Beck was present to discuss KHP DP Sub-Grant information. He has received material in reference to the grant. Most of the equipment available is HAZMAT related. Bids were received for upgrade of Microsoft Office Pro from Advantage Computer Enterprises XP for \$325, 2000 \$352 and Iola Computer Products XP for \$399. Dave will check to insure the operating system will support this upgrade and report back. No decision was made on which system to purchase. Discussion followed on how to determine what departments are to receive what equipment, the equipment required and those recommended for the KHP DP grant. Commissioners ask Dave to use his best judgment on the matter. Dave also discussed the 911-telephone listing and it is now the Sprint has informed him now it will be the customer's responsibility in their areas to notify the Phone Company for their address changes. Dave will check into contacting residents who do not have a 911 address listed in phone books.

David announced there would be HAZMAT Awareness and Operation Level training next week open to all City and County Employees. Also four firefighters will be attending HAZMAT Technician Level training at the Mississippi Fire Academy starting the end of July. Both are being paid for out of the HMEP grant.

Alan Weber was in to discuss which employees are allowed overnight vehicles. Alan will check into the legality of these overnight vehicles. A discussion centered on the missing funds from the sheriff's office. The insurance company was notified and a decision is pending.

Sheriff Atkins notified commissioners that Lee Brock Moody would be in charge while he is away from the county.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 39
- b) Clerk's vouchers totaling \$283,725.77
- c) Abatement #, \$,value , for tax roll

With no further business to come before the board, the meeting was adjourned until July 16, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the July 9, 2002 meeting.

Bill King, Public Works Director, discussed the hot mix (asphalt) being used throughout the county patching some low spots.

Roy Moorehouse, contractor for Moran Senior/Community Center, presented color charts for roof and siding for the Moran Senior/Community Center. He explained if the siding ran up and down instead of sideways it would not show any seam and would make the building look taller. Discussion followed on the best solution. Mr. Moorehouse stated he was ready to pour the footing. No action was taken at this time.

Bill reported on a good report from KDHE on the landfill. Jerry Wallis, Allen County Landfill Foreman, reported he's had a lot of help getting the landfill back into compliance with the state regulations. Discussion followed on the progress.

Bill reported on the vandalism at the landfill. It is under investigation by our Sheriff's Office.

Bill presented information on low water stream crossings, due to a request from USD #257 buses to put a depth gage at the low water bridges. Discussion followed on the fact that no one should be crossing a low water bridge at all due to the fact the bridge could be washed out. The request was denied to install depth gages.

Bill presented information on a traffic count on 1300 St and Oregon Rd., it's average was 77 vehicles daily. Discussion followed. He discussed some other road issues; curves that need speed limits, narrow county roads, etc. Bill reported he has driven these roads. The curve needs curve signs but not speed limits. Discussion followed on chip seal roads.

Bill discussed the right of way acquisitions for the proposed bridge project #1C-3663-01. Discussion followed.

Galen Yoho, Yoho & Son Tire Cutting Service, requested the commissioners wave the tipping fee for the landfill if he brought his business into Allen County. Discussion followed. He explained his operation of cutting tires and bailing them. He would only be bringing in six to eight tons of cut semi tires a week to the landfill. Discussion followed on costs. Mr. Yoho stated he takes semi tires at a cost of \$3.00 and Allen County charges \$8.00 to accept semi tires at the landfill, which puts him in the hole. No action was taken at this time.

Commissioners reviewed the samples of siding for the Moran Senior/Community Center. Commissioners decided on a brick red roof with desert tan siding.

David Beck, Emergency Management, presented Kansas Emergency Management SLA 2003 Cooperative Agreement for signature from the Allen County Commission Chairman. This agreement reports Allen County is in compliance with K.A.R. 56-2-2, it is a reimbursed proposal, completes mid-year progress report and end-year reports on completion of mandatory objectives, and provides other information as needed. Allen County is consistent with the requirements of the Federal Emergency Management Agency (FEMA) State & Local Assistance Program.

David reported he had a compatible program for the proposed program upgrade of Microsoft Office Pro for Emergency Management. Commissioner Thompson moved to approve the purchase from Advantage Computer Enterprises for XP for \$325.00. Commissioner Works second, motion passed 3-0-0.

David presented a list of duties he performs for the Sheriff's Office for the commissioners to review.

David reported one of his pictures of the ice storm was in the Plains Guardian's June publication.

Commissioners discussed David gathering information for the proposed fire protection plan. David reported on some of the projects currently being worked. Commissioner Thompson will provide David with more information on the review.

Commissioners will canvas the Primary Election on August 9, 2002 at 9:00 a.m.

Commissioners discussed Mr. Yoho's request on tire costs. No action taken.

Commissioner Regehr discussed the request of raising the speed limit on Oregon Road. Discussion followed on the City of Iola owning the south half of Oregon Road from Kentucky Street to State Street. No action was taken at this time.

Mary Tucker, JJA Assistant Administrator, and Phil Young, JJA & DOC Administrator, presented a FY2003 Budget Summary with budget narrative for the 31st Judicial District. He reviewed the narrative and explained the budget.

Phil also presented a proposed FY 2003 Carryover Reimbursement Plan. He discussed the decision to hire an extra adult intensive supervision (AISP) officer. Discussion and review followed. Commissioner Thompson moved to approve Commissioner Regehr to sign the signatory approval. Commissioner Works second, motion passed 3-0-0.

Alan Weber, Allen County Counselor, discussed the posting of speed limits.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 124,647.77
- b) Abatement #328, value 155, \$18.60, for tax roll of 2001,
- c) Clerk's Journal Entries #40

With no further business to come before the board, the meeting was adjourned until July 23, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

July 23, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the July 16, 2002 meeting.

Ron Holman, Maintenance Director, reported on a state inspection on the boiler. Don Murray, D & R, explained how the boiler works and what it would entail in cleaning. The cost of cleaning the boiler would run around \$2,000.00. He stated he would not like to give a solid estimate due to it being hard to tell what it will take to clean and fix up. Ron received a bid from Lippert Mechanical Service Corp. for \$6, 824.00 to clean the boiler in regards to the state inspection report. Discussion followed. Commissioner Thompson moved to hire D & R to clean the boiler. Commissioner Works seconded, motion passed 3-0-0.

Commissioners discussed the possibility of hiring D & R for an annual contract on the boiler. Bids would go out in September. No action was taken at this time.

Ron discussed information he has received on seminars pertaining to chillers and boilers. Discussion followed.

Ron discussed replacing the directory boards. He received bids for a magnetic directory from Iola Office Supply for \$264.84& 29.95 for 148 alpha set; Service Supply in Chanute for \$267.50. Discussion followed. Commissioner Thompson moved to purchase two directories from Iola Office Supplies plus alpha sets needed. Commissioner Works seconded, motion passed 3-0-0.

Ron presented a design submitted by the Iola Tree Board for trees in the courtyard. Discussion followed on the design of the courthouse for sight with or without trees. Ron reported a sorority wants to plant shrubs around the Eternal Flame. Commissioners requested more information on tree types. No action was taken at this time.

Commissioner Thompson moved to go into executive session for ten minutes to discuss property acquisition on bridge project #1C-3663-01. Those present will be Commission Regehr, Commissioner Thompson, Commissioner Works, Bill King, Public Works Director and Sherrie L. Riebel, Clerk.

Commissioner Works seconded, motion passed 3-0-0. The time is 9:03. Commissioners reconvened at 9:12. No action was taken.

Bill King, Public Works Director, requested Steve Cole to carryover 52 hours of vacation to be taken within six months. Commissioner Works moved to approve the carryover. Commissioner Thompson seconded, motion passed. 3-0-0.

Bill discussed Burns & McDonnell Engineers for the landfill expansion project. Discussion followed.

Bill discussed the demo for alternate cover at the landfill at 1:00 p.m. He stated he has invited the engineers and state inspectors to the demo.

Bill discussed items at the Moran Senior/Community Center such as the kitchen, siding, and etc. Commissioner Thompson presented drawings of the proposed kitchen. Commissioners reviewed and discussed. Commissioner Works will visit with Roy Moorehouse on their concerns of KDHE compliance requirements.

Sherrie L. Riebel, Allen County Clerk, presented two more bills from Bill Barnum for grave markers for veterans. Discussion followed. No action was taken at this time.

Florence Utley, Iola Senior Center representative, requested monies from the dances be used to purchase the center a 19" color TV. The old black and white will be sold on sealed bid by the senior center. Commissioners approved.

Becky Nigles, Iola Area Chamber of Commerce, sent word on July 26, 2002, at 9:00 a.m. that HWY #169 will be dedicated as the "Robert Talkington Highway".

Clerk Riebel presented a Notice of Filing of Petition of Billy & Alice Dowell, owners of certain adjacent land outside Anderson County Rural Water District #5, Allen County, Kansas to become Attached to Anderson County Rural Water District #5. Commissioners so ordered:

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

IN THE MATTER OF THE PETITION OF BILLY AND ALICE DOWELL,
OWNERS OF CERTAIN ADJACENT LAND OUTSIDE
ANDERSON COUNTY RURAL WATER DISTRICT
NO. 5, ALLEN COUNTY, KANSAS, TO BECOME ATTACHED TO SAID
DISTRICT NO 5, ALLEN COUNTY, KANSAS.

ORDER

WHEREAS, on the 19th day of July 2002, Billy and Alice Dowell, filed in the office of the County Clerk of Allen County, Kansas, and by reason thereof, there is now pending, their Petition praying that certain adjacent lands owned by said Petitioners, lying in Allen County, Kansas, but which lands are outside the boundaries of Anderson County Rural Water District No. 5, Allen County, Kansas, as provided by K.S.A. Chapter 82a, 622 et seq., as amended; and

WHEREAS, the County Clerk of Allen County, Kansas, has given notice to this Board of Commissioners of Allen County, Kansas, of the filing in her office of said Petition and the pendency of the same; and

WHEREAS, as provided by K.S.A. Chapter 82a, 622 et seq, as amended, the Board of County Commissioners will forthwith fix a time and place within thirty days from the date of the filing of said Petition, for a hearing of the Petition.

NOW, THEREFORE, we, The Board of County Commissioners of Allen County, Kansas, do fix a time and place for hearing upon said Petition, as follows:

Time: August 13, 2002, at 10:00 o'clock a.m.
Place: County Commissioner's Room in Allen County
Courthouse, 1 N. Washington, Iola, Kansas.

Robbie Atkins, Allen County Sheriff, presented an audit from the Kansas Highway Patrol. He explained what the audit entailed. The sheriff's office is responsible for maintaining records for theft, missing persons and etc. He reported Allen County has come close to passing the audit.

He reported the Sheriff's Office now has SOP (Standard Operating Procedures). He reported he has been working with the Kansas Highway Department on a high security access to records.

Sheriff Atkins discussed his training in Denver. He reported he'd learned information on transitional training for the new jail.

Sheriff Atkins reported he has been accepted to attend the National Training for First Time Sheriffs. He will be attending in September a two-week course at a cost of \$500.00 for the training course plus travel, room and food.

Sheriff Atkins thanked the Public Works Department for the work in the jail. Discussion followed.

Sheriff Atkins reported Damon Geisler gave his resignation effective July 31, 2002. Damon has accepted an offer from Humboldt Police Department.

Rodney Burns, Hutinett, Schlotterbeck, & Burns, worked with the commissioners for a proposed budget for 2003. Rodney reported that budgets entered as submitted would cause a 52.927 mill levy compared to 39.340 for 2002. July valuations are down from November 2001. Discussion followed on what could be done to cut the mill levy. No action was taken at this time.

Joe Lopeman, Allen County resident, discussed old vehicles being stored up on adjoining land. Commissioners explained Allen County has a nuisance abatement act resolution concerning old cars; they will forward the complaint to Marty Taylor, Zoning Administrator.

Judy Richey, SEK Health Director and Chardell Hastings, discussed the bio-terrorism plan they have been working on. They reported they have had help from David Beck, Allen County Emergency Management and Donald Leapheart, City of Iola/Allen County EMS Director.

Donald Leapheart, City of Iola/Allen County EMS Director, discussed having a meeting with all the fire chiefs, established or volunteer, in Allen County. Discussion followed on what the meeting would accomplish. No date was set at this time.

Bill discussed dirt coverage on the landfill dumping area. Discussion followed on the request from Yoho & Son Tire Service to dump out of county tires at a lower cost than the established rates at the Allen County Landfill. Commissioners denied the request at this time.

Alan Weber, Allen County Counselor, was present for discussions.

Commissioners adjourned to meet for a demonstration of alternate coverage for the landfill at the landfill at 1 o'clock. No decision made at this time.

Commissioners adjourned at the landfill.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 41-42

With no further business to come before the board, the meeting was adjourned until July 30, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

July 30, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the July 23, 2002 meeting.

Jim Nallia, The Fagan Company Service Sales Industrial Department Coordinator, Gary Lower, The Fagan Company Service agent, Bill Hein, The Fagan Company representative (Gary's immediate boss), Ron Holman, Allen County Maintenance Director, discussed the full service contract on the chiller. Discussion followed on what the contract covers. Mr. Nallia explained how the cost of the maintenance was figured. He reported the cost of the motor, rotor, and misc. parts. He discussed the 800 lbs of 4R11 freon the county had purchased in 1998. He explained the 100 lbs of freon in the annual contract should be over and above the 800 lbs purchased. Discussion followed on what would happen if the chiller went down. He reported there are two vendors in the United States that rents used chillers.

Mr. Nallia reported EMCOR Service Fagan Company has bought out The Fagan Company three months ago.

Mr. Hein explained even though the county doesn't have a general maintenance agreement on the boiler, Fagan has done the upkeep. Discussion followed. It was suggested to add the boiler back into the Fagan contract. Mr. Nallia will figure an estimated cost for a maintenance contract on the boiler. Commissioners stated they would probably go out for bid on the boiler and chiller.

Commissioner Works moved to go into executive session for 10 minutes to discuss two issues, one of property acquisitions, and one personnel issue. Commissioner Thompson second, motion passed 3-0-0. The time is now 9:15 a.m. Those present will be Commissioner Regehr, Commissioner Thompson, Commissioner Works, Bill King and Clerk Riebel. Commissioner's reconvened at 9:25 a.m. No action was taken.

Bill King, Public Works Director, reported a speed bump was put in the middle of Nebraska Road east of 2800 Road. He reported he had it removed.

Bill presented an agreement relative to performing certain work and/or the occupancy of the County's highway right of way by the facilities of a Utility between Southwestern Bell and Allen County for the commissioners to sign. Commissioners reviewed and signed.

Commissioner Thompson presented information on vertical siding for the Moran Senior/Community Center. Discussion followed. Commissioners approved vertical siding for the center and to have horizontal siding on the gable end.

Becky Nigles, Iola Area Chamber of Commerce Executive Director, requested to use the courthouse square on the evening of August 15, 2002 for a "Welcome Back ACCC Students" cook-out. Students will not be charged for the meal. Commissioners approved the use of the courthouse square.

Doug Colvin, City of Iola Administrator, discussed annexing the remaining portion of North Kentucky Street and Oregon Road. Currently half of each road is county and half city. Commissioner Works moved to approve the request for annexation of the said roads.

Commissioner Thompson second, motion passed 3-0-0. Commissioner Regehr signed the Request for Annexation to present to the City of Iola.

Commissioners discussed other roads that are partly owned by county and city, and where the city roads dead end into the county roads.

Clerk Riebel requested on behalf of the SEK Christian Artist Association to use the Service to Elderly van for a series of events at the Bowlus Fine Arts building. These events will be on August 25 at 7:00 p.m., October 19 at 7:30 p.m. and January 12 at 4:00 p.m. Commissioners approved the use of the van providing the drivers are available.

Commissioners discussed and reviewed a status review on their Conservation Reserve Program (CRP) land at the airport. Commissioner Regehr signed the review to mail back to Natural Resources Conservation Service in Iola.

David Beck, Emergency Management Director, reported the Allen County Hospital had performed their trial emergency training. He reported 11 persons showed up for Hazmat Training on Saturday and 3 on the following day. He reported four fire fighters are currently in training in Mississippi for continued training.

David reported Max Goff would be out of the area for the next week and has requested to transport the Hazmat vehicle to Allen County for standby. He reported he has notified the fire departments to familiarize themselves with the unit.

David reported the new software has been installed and currently being used.

Sandra Drake, Allen County Appraiser, reported personal property had not all been reported on the July abstract.

Rodney Burns, Hutinett, Schlotterbeck & Burns Accountants, reviewed the proposed budget for 2003. Commissioners reviewed each and every department making cuts so that department increases are only 1% to 2% differences from 2002 budget. The final proposed budget will be \$9,394,179.00 for a mill levy of 45.343 for publication. The hearing will be held August 20, 2002 at 10:00 a.m. at the Allen County Commission Room.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 43
- b) Clerk's vouchers totaling \$117804.27
- c) Abatement # 329-331, \$56.24, value 458 , for tax roll2001

With no further business to come before the board, the meeting was adjourned until August 6, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

August 6, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Michelle M. Smith, Deputy County Clerk.

Commissioners corrected and approved the minutes of the July 30, 2002 meeting.

Sherrie L. Riebel, County Clerk, reminded the Commissioners to think about two replacements for the Allen County Zoning Board. The board has been short two members for many months now. There are currently five members on the board and seven are needed. No zoning meetings are scheduled for this month.

Sherrie requested getting bids on service for the chiller and boiler at the Courthouse. Commissioners approved Ron Holman, Maintenance Director go out for bids.

Sherrie discussed the Savonburg Community Center. Allen County will be paying \$400.00 annually to the City of Savonburg for senior citizens to use the center. Allen County Senior Citizens will be granted storage space in the center.

Bill King, Public Works Director, asked to hire seasonal employee Jeff Jackson for a full time District #3 blade man position. Commissioners approved his request.

Commissioners discussed the county purchasing policy. It was requested that three amounts for comparable service or supplies be written with the voucher for submission to the Commissioners.

Tom Brown and Chris Hotop, Burns & McDonnell, reported on new construction of a cell at the landfill. Discussion followed on the capping effort of the old cell.

A county resident joined the meeting to discuss junk on her neighbors land. Commissioners will have the County Zoning Administrator check into the situation.

Roy Owens, Monarch Cement Company, presented a map of the area around Monarch. Discussion followed on Tank Farm Road and 1585 Street. He asked about the formal application for closing 1585 St. He will talk with the Mueller residents about closing the road and then submit application to the County Clerk. A public meeting will then be held on the road closing. Discussion followed on operations and haul roads.

Mike Fickel, Shaughnessy, Fickel, & Scott, presented plans for the Allen County law enforcement center. Cost estimates looked over showed construction coming in higher than target estimates. Competitive bidding could help these estimates. Current cost estimate is \$3,256,993 and does not include data and communication cabling, legal costs, video appearance equipment, dispatch and office equipment.

The project budget estimate is as follows:

Construction Contract.....	3,256,993
Architect/Engineer Fee.....	244,274
Construction Phase Contingency @ 2.5%.....	81,425
Office Furnishings.....	55,000
Geotechnical Services.....	4,500
Site Survey.....	4,500
Construction Testing.....	20,000
Bid Document Reproduction.....	6,000
Miscellaneous Expenses.....	<u>20,000</u>
Total	3,692,692

If Commissioners approve today to proceed, one more detail review meeting will be held - then go out for bids by the first of October. Pre-qualified general contractors will be sent a letter along with advertisement in local papers. Contractors with expressed interest will receive contract form to fill out asking about experience and list five last jobs, financial references, performance bond, etc. Superintendent resume from job supervisor will also need to be submitted. They will then be given budget guidelines and an outline of the project. Contractors will be narrowed down to 5 – 8 qualified bidders and be notified of bid period and given out documents at pre-bid meeting. Finally, the contract will be signed with completion date within 12 – 14 months. Discussion followed on site plan and parking. Commissioners will consult with counsel.

Mr. Fickel asked for approval on the current budget to proceed with estimated bid period in October. Commissioners suggested setting a meeting date with the Jail Committee to go over floor and design plans at Mr. Fickel's office. The meeting date will be Thursday, August 22nd, in

Kansas City.

Sheriff Robbie Atkins showed the Commissioners evidence of broken bars on the windows of the jail. He said inmates have been destroying the jail. Deputies will be working in the jail with a jailer to eliminate the one jailer on duty situation.

David Beck, Emergency Management Director, reported on possible funding for cleaning waterways by the USDA. He asked for permission to pursue gathering information. Commissioners approved his request.

Alan Weber, County Counselor, discussed jail contractor bidding.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 278,946.97
- b) Clerk's Journal Entries # 44

With no further business to come before the board, the meeting was adjourned until August 9, 2002, at 9:00 a.m. in the Conference room of the courthouse for the purpose of canvassing the Primary Election.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Michelle M. Smith, Deputy County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK August 9, 2002

The Allen County Board of Commissioners met in a regular session at 9:00 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Counselor Alan Weber, and Sherrie L. Riebel, Allen County Clerk. Commissioner Kent Thompson was absent.

Commissioners reviewed the election. Carrie Bilby and Betty J. Daniels tied in the Salem Township Committeewoman race. A coin was flipped and confirmed Carrie Bilby the winner.

The election was canvassed and no discrepancies were found. Therefore, results were finalized.

With no further business to come before the board, the meeting was adjourned until August 13, 2002, at 8:30 a.m. in the commission room of the courthouse.

Walt Regehr, Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

absent
Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK August 13, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk. Chairperson Walt Regehr, Jr. was absent

Commissioners corrected and approved the minutes of the August 6 & 9, 2002 meeting.

Commissioners received a request from the Iola Senior Center to pay for stripping the floors. Commissioners requested to get bids and to have our maintenance person view the floor.

Commissioners requested Clerk Riebel to get bids for 2002 audit.

Commissioners reported the Moran Senior/Community Center walls are up. They are currently working on the inside.

Bill King, Public Works Director, discussed the topcoat daily cover for the landfill. The next step would be to contact state for requirements. Discussion followed. No action taken at this time.

Bill discussed bridge inspections. He reported the fee increased \$3500.00 from \$2800.00, which is about \$100.00 for 35 bridges. The bridges are on a 12-month inspection cycle. Commissioners approved to continue the contract with Schwab Eaton for bridge inspections.

Commissioner Thompson moved to go into executive session for 15 minutes to discuss non-elected personnel. Commissioner Works seconded, motion passed 2-0-0. The time is 9:10. Those present will be Commissioner Works, Commissioner Thompson, Bill King, Public Works Director, and Clerk Riebel. Commissioner's reconvened at 9:25. No action was taken.

Sharon Utley, Allen County Treasurer, discussed the Tax Foreclosure Sale. She received a bid from Immel, Immel & Works for \$17,500.00. There were 44 pieces of property in the tax foreclosure sale to start with, a few have been redeemed. Discussion followed. No action was taken.

Commissioner Works called the Anderson County Rural Water District #5 hearing to order. Nancy Flewharty was present for the hearing.

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

IN THE MATTER OF THE PETITION OF BILLY AND ALICE DOWELL
OWNERS OF CERTAIN ADJACENT LAND OUTSIDE
ANDERSON COUNTY RURAL WATER DISTRICT
NO. 5, ALLEN COUNTY, KANSAS, TO BECOME ATTACHED TO SAID
DISTRICT NO 5, ALLEN COUNTY, KANSAS.

ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ALLEN COUNTY, KANSAS, ATTACHING CERTAIN
ADJACENT LANDS TO
ANDERSON COUNTY RURAL WATER DISTRICT NO. 5,
ALLEN COUNTY, KANSAS

WHEREAS, on the 19th day of July 2002, a Petition was filed in the office of the County Clerk of Allen County, Kansas, by Billy and Alice Dowell, the owners of certain adjacent lands lying in Allen County, Kansas, praying that said lands become attached to Anderson County Rural Water District No. 5, Allen County, Kansas, as provided by K.S.A. 82a, 622 et seq., as amended, said lands being described as follows:

TRACT 1. Northeast Quarter of Section Seven (7), Township Twenty-four (24), Range Nineteen (19)

TRACT 2. West Half of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section Seven (7), Township Twenty-four (24), Range Nineteen (19) of the Sixth Principal Meridian.

NOW, on this 13th day of August 2002, at 10:00 o'clock a.m., said Petition comes on for hearing before the said Board of County Commissioners of Allen County, Kansas, at the County Commissioners' room in the Allen County Courthouse, 1 N. Washington, Iola, Kansas, as provided by order of said Board dated July 23, 2002. There were present the following petitioners of Anderson County Rural Water District No. 5, to-wit:

Billy and Alice Dowell (did not show up for the meeting)

and other appearances were as follows:

Nancy Flewharty,

THEREUPON, the Petitioners introduced their evidence in support of the Petition. Said Board of County Commissioners being fully advised in the premises, finds:

1. That the Petition herein was filed in the office of the County Clerk of Allen County, Kansas, on the 19th day of July 2002; that said County Clerk did on the 23rd day of July 2002, give notice in writing to said Board of County Commissioners of the filing and pendency of said Petition; and on the same day the said Board of County Commissioners made its order setting the time and place for hearing upon said Petition, as follows:

TIME : August 13, 2002 at 10:00 o'clock a.m.
PLACE : Allen County Courthouse, Commissioners' Room
1 N. Washington
Iola, KS 66749

2. That on the 29th day of July 2002, the said County Clerk mailed by postage prepaid, certified mail, notice of the said time and place of hearing upon said petition to each and all of the signers to said petition; and at the same time and in the same manner, mailed to the Chief Engineer of the Division of Water Resources, State Board of Agriculture, Topeka, Kansas, notice of said time and place of hearing upon said Petition, together with a copy of said Petition; and at the same time and in the same manner mailed to each of the Directors of the Board of Anderson County Rural Water District No. 5, Allen County, Kansas, notice of said time and place of hearing upon said Petition, together with a copy of said Petition, the Board of Directors of said Anderson County Rural Water District being composed of the following persons:

<u>NAME</u> :	<u>ADDRESS</u> :
Wallace Strickler	10913 SW Indiana Road, Colony, KS 66015
David Regehr	1760 1400 Street, Iola, KS 66749
Kendall Adams	5913 SE 500 Road, Kincaid, KS 66039
Larry DePoe	25648 SE 500 Road, Kincaid, KS 66039
Eugene Anderson	19587 SW 300 Road, Colony, KS 66015
Vance Beebe	1995 600 ST, Colony, KS 66015
Steve Weatherman	10296 SW Kentucky, Colony, KS 66015
Randy West	14313 SW Arkansas Road, Colony, KS 66015
Kendall McGhee	RR 1, Box 19, Neosho Falls, KS 66758
Anderson County Rural Water District #5	
Paul Stephens	PO Box 301, Colony, KS 66015

that notice of the time and place of hearing upon said petition was published as provided by law in the Iola Register, a newspaper of general circulation in Allen County, Kansas, located in Iola, Kansas, on the 26th day of July 2002, all in accordance with K.S.A. 82a, 622 et seq., as amended.

3. Said Board of County Commissioners further finds that the lands described in the Petition herein are without an adequate water supply.

4. Said Board of County Commissioners further finds that the attachment of the lands described in the petition to Anderson County Rural Water District No. 5, Allen County, Kansas, will be conducive to and will promote the public health, convenience and welfare.

5. Said Board of County Commissioners further finds that there has been no objection made to said attachment by any member of the Board of Directors of Anderson County Rural Water District No. 5, Allen County, Kansas, and that said Board of Directors has consented in writing to said lands becoming attached to and being a part of Anderson County Rural Water District No. 5, Allen County, Kansas.

Upon the considerations above set forth, the Board of County Commissioners of Allen County, Kansas, finds that the Petition herein under considerations is in conformity with the requirements to K.S.A. 82a, 666 et seq., as amended, and should be granted.

IT IS THEREFORE ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS, that the lands described as Tract 1 and Tract 2, in the Petition herein under consideration, are hereby attached to Anderson County Rural Water District No. 5, Allen County, Kansas, and that the boundaries of Anderson County Rural Water District No. 5, Allen County, Kansas, are hereby enlarged to include the lands described as Tract 1 and Tract 2 in the Petition as provided by K.S.A. 82a, 622 et seq., as amended.

Commissioner Works moved to approve Dowell's annexation to Anderson County Rural Water District No. 5. Commissioner Thompson second, motion passed 2-0-0.

Alan Weber, Allen County Counselor, discussed the tax foreclosure sale. Discussion followed. Alan will review the list of properties. No action was taken.

Commissioner Thompson moved to approve the service on the CIC Upgrade OS/400, License Programs and Apply Current CUM PTF Level for \$2,520.00. Commissioner Works second, motion passed. 2-0-0.

Phil Young, JJA & DOC Administrator discussed some rule changing on DOC. Phil explained the new process on transfers from one fund to another. Anything over \$5,000 in transfers has to have the signatures of the Advisory Board Chairman and the Administrative Board of County Commissioners. Discussion followed. Commissioners approved and Commissioner Thompson, acting chair, signed the signatory approval letter.

Mary Tucker, JJA Assistant Administrator, presented information on the Truancy Prevention Program. Discussion followed on truancy procedures within each school. It is a Kansas statute that the principals report any truancy on individuals within the school system. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$119084.82
- b) Clerk's Journal Entries # 45-49

With no further business to come before the board, the meeting was adjourned until August 20, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Absent

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK August 20, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Clerk Riebel introduced her new employee, Brenda Leapheart.

Sharon Utley, Allen County Treasurer, reported Alan Weber, County Counselor, would do the tax foreclosure sale. Discussion followed.

Bill King, Public Works Director, requested Henry Jackman carry over 46 hours of vacation for six months. Commissioners approved the carry over.

Commissioner Works moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner Thompson seconded, motion passed 3-0-0. The time is now 9:10 a.m. Those present will be Commissioner Regehr, Commissioner Works, Commissioner Thompson and Bill King. The Commissioners reconvened at 9:20 a.m. No action was taken.

Bill discussed the current bridge projects south of Iola, and the tree pile under the Humboldt River Bridge.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, reported he has received the grant approval from FEMA's FY02 Assistance to Firefighter Grant Program for Firefighting Vehicle. The Federal Share is 90 percent or \$148,500.00 of the approved amount and Allen County's share of the cost is 10 percent or \$16,500.00. Discussion followed on the housing and size of tanker. Discussion followed on the coverage of Fire District #2 and state regulations.

Chief Leapheart reported Trever Shannon from Allen County Iola Ambulance service will be taking an EMT class at Burlington and Sam Morrow from Allen County Humboldt Ambulance service will be taking a paramedic's class at Burlington.

Commissioners discussed protocol on ambulance service. Discussion followed on long distance runs and what can or cannot be done once the individual is transferred to the hospital.

Commissioners reviewed Resolutions #200212, 200213, 200214 and 200215 for budgets on Allen County, Fire District #2, Fire District #3, and Fire District #4.

Resolution #200212

A RESOLUTION ATTESTING TO THE POSSIBLE INCREASE IN TAXES LEVIED FOR BUDGET YEAR 2003 NECESSARY TO FINANCE PUBLIC SERVICE FOR THE COUNTY OF ALLEN.

NOW, THEREFORE, BE IT RESOLVED by the Board of Allen County Commissioners:

Section One. In accordance with state law, the County of Allen has conducted a public hearing and has published the proposed budget necessary to fund County services from January 1, 2003 until December 31, 2003.

Section Two. After careful public deliberations, it is hereby attested that in order to maintain the public services, which are essential for the citizens of this county, it will be necessary to utilize property tax revenues in an amount which exceeds the revenues expended in the budget year 2002.

ADOPTED THIS 20th day of August, 2002 by the Board of Allen County Commissioners.

Resolution #200213

A RESOLUTION ATTESTING TO AN INCREASE IN TAX REVENUES FOR BUDGET YEAR 2003 FOR RURAL FIRE DISTRICT #2.

WHEREAS, the Rural Fire District #2 must continue to provide services to protect the health, safety, and welfare of the citizens of the county; and

WHEREAS, the cost of providing essential services to the citizens of this county continues to increase; and

NOW THEREFORE, be it ordained by the Board of County Commissioners of the County of Allen:

Section One. In accordance with state law, the County of Allen has conducted a public hearing and has published the proposed budget necessary to fund county services from January 1, 2003 until December 31, 2003.

Section Two. After careful public deliberations, the county commission has determined that in order to maintain the public services which are essential for the citizens of this county, it will be necessary to budget property tax revenues in an amount which exceeds the 2002 budget.

BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas:

Passed and approved this 20th day of August 2002.

Resolution #200214

A RESOLUTION ATTESTING TO AN INCREASE IN TAX REVENUES FOR BUDGET YEAR 2003 FOR RURAL FIRE DISTRICT #3.

WHEREAS, the Rural Fire District #3 must continue to provide services to protect the health, safety, and welfare of the citizens of the county; and

WHEREAS, the cost of providing essential services to the citizens of this county continues to increase; and

NOW THEREFORE, be it ordained by the Board of County Commissioners of the County of Allen:

Section One. In accordance with state law, the County of Allen has conducted a public hearing and has published the proposed budget necessary to fund county services from January 1, 2003 until December 31, 2003.

Section Two. After careful public deliberations, the county commission has determined that in order to maintain the public services which are essential for the citizens of this county, it will be necessary to budget property tax revenues in an amount which exceeds the 2002 budget.

BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas:

Passed and approved this 20th day of August 2002.

Resolution #200215

A RESOLUTION ATTESTING TO AN INCREASE IN TAX REVENUES FOR BUDGET YEAR 2003 FOR RURAL FIRE DISTRICT #4.

WHEREAS, the Rural Fire District #4 must continue to provide services to protect the health, safety, and welfare of the citizens of the county; and

WHEREAS, the cost of providing essential services to the citizens of this county continues to increase; and

NOW THEREFORE, be it ordained by the Board of County Commissioners of the County of Allen:

Section One. In accordance with state law, the County of Allen has conducted a public hearing and has published the proposed budget necessary to fund county services from January 1, 2003 until December 31, 2003.

Section Two. After careful public deliberations, the county commission has determined that in order to maintain the public services which are essential for the citizens of this county, it will be necessary to budget property tax revenues in an amount which exceeds the 2002 budget.

BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas:

Passed and approved this 20th day of August 2002. Commissioner Thompson moved to approve all four resolutions. Commissioner Works second, motion passed 3-0-0

Commissioner Regehr opened the budget hearing at 10:08 a.m. Cara Barkdoll, Register of Deed, discussed her technology fund helping to cover her 2003 budget. She explained her computer programs are estimated to cost more for 2003. Discussion followed on each different department. Commissioner Works moved to approve the 2003 budget as printed in the Iola Register. Commissioner Thompson second, motion passed 3-0-0

Commissioners reviewed Resolution #200210

WHEREAS, K.S.A. 12-5301, et seq., authorizes the governing body to enact by resolution or ordinance provisions for the implementation of an emergency telephone service for reporting police, fire, medical or other emergency situations; and

WHEREAS, the Board of County Commissioners of Allen County, Kansas approved a resolution on the 24th day of June, 1988 to provide for emergency telephone services utilizing the three (3) digit number 911 for reporting police, fire, medical or other emergency situations; and

WHEREAS, the Board of County Commissioners of Allen County, Kansas, originally imposed a tax in an amount not to exceed two percent (2%) of the tariff rate defined in K.S.A. 12-5301 to pay the costs of such emergency telephone services within Allen County;

AND WHEREAS, the governing body is now authorized and has been imposing a tax in an amount not to exceed \$.75 per month per exchange access line in those portions of the governing body's jurisdiction for which emergency telephone service has been contracted to pay the costs thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas, that:

1. That the tax imposed for the purpose of providing 911 Service within Allen County shall continue to be in the amount of \$.75 per month per exchange access line in accordance with K.S.A. 12-5302, et seq.
2. That the Board of County Commissioners of Allen County, Kansas shall be authorized to continue the contract and enter into any other contacts directly with providers of emergency telephone service or an other public agencies in accordance with K.S.A. 23-5304, if the same is deemed to be the most appropriate procedure.

That this resolution shall take effect from and after its publication in the Iola Register.

Commissioner Works moved to approve resolution #200210. Commissioner Thompson second, motion passed 3-0-0.

PASSED AND APPROVED, this 20th day of August 2002, for the calendar year 2003.

Elizabeth and Joe Lopeman, Allen County residents, were present to discuss the Nuisance Abatement Act concerning their neighbors many inoperable cars. Commissioners presented a copy of the Nuisance Abatement Act to the Lopemans and a copy had been forward to the neighbor at an earlier date.

Commissioners received a request from M. Sean McReynolds, Humboldt Volunteer Fire Dept. Communications Coordinator, to purchase a radio for the new Rescue/Fire truck purchased by Fire District #4. Commissioners approved this purchase by Fire District #4. Dr. McReynolds will get three bids and submit a voucher for the radio of choice.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 50-3 & # 3-4
- b) Clerk's vouchers totaling \$100464.21
- c) Abatement # , \$,value , for tax roll
- d) New employee pay 7.25 for clerk's office

With no further business to come before the board, the meeting was adjourned until August 27, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the August 20, 2002 meeting.

Alfred Link and Wanda Lytle, representatives of the Veteran's Memorial Wall, discussed the Veteran's Memorial Wall. Wanda reported vandalism to the wall. She stated there were broken bottles that someone had been throwing bottles at the glass windows or the granite memorial. Discussion followed. It will be reported to the City of Iola Police Department to request a patrol of the wall.

Mr. Link requested the courthouse be open November 9, 2002 from 10:00 a.m. to 2:00 p.m. for use of the restrooms during the Bean Feed and Veteran's Parade. Discussion followed on the parade.

Clerk Riebel requested Sandra Drake carry over 47 hours of vacation and Roger Fogleman to carry over 16 hours of vacation. Commissioners approved the carry over to be used within six months.

Clerk Riebel reported Etta Stanley, Allen County's Humboldt EMS Service, requested George Hicks, Alora Kerns and Brenda Sue Edmondson (Humboldt volunteers) take EMT classes. Commissioners approved if Donald Leapheart, EMS Director, approves. (Chief Leapheart approves as long as Humboldt utilizes their services.)

Clerk Riebel stated the Iola Senior Center received no bid on their request for stripping and waxing the Iola Senior Center. Commissioners will have Ron Holman submit hours for the job.

The Iola Senior Center requested to install a flagpole at the center. Commissioners will consider the request after they view the area in question.

Commissioners requested in the audit bid that the base bid include any expenses that might incur.

Ron Conway discussed an issue with the Sheriff's Department concerning a sheriff's office policy. He stated his concern on double standards for deputies and the public. Commissioner will review the policy with the Sheriff and County Counselor.

Jack Schaller, Allgeier, Martin & Associates, Inc. P.E. Civil Engineer, discussed the project at the Allen County Airport. Bill King, Public Works Director and Don Copley, Allen County Airport Advisory Board Chairman, was present for discussion. Mr. Schaller explained the project in two phases, the first being the grading of the airport and the second being the actual expansion. He stated Mike Armor, KDOT representative, stated that Allen County was the best use for the grant because of the location of the airport. Mr. Schaller stated the project was to the point of breaking ground. Discussion followed on the cost of the project. Allen County would have a 50/50 split with KDOT. Allen County's cost would be around \$500,000.00 minus in-kind contributions. Discussion followed on what all would be in-kind services. This expansion would allow larger jets to land as well as let other planes takeoff with fuel that might not otherwise be able to take off on the current short runway.

Bill King, Public Works Director, discussed the tire pile on the east side of Iola along Hwy #54. He stated there is still KDOT monies available to private individuals remove these tires. Mosquitoes would have good breeding place and the concern is with the spread of the West Nile virus.

Bill discussed land coverage at the Allen County Landfill. Discussion followed.

Bill discussed the Humboldt River Bridge's debris congestion. Discussion followed concerning the project. He reported KDHE does not want the bank to be disturbed. They will cut a few trees

and remove what they can from the water. Discussion followed on what can be done to remove the debris.

Bill reported an incident with a Allen County landowner concerning a water issue stemming from the 1C-3663-01 bridge project right of way easements. Discussion followed.

David Beck, Emergency Management, reported he has applied for a grant on behalf of Allen County Emergency Management for monies to purchase four level A suits and 32 level B suits. Level A suits are completely sealed off from environment. Discussion followed on use and storage of the suits. The purchases of these suits are contingent on Allen County getting the grant.

David reported on monies available to clear the right of way at the river.

David reported he has another meeting set up for October 11, 12, 13, 2002 for Hazmat training. He stated the State Fire Marshall is looking at Allen County to set up a Hazmat team. He stated they are looking to set up Hazmat regions.

David discussed 911. He stated some phone companies have to switch some of their stations due to 911 addressing. He explained his involvement in that process. Discussion followed.

Robbie Atkins, Allen County Sheriff, presented written bids to go with outstanding invoices over \$600.00. Discussion followed.

Sheriff Atkins stated he is going to continue the DARE program in Moran schools. He reported the training available in Jefferson City, Missouri for \$500.00 for two weeks training is in September and the Kansas training is not until November. He stated Daren Kellerman would be the deputy attending class if accepted into the Missouri class.

Sheriff Atkins stated he has not appointed an Undersheriff due to keeping expenses down within the department.

Sheriff Atkins stated his deputies are not to be driving out of county unless on business. Discussion followed. Commissioners discussed the sheriff department replacing vehicles.

Phil Young, DOC & JJA Administrator, and Mary Tucker, JJA Assistant Administrator, requested the \$634.89 cash match from Allen County share. Mary explained the 31st Judicial District Juvenile Justice Administration was awarded a grant of \$18,456.00 from Juvenile Accountability Incentive Block Grant (JAIBG). The matching grant portion from the counties is \$2,050.67 with Allen County's portion being \$634.89. These funds have and will be used for salaries and benefits for seven Juvenile Intake and Assessment Officers. Commissioner Works moved to approve the cash match of \$634.89. Commissioner Thompson seconded, motion passed 3-0-0 The previous cash matches have been paid for out of Juvenile Detention Fund (001-565-4318).

Commissioner Regehr reported he has received a letter from the Kansas Association of Counties that Cara Barkdoll, Register of Deeds, has earned certification in the KAC's Excellence in Customer Service Certificate program.

Commissioners discussed the usage of county vehicles with Alan Weber, Allen County Counselor. Currently there is a county policy dealing with out of state and each department is responsible for the out of county policy per office. The Commissioners stated that as long as each office is acting responsible then the out of county policy would remain with in each office.

Alan reported he would do the tax foreclosure sale for less than \$10,000.00. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$ 40565.93
- b) Clerk's Journal Entries #C0017

With no further business to come before the board, the meeting was adjourned until September 3, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK September 3, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the August 27, 2002 meeting.

Alan Weber, Allen County Counselor, discussed the tax foreclosure sale.

Commissioner Thompson addressed a concern of a constituent about response time in Allen County by the Sheriff's office. Discussion followed. Commissioners will visit with Sheriff Atkins.

Iola High School Kayettes requested to use the courtyard on October 12, 2002 to raise monies for Hope Unlimited, by having a bake sale, talent show and walk a thon. Commissioners approved, provided they clean up after themselves.

Bill King, Public Works Director, reported the Public Improvement Award for each current year has to be mostly completed by July 1, of that year.

Bill reported the Airport Improvement Grant would be completed by July 1, 2004.

Darrell Stokes, Public Works Foreman, Jerry Wallis, Landfill Foreman, and Bill reported the state has approved the daily coverage procedure for the Allen County Landfill. They will proceed in getting bids for the daily coverage hydro seeder. He stated that the landfill would need a pick up truck to pull the hydro seeder tank. The quarry needs a tanker truck to haul water out of the quarry. Discussion followed on the need of each of these vehicles.

Bill and Darrell discussed the encroachment permits for Allen County Road Right of Way. Bill stated Allen County has ran into several lines that are not buried more than 6 inches.

He stated utility lines should be at least 24 inches underground. Discussion followed on a bill from Southwestern Bell issued to Allen County on damage on a line within the county's right of way. Bill felt if a "Dig Safe One Call" was not made then the county should pay but where the one call is made and marked it is their fault if they get clipped. Bill stated no other utility company sends a bill to Allen County when a line is damaged. He also stated no other counties pay the bills Southwestern Bell issues to them. Commissioners approved Bill to rework the encroachment permit.

Bill discussed the Lone Elm Road project. Discussion followed on the crown in the road and condition of the road.

Bill reported the crews would be starting up chip seal again next week, after they finish up on a project south of Humboldt.

Margaret Ranabarger, Charter Member of the residents of Petrolia, discussed the chip seal at Petrolia. She also reported some abandon vehicles and trash in Petrolia. She thanked the commissioners for Allen County's services.

Sharon Utley, Allen County Treasurer, discussed the tax foreclosure sale. Commissioners declined Immel, Immel, and Works bid of \$17,500.00 on the Tax Foreclosure sale. Sharon discussed the wages for the part time person to help her office with the preparation. Commissioners stated the wages would be outside of the County Counselor's cost.

Ron Holman, Allen County Maintenance, presented bids from Emcor Service Fagan Company, Lippert Mechanical Service, Trane for annual service on the chiller/cooling system and boiler. Michael Winslow, Lippert, and Jim Nallia, Emcor Service Fagan Company, were present for the bid opening. Bids received will be reviewed to see how each compares to each other per cost and services offered before a decision is made. Mr. Nallia and Mr. Winslow both explained why their companies would better serve Allen County. Mr. Nallia stated they could give continued service to Allen County. He stated some items were added to original contract to give better serves. Mr. Winslow explained about his company and service. He stated they do install but specialize in service of existing equipment. He stated there would be travel time (no mileage or trip time) for the service person if called above the routine service. No action was taken at this time.

Commissioners discussed heating and air for the proposed jail with the salesmen.

Judy Richey, SEK Health Department Director, discussed the arrangement with the County for rent of the building at 221 S. Jefferson. Discussion followed on bid process for the Health Department.

Robbie Atkins, Allen County Sheriff, discussed the deputy schedules with commissioners. He stated he schedules deputies for 12-hour days, plus he has one schedule for night and one floater.

Sheriff Atkins reported on a meth lab that was raided Monday night. He reported the task force has come Allen County to help clean up.

Commissioners approved the following documents:

- (m) Clerk's Journal Entries #
- (n) Clerk's vouchers totaling \$12889.91

With no further business to come before the board, the meeting was adjourned until September 10, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK September 10, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the September 3, 2002 meeting.

Ron Holman, Courthouse Maintenance, discussed waxing and stripping the Iola Senior Center floor. Discussion followed on bids. Ron will accept bids from persons for waxing and stripping.

Marty Taylor, L.E.P.P./G.I.S./Zoning Administrator, discussed a proposed compost site south of town, east of Elk's Lake. He reported the City of Iola would have to apply for conditional use. Discussion followed on needing two more Planning Board Members.

Bill King, Public Works Director, presented sample tile for the Moran Senior/Community Center floor. Discussion followed on color and grade. Four sections were made.

Bill discussed the clean up at the Humboldt River Bridge. It is complete and successful.

Bill discussed some road projects throughout Allen County that is being finished up; chip sealing and etc.

Bill discussed the landfill project is about to finish up. The project cost is three fourths complete, for a total of \$925,296.28 paid out so far. Discussion followed on the engineering of the project. The project is building a new 7-acre cell and capping the old cell. Discussion followed on the type and quantities of rock used and yet needed.

Bill discussed bids mailed out for the daily cover for the landfill.

Bill discussed the heating at the shop. He reported the boiler is "out" at the county shop. He stated for alternate heat an oil heater would be all right but that the main sort needs to be a heater. Discussion followed. He will get proposals.

Bill discussed primer oil used in the chip seal from this year compared to last year. Discussion followed.

Jim Nallia, EMCOR Service Fagan Company Service Sales representative, stated that he was available to answer any questions the commissioners might have. Commissioner Works discussed bonds available to upgrade new heating/air equipment. Discussion followed. Commissioner Regehr stated Don Murray, D & R Plumbing and Heating, reported to him the current boiler could be set to get 78% efficiency. Discussion followed. No action was taken on the bids received last weeks meeting.

Robbie Atkins, Allen County Sheriff, discussed the updated prints of the proposed jail plans. Commissioner Thompson will set up a meeting with Sheriff Atkins and Ron Moore to review these plans before going forward with the project.

Sheriff Atkins reported they have to go out of state to get another prisoner. This last weekend two deputies went to Baton Rouge, LA to get a prisoner. Discussion followed.

Sheriff Atkins remarked on a comment made last week about a 911 dispatcher stating they didn't know where the deputy's were at at that time. He stated there was no such comment on the 911 tape. Discussion followed on the deputies' safety.

Commissioners discussed the bids received from EMCOR Service Fagan Company, Lippert and Trane. Discussion ran into the need or lack of need of separate heating units within the courthouse or proposed jail.

Alan Weber, Allen County Counselor, reviewed the IBM contract. He stated it was a contract stating the cost of IBM support contracts. Commissioner Thompson moved to sign the contract with IBM. Commissioner Works seconded, motion passed 3-0-0

Alan discussed county vehicle use. Discussion followed.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 55
- b) Clerk's vouchers totaling \$97,394.86

With no further business to come before the board, the meeting was adjourned until September 17, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

September 17, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the September 10, 2002 meeting.

Hershel Perry, concerned citizen, discussed Montana Rd. He discussed a request from three or four years ago for a chip seal on the hill. He stated the dust is really bad this year. Discussion followed on dust abatements on roads. He questioned the chip seal on 1800 Street just east of the country club. Discussion followed. Commissioners stated Montana Rd is on the schedule to be chip sealed, but will be sometime after the bridge project is completed. The Commissioners suggested purchasing dust abatement from the Public Works Department.

Clerk Riebel reported Jim Wildschuetz accepted a position on the Allen County Planning Board.

Bill King, Public Works Director, discussed a request for Allen County to help the City of Iola with the Compost Pile. Discussion followed. Commissioners requested more specific information from the City of Iola.

Bill discussed the bridge project #1C-3663-01. He is still waiting for right of way easements. Discussion followed.

Commissioners discussed the KDOT bridge project south on State Street. Bill reported this project was almost complete and the bridge on farther south was opened on Monday, September 16, 2002.

Bill reported on various projects the Public Works Department is working on. The speed limit on Oregon road has been raised from 45 to 55 mph since the City of Iola has annexed it into the city limits.

Bill presented pictures of trucks that could be bought and used to pull the water tanker at the landfill. Commissioners approved buying a 1975 truck for \$2,500. Commissioners encouraged Bill to check around Allen County for other vehicles. He discussed the need for another box van with roll top doors and another tanker. Discussion followed on the need for a van for landfill cover. Commissioners approved the purchase of a box van with roll top doors up to \$4,000.00.

Bill discussed the changes on encroachment permits. Discussion followed on changes. He reported Alan Weber, County Counselor, has viewed the change. Bill presented a change in the utility permit that utilities are responsible for filling out when the utilities dig on county right of way. Bill discussed a concern from a citizen over utilities damaging fence while working on lines or pipes. Commissioners would not need a resolution but approve a county policy to be in effect. Commissioners requested to drop the fee submitted. Discussion followed. Commissioners added a change to the encroachment and the utility permits, to list the anticipated length of project. No action was taken at this time.

Ray Shannon discussed the electric on the square for Farm City Days in October. Josh Oberley was present for the discussion. Mr. Shannon explained the electric is not adequate on the SE quadrant of the square for the music show and sound stage. He is requesting permission to have the City of Iola install an electric pedestal on SE quadrant of the square. Mr. Shannon explained the City of Iola would do the work if Allen County would pay for the material. He estimated the cost of material at \$700.00. Commissioners discussed what was proposed would be temporary due to the construction of the proposed jail. Discussion followed on a better position. Commissioners approved the installation of an electric pedestal along the north side of the east sidewalk.

Robbie Atkins, Allen County Sheriff, discussed posters and color books donated to the Sheriff's office to promote Drug Awareness from businesses within Allen County. Discussion followed. Sheriff Atkins will check on putting some posters in the schools and his office.

Sheriff Atkins reported on a grant he had applied for from the Kansas Criminal Coordinating Council for two new computers for the jail. County's matching portion of the grant is \$150.00.

Alan Weber, Allen County Counselor, discussed a hospital bill on a previous inmate, Rick Bollig. He discussed a state statute; as of July 1, 2002 the inmates are responsible for their own medicines. Discussion followed. Alan stated the county would be responsible for this bill as it was before July 1, 2002.

Commissioners decided not to renew the county's contract with Fagan for 2003. Fagan will be notified by mail. No action was taken on the bids for the heating and air maintenance for the courthouse.

Commissioners will not be meeting at their regular session on October 8, 2002, due to a conflicting Association of County Commissioners and Highway Officials of SEK meeting in Chanute.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$106,807.71
- b) Clerk's Journal Entries # 57

With no further business to come before the board, the meeting was adjourned until September 24, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

**IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK September 24,
2002**

The Allen County Board of Commissioners met in a regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Ann Johnson, Clerk Typist II.

Commissioners corrected and approved the minutes of the September 17, 2002 meeting.

Ron Holman, maintenance personnel, gave commissioners information on stripping and waxing floors at the Iola Senior Center on north Jefferson. Bids were received from A & B Cleaning Service for \$630.00 and Misty's Cleaning Service for \$650.00. Commissioners approved to go with A & B Cleaning Service.

Ron also discussed the chiller project that is on going. Commissioners asked Ron to take the lead in what needed to be done and when and whom to call in a particular situation.

Ron asked the commissioners about patching a hole in the asphalt on the north parking lot. Public Works will be asked to see if they might help with the problem.

Kent Shetlar left a legal description of the jail proposed location on the north edge of the square.

Bill King, Allen County Director of Public Works, was asked about the hole on the north parking lot, the problem will be addressed by Public Works Department.

Bill King introduced Ken Augustine and Dave Scott representing Vance Brothers and Kincaid Equipment Mfg. They were present for bid acceptance on seeder/mulcher. They presented opinions on their equipment and why they were the best for the job. Bids were received from Midwest Bowie Sales for a Victor 800 with a one year limited warranty for \$26,500.00 and Vance Brother for Kincaid Pro Series 900 LF without mulch grinder box, with a one year parts and services warranty for \$31,500.00, Kincaid 900 LF with mulch grinder box, a one year parts

and services warranty for \$33,750.00, Kincaid 1200 LF, without mulch grinder box, with a one year parts and service warranty for \$34,750.00.

A Kincaid 1200 LF, with mulch grinder box, one year parts and service warranty for \$37,000.00. New laws were mentioned as to what would be required beginning in 2003. Two dozen Kincaid machines are in operation mostly in the southwest from Vance Brothers. Questions were asked about certain items on the machine itself. Jerry Wallis, landfill foreman, was present and gave his opinion on the use of such a machine at the landfill. These machines should last at least 10 years with proper maintenance. A machine is available at Haven to view should the commissioners want to take a look. Allen County is the first landfill in Kansas to be granted permission from KDHE to use this method for landfills. Discussion followed on all models and the need for different options on the models. Commissioner Works made a motion to purchase the Kincaid Pro Series 900 LF, without mulch grinder box, for \$31,500.00 from Vance Brothers. Commissioner Thompson seconded. Motion passed 3-0-0

Commissioner Walt Regehr made the motion to name Jill Allen Privacy Officer for Allen County EMS. Commissioner Thompson seconded. Motion passed 3-0-0.

A van trailer for \$2200.00 plus a 1-ton 4X4 pickup and a 6X6 truck tractor unit was purchased from surplus property. All will be used at the landfill. Bill stressed a real need for a 6000-gallon tanker at the landfill. A motion was made by commissioner Dick Works to approve the purchase of the 6000-gallon stainless steel tanker for \$6000. Commissioner Kent Thompson seconded the motion. Motion passed 3-0-0.

A bill from Rural Water #8 for damaged water line was discussed. The line was not marked properly so Bill King felt the bill was not county responsibility.

Bill reported the Moran Senior/Community Center will be painted this week and will be ready for putting equipment back into the building before long. A sign was mentioned for the outside of the building and commissioners will look at what kind of sign to put up.

Bill mentioned Delaware and 2200 Street was seeping oil on this road. North Dakota and 1600 Street (Strickler Rd) is another road that has problems with seeping of oil. Delaware and 2200 Street will be corrected as soon as possible. Commissioner Works discussed Old 169 Highway south of Humboldt was in need of some attention.

Sandra Drake, Appraiser, gave Commissioners news that she is in compliance with the state.

Joe and Elizabeth Lopeman were in to discuss the nuisance abatement act. The county counselor will be contacted. Alan will also look into the nuisance abatement act for legality on junk vehicles.

Donald Leapheart, Iola Fire Chief, was present to discuss the tanker/pumper they are considering for purchase. This tank must be a minimum of 500 gallons and be equipped with a minimum of 750 gal pump. The bids are to be in by October 31st. Discussion followed on the notice to be advertised. Chief Leapheart also mentioned that one of the ambulances needs to be repaired and difficulty in finding someone to repair the aluminum body on the ambulance has hampered the repair process on this ambulance.

Alan Weber, county counselor, discussed the bid specs on the tanker/pumper mentioned earlier. A meeting to bring all county fire departments to one location for a discussion will try to be arranged for October 10th or 15th. Alan will make arrangements for this meeting. The meeting will take place in the assembly room at the courthouse.

Commissioners approved the following documents:

- a) Clerk's Vouchers totaling \$141,709.71
- b) Clerk's Journal Entries #58-60

With no further business to come before the board, the meeting was adjourned until October 1, 2002, at 8:30 a.m. in the commission room of the courthouse.

Walt Regehr, Chairperson

Dick Works, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

October 1, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the September 24, 2002 meeting.

Marla Wilson, Farm City Days Committee representative, requested to use the tables from the Assembly room for the displays in the hallway during Farm City Days. Commissioners approved the use of the tables as long as they do not leave the courthouse building.

Commissioners viewed Formica for counter top in the Moran Senior/Community Center. They decided on Earthen Terre color.

Mr. Hal Pannell, Allen County resident, discussed the bridge project south of Iola, black top road and the compost pile. He discussed expanding Marshmallow Lane and Russell Stover's. Discussion followed. Commissioners explained about the five-year bridge plans and roadwork choices.

Bill King, Public Works Director, introduced his brother, Ray, who is here visiting.

Chris Hotop, Burns & McDonnell Project Manager and Chris Snider, Burns & McDonnell representative, presented design information to utilize the methane gas at the landfill to heat the buildings. Burns & McDonnell has considered the use of infrared heaters to supply heat to the equipment buildings using landfill gas. Infrared heats people and objects directly (as opposed to heating air). Discussion followed. They submitted estimated costs for heating systems. Commissioner Thompson questioned the use of a boiler system as opposed to the infrared heaters. Discussion followed. The equipment building currently has rock floor, no insulation, one cement wash pad, but has foundation around the bottom of the building.

Mr. Hotop updated the Commissioners on the conditions of the new cell at the landfill. He reported he has sent a report to the State of Kansas certifying the conditions of the new cell. The state is meeting today to approve or disapprove the cell. They will notify Allen County and Burns & McDonnell of their decision. Discussion followed on what winter seeding they will put on the dirt to hold it through spring rains.

Bill reported the state preformed another inspection at the landfill, it was a clean inspection.

Bill requested signatures on certifying to the State of Kansas the right of way acquisitions were done correctly. He discussed the process.

Bill presented an agreement for professional service between Allen County and Shetlar Griffith Shetlar. Commissioners will review and discuss at a later meeting.

Commissioners discussed finishing up on the Moran Senior/Community Center. They discussed the signage at the center.

Bill discussed the Allen County Airport. He reported Lorenzo Jensen wants the county to help haul an airplane to the square for Farm City Days. Discussion followed. Commissioners advised him to contact the Sheriff's Department.

Commissioners discussed Airport farmland rent. Discussion followed.

Commissioners discussed with Ron Holman, Allen County Maintenance, that Fagan Company has approximately 200 lbs of coolants in stock. Discussion followed on services for the courthouse. Commissioners' will established a boiler call list and chiller call list. Discussion followed.

Rodney Burns, Hutinett, Schlotterbeck and Burns, LLC, was present for bid openings. Bids were received from Hutinett, Schlotterbeck and Burns for \$10750.00 direct bids not to exceed \$500 and state filing fee \$150.00 total not to exceed \$11,400.00 and Snodgrass, Dunlap & Company for \$11,975.00. Phil Jarred with Diehl, Banwart, Bolton, Jarred & Bledsoe, Chartered out of Chanute declined to bid at this time. Commissioner Works moved to approve Commissioner Regehr to sign the declaration of intent with Hutinett, Schlotterbeck and Burns, LLC. Commissioner Thompson seconded, motion passed 3-0-0.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, presented bid specs that will be sent out to different vendors. Alan Weber, Allen County Counselor, was present for discussion. Chief Leapheart discussed what they were looking for in a tanker. He explained some of the provisions of the grant. Discussion followed. Bids will be opened November 5, 2002 in the Allen County Commissioner Room. Commissioners approved the bid specs to be sent out and published.

Chief Leapheart discussed the damaged ambulance. He is still waiting on bids for repair.

Commissioners will canvas the November General Election at 8:00 a.m. November 8, 2002.

Alan discussed the regional fire meeting Tuesday, October 15, 2002 at 7 p.m.

Commissioners will not be meeting October 8, 2002, due to an Assoc. of County Commissioners & Highway Officials of SEK meeting in Chanute.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$62,168.88
- b) Clerk's Journal Entries # 61-63

With no further business to come before the board, the meeting was adjourned until October 15, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK October 15, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the October 8, 2002 meeting.

Ron Holman, Allen County Courthouse Maintenance, discussed the call list for maintenance on the chiller and boiler. He reported Fagan was to be in to shut down the chiller and D & R will be in to start the boiler. Ron presented bids for the chiller, one from Lippert for \$2361.00 and one from Fagan for \$1948.00 with some difference in maintenance, so Commissioners requested to get a complete comparison.

Robbie Atkins, Allen County Sheriff, discussed the heat in the old jail. He reported the jail was like an icebox. Discussion followed. The heat will be turned on some time Tuesday.

Sheriff Atkins reported they are housing 26 inmates currently. He discussed the housing situation. He reported one jailer couldn't watch that many inmates by themselves. Discussion followed. Some of Allen County's inmates are being sent to Neosho County for housing. He reported this causes more transportation costs, since he doesn't have enough personnel to transport.

Bill King, Public Works Director, presented bids for heating for the shop building to replace the existing heating system. The bids had been advertised in the Iola Register. Only one bid was received back in the allotted time, this was from D & R for \$8,400.00 for what was proposed, plus \$37.00 to furnish and install a new automatic water feeder, plus \$130.00 to furnish a new RPZ backflow valve and to certify same, plus \$325.00 to furnish and install three new automatic air bleeders on the three shop unit heaters. Commissioner Thompson moved to approve the purchase and installation not to exceed \$9,000.00 Commissioner Works seconded, motion passed 3-0-0.

Bill reported the Moran Senior/Community Center would be finished later this week. Discussion followed on scheduling and regulations.

Bill reported the cement slab in the Officials parking lot has been completed.

Bill discussed a resident south of Elsmore requested to put in a whistle. Discussion followed.

Bill discussed using the methane gas at the landfill as heat in the buildings. Discussion followed. Commissioners requested Bill to get costs of preparation for the heat.

Bill discussed engineer testing at the Allen County Airport. Discussion followed on engineers. Allgeier, Martin & Associates, Inc., had started the survey, so the commissioner felt they should finish the project.

Bill King, Public Works Director, Sharon Utley, Allen County Treasurer, Cara Barkdoll, Allen County Register of Deeds, Sherrie L. Riebel, Allen County Clerk, expressed theirs and other department heads appreciation of the Commissioners services to Allen County.

Department heads presented proposed holidays for 2003 for the Commissioners to consider. Discussion followed.

Department heads discussed upcoming raises. Discussion followed.

Cara discussed William Cook, Allen County surveyor's, duties with Allen County. Discussion followed. Bill will tract the services.

Edward Riebel, Allen County residents, stated they are opposed to the installation of the compost pile. He reported it would be a fire hazard with only one way out for them, a couple of the residents have asthma, termites in the wood, and other items. Commissioner Thompson discussed hauling the piles after they have so much stored up, if the zoning board puts limits on the stipulations of the zoning. Commissioners stated they needed to be at the Zoning Board meeting on Thursday.

Charles H. McVey, Allen County resident, discussed the Over 50's Club to use the Moran Senior/Community Center for meetings. Commissioners stated there would be a board set up to run the center.

Commissioner Thompson moved to raise Jim Weseloh's monthly wages from \$50.00 to \$75.00, effective October 1, 2002. Commissioner Works seconded, motion passed 3-0-0.

Commissioners appointed Mitch Bolling to serve the Zoning Board.

Alan Weber, Allen County Counselor, presented a law enforcement grant to be signed by Commissioner Regehr and Clerk Riebel.

Alan discussed Hazard Communication Program and Bloodborne Pathogen Program policies. Discussion followed. Alan will continue to revise a policy for Allen County.

Alan discussed the proposed jail contract, pre-bid meeting, and engineering.

Commissioners approved the following documents:

- a) Clerk's Journal Entries # 64-66

b) Clerk's vouchers totaling \$459673.38

With no further business to come before the board, the meeting was adjourned until October 22, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS

OFFICE OF THE ALLEN COUNTY CLERK

October 22, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the October 15, 2002 meeting.

Marty Taylor, Zoning/G.I.S./L.E.P.P. Administrator, discussed the L.E.P.P.'s on going grant. Discussion followed in the state's short falls and where the extra monies would come from to make up the difference. Marty's salary percentage will be adjusted to G.I.S.

Marty discussed the up coming zoning meeting concerning the compost pile. Discussion followed. Commissioners stressed that any concerns should be brought up at the Zoning Hearing on October 24, 2002 at 7 p.m.

Commissioner Thompson moved to go into executive session for 10 minutes to discuss non-elected personnel. The time is now 9:05. Those present will be Commissioners Regehr, Works and Thompson, Bill King, Public Works Director, Sherrie L. Riebel, Allen County Clerk. Commissioner Works seconded, motion passed 3-0-0. Commissioners reconvened at 9:15. No action was taken.

Bill King, Public Works Director, discussed a field check for bridge project #1C-3664-01 (Dead Lady's Bridge) will be 10:30 Thursday morning.

Bill requested to carry over 54 hours of vacation for Kim Riebel. Commissioners approved to be used within six months.

Bill discussed employees going to Peoria, Decatur & Morton, IL, to the Caterpillar Plant. Commissioners approved the trip.

Bill will be having a winter training session on November 22, 2002 in the assembly room. He explained what all would be covered.

Bill discussed William Cooks' contract with Allen County for 2001, 2002 and the upcoming 2003. Discussion followed. Commissioners will review the contract in January for 2003.

Bill discussed the solid waste budget for 2002. He discussed encumbering for a new shop. Discussion followed.

Bill discussed the work on the roof of the courthouse, securing the hatch.

Roy Moorehouse, contractor of Moran Senior/Community Center, reported the building was finished. Discussion followed on the completion of the contract between Moorehouse and Allen County.

Glen Terrill, Shirley Ludlum, and Zelma Watkins, Moran Senior Citizen Representatives, discussed several different items concerning the use of the building. They discussed items they would like to have for the building. Commissioners discussed who should have keys to the center. Mrs. Ludlum stated she felt the Senior Board, Police and City Hall should have one. Discussion followed on ideas. Commissioners will visit with Moran City. Shirley Ludlum is the President, Zelma Watkins, Vice, Audra Maley, Secretary and Linda Houk is Treasurer, of the Moran Seniors. Discussion followed on who would serve as the Board of Directors for the center. It was decided the Commissioners would appoint one, the city would appoint one, and the Senior citizens will appoint one. Mr. Terrill stated he felt an independent board of directors that would include members of the community would be of best service to the community. The Commissioners will approve the bylaws. Mrs. Ludlum would like to have an open house for the public. Commissioners approved the open house at a day to be determined.

Commissioners will meet at the Moran Senior/Community Center at Moran at 11:00 a.m. this morning.

Alan Weber, Allen County Counselor, and Commissioners discussed the contract between Roy Moorehouse and Allen County.

Alan discussed the Hazard Communication Program and Bloodborne Pathogen Program policies. Commissioner Works moved to approve the proposed Hazard Communication Program and Bloodborne Pathogen Program policies. Commissioner Thompson seconded, motion passed 3-0-0.

Sandra Drake, Allen County Appraiser, stated she has a hearing in November that she needs to have council present on. Alan stated he would be available.

David Beck, Emergency Management, discussed the 1986 Blazer. He reported it has been to the maintenance shop and several different issues have been determined. Discussion followed. Commissioners advised him to take it to the county shop for a determination.

David discussed the Master Fire Plan. Discussion followed. David discussed grants available. He discussed mutual aid agreements. David was not able to meet with the Ross Hauck, Fire Protection Specialist Kansas Forest Service after the initial meeting. No action was taken at this time.

David discussed Domestic Preparedness Sub-grant. He explained the qualifications and needs.

David reported on the grant for Hazmat Operations Training. He reported due to lack of attendance the class was canceled. Discussion followed.

David discussed an assessment at Humboldt High School for high wind refuge. He had received training last spring from FEMA.

David reported S.L.A. grant report was due to the Kansas Division of Emergency Management on October 14, 2002. He is still preparing the report.

Marty discussed old used tires as wind break. The state regulations state if there is not regulations in the Zoning regulations it must be approved by the County Commission. Discussion followed. Marty will check into the regulations.

Commissioners reviewed and approved Resolution No. 200211.

PROHIBITING THE USE OF WRITE-IN STICKERS

WHEREAS Allen County uses an optical scanning system for election purposes and this system is used and maintained pursuant to K.S.A. 25-4601 et seq.; and since acquiring the optical scanning system, the Allen County Election Officer has determined that the proper functioning of the electronic vote counting machine and efficient conduct of elections require that valid write-in votes must be handwritten on the ballot and cast in the appropriate place; the use of stickers placed on the ballots by voters for such purposes should be prohibited.

THEREFORE, effective the date of this Resolution shall be the official policy and practice of the Allen County Election Officer; that a valid write-in vote for ballots counted by the optical scanning system shall be handwritten on the ballot and cast in its appropriate place on the ballot. No stickers are to be placed on any ballot, and any attempted vote for a write-in candidate by placing a sticker on the ballot will be counted through resolution board.

Commissioner Thompson moved to approve Resolution #200211. Commissioner Regehr seconded, motion passed 3-0-0. PASSED AND APPROVED, this 22nd day of October 2002.

Commissioners adjourned to meet at Moran Senior/Community Center.

Commissioners stated the floor needs to be waxed before any moving in is done.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$238,198.62
- b) Clerk's Journal Entries #67

With no further business to come before the board, the meeting was adjourned until October 29, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK October 29, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the October 22, 2002 meeting.

Ron Holman, Allen County Maintenance Director, presented bids from Lippert Mechanical Service Corp for \$4,800.00 and The Fagan Company for \$3,223.00 for fall maintenance on chiller. This would prepare the chiller for winter as well as the start up in the spring. Discussion and comparison followed. Commissioner Works moved to accept the bid from Fagan Company. Commission Thompson seconded, motion passed 3-0-0.

Ron presented bids for window blinds for the County Clerk's office. Bids were received from Decorator Supply for \$511.48 for Hunter Douglas Value Express and Homedetail for \$596.40 for Levolor Riviera Blinds and \$530.60 for Levolor Monaco Blinds. Commissioner Works moved to accept the bid from Decorator Supply. Commissioner Regehr seconded, motion passed 3-0-0.

Marty Taylor, Zoning Administrator, reported the Planning Board denied the request from the City of Iola for a compost site south of Iola. Commissioner Thompson moved to uphold the decision of the Planning Board and deny the City of Iola's request.

Eugene Burrows, Allen County resident, discussed the hangers at the Allen County Airport. He reported he has rented the hanger for years and there has been no maintenance over the years. He stated the overhead doors are difficult to open in a strong wind. He stated there is no security; it is a bird sanctuary, inconvenience because the aircraft has to be moved so maintenance can be performed on other aircraft, and other issues. He is paying 83% of the cost charged for a good private hanger. Commissioners will review the situation.

Roy Moorehouse, Steve Crume Construction, was present for any discussion on the Moran Senior/Community Center. Discussion followed on capacity of the building.

Bill King, Public Works Director, discussed job openings in the Public Works Department. One was a blade operator, a truck driver and the other opening is at the landfill. Discussion followed. Commissioners approved Bill to fill the jobs based on evaluations.

Bill discussed bailed tires. Discussion followed on the process of preparing tires for windbreaks. Bill presented several K.S.A.'s regulating the use of tires. If a person wanted to use bailed tires as a windbreak they would have to apply for a zoning permit.

Bill discussed the field check last week on bridge project #1C-3664-01 (Dead Lady Bridge) and that the bridge project #1C-3663-01 (Nebraska Rd Bridge) is being moved up to the spring. Discussion followed on the design of bridge project #1C-3664-01.

Commissioners reviewed and discussed the proposed Holidays for 2003. Commissioners approve the 2003 Holidays as presented:

NEW YEAR'S DAY	WEDNESDAY, JANUARY
1, 2003	
MARTIN LUTHER KING DAY	MONDAY, JANUARY 20, 2003
PRESIDENTS DAY	MONDAY, FEBRUARY 17, 2003
MEMORIAL DAY	MONDAY, MAY 26, 2003
INDEPENDENCE DAY	FRIDAY, JULY 4, 2003
LABOR DAY	MONDAY, SEPTEMBER 1, 2003
COLUMBUS DAY	MONDAY, OCTOBER 13, 2003
VETERAN'S DAY	TUESDAY, NOVEMBER 11, 2003
THANKSGIVING DAY	THURSDAY, NOVEMBER 27, 2003
AFTER THANKSGIVING	FRIDAY, NOVEMBER 28, 2003
CHRISTMAS DAY	THURSDAY, DECEMBER 25, 2003
DAY AFTER CHRISTMAS	FRIDAY, DECEMBER 26, 2003

Mike Fickel, Shaughnessy Fickel and Scott Architects, William A. Latimer, Latimer, Sommers & Associates P.A. Engineers, Bret D. Busse, Walter P. Moore Engineers & Consultants, Robbie Atkins, Allen County Sheriff, Alan Weber, Allen County Counselor, Jean Barber, Loren Korte, Allen County PBC Board, were present for a presentation by Shaughnessy Fickel & Scott. Mr. Fickel explained some of the changes to the existing floor plans and site plan. Question and answers followed. Mr. Latimer explained the electrical layout for the proposed jail. He explained the City of Iola has stated they would provide the work to install the electric up to the jail, the county would provide the cement pad and be responsible for the interior electricity work. Discussion followed. Mr. Latimer discussed the pros and cons on the two types of generator. Discussion followed on the building's mechanical/electrical system. Mr. Busse explained the pre-casting cells and why the choice of different materials throughout the building. Discussion followed on the structure of the building.

Mr. Fickel discussed the interior of the building. He presented three interior color schemes. Discussion followed. "A" scheme is the lighter color of the three, "B" is medium darkness, and "C" is the darkest of the three. After much discussion commissioners decided on "A". Mr. Fickel discussed the scheduling. November 1, 2002 – Advertise for Bids, November 11, 2002 – Bid Documents available to Bidders, November 18, 2002 – Pre-bid conference, December 3, 2002 – Bids due. Discussion followed on the dates of the schedule. Alan stated the bids would have to be due on December 11 or after. Bids will be due on December 17, 2002 at 9 a.m. in the Allen County Clerk's office and will be opened at 10:00 a.m. in the Allen County Commissioners room. After that the commissioners and architect will have a couple of weeks to review the bids. He presented a list of several interested general contractors. Mr. Fickel presented a proposed bid advertisement. Commissioners revised to fit the requirements mentioned by Alan. This ad will be sent to Kansas City and Wichita papers as well as the local papers. Allen County has the right to reject any or all bids and to negotiate with a bidder. Discussion followed on the length of the proposed project. Allen County discussed having liquidated damages figured in to the bid process as well as the projected building time limit. Discussion followed on liquidated damages. Commissioners recessed to view the proposed jail site and to discuss outside lighting on the jail and possible outdoor lighting improvements on the south side of the existing courthouse.

Commissioners reconvened.

Commissioners discussed Fire District #2 valuation for 2001.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$121,171.48
- b) Clerk's Journal Entries # 41-42

With no further business to come before the board, the meeting was adjourned until November 5, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK November 5, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the October 29, 2002 meeting.

Ron Holman, Courthouse Maintenance, discussed replacing the keys to locks in the Jail. Commissioners approved the change.

Gordon Conger was in to discuss his tax increases. Commissioners explained the State's requirements on assessed value.

Sherrie L. Riebel, County Clerk, discussed Moran Senior Community Center regulations. She will type them up for the Commissioner's approval.

Sherrie reported that Paul Riley, Blue Cross Representative, announced medical premiums have been going up 13% on average. Prescription drugs have been going up 17-18%.

Sandra Drake, Allen County Appraiser, presented an article on agriculture use value of farmland within the State of Kansas. Discussion followed on valuations.

Commissioner Works moved to go into executive session for 15 minutes to discuss non-elected personnel. Those present will be Commissioner Regehr, Commissioner Works and Commissioner Thompson, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. Commissioner Thompson seconded, motion passed 3-0-0. The time is now 9:15 a.m.

Commissioners discussed a Public Works employee who wrecked a county truck. Commissioners approved Bill to take appropriate action concerning the employee's position.

Bill King, Public Works Director, discussed replacing the truck. He will be looking for a replacement if it cannot be repaired.

Don Murry, D & R Plumbing, discussed the work on the boiler. He explained the services already provided by D & R as required by the state inspector. He discussed the current problems the boiler is having. Mr. Murry stated they should consider replacing the pump. Discussion followed. He also reported on recommendations from the state inspector. Discussion followed on the condition and age of the boiler. Commissioners approved D & R to replace the pump.

Bill discussed the job opening and applications he has for these positions. Discussion followed. Commissioners approved Bill's recommendations regarding the job openings.

Commissioners discussed the sign at the Moran Senior/Community Center. Discussion followed on lighting for the parking lot, inventory of the center.

Alan Weber, Allen County Counselor, discussed Fire District #2 annexations, levies and monies.

Alan reported on a suit against Mark Michael, ex EMT.

Commissioner Thompson moved to authorize Alan Weber, County Counselor, to start proceedings on the Tax foreclosure sale. Commissioner Works seconded, motion passed. 3-0-0.

Alan discussed some of the property issues with the Commissioners.

Lorraine Clever discussed Martin Creek Bridge east of his house needs to be reviewed for sinking spots. Commissioners will have Bill review.

Mrs. Earl Powell, Allen County resident, requested to have some old posts removed beside the old county farm cemetery. Commissioners stated they would review the posts.

Robbie Atkins, Allen County Sheriff, discussed procedures of required shots for jailers. He requested to get the Hepitis A & B shots for any of the sheriff's office employees who come in contacts with inmates.

Sheriff Atkins discussed an incident of a stolen car. He will visit with Alan on bills he has received concerning this incident.

Commissioners approved the following documents:

- d) Clerk's Journal Entries #
- e) Clerk's Vouchers \$34,439.97

With no further business to come before the board, the meeting was adjourned until November 8, 2002, at 8:00 a.m. for the purpose of canvassing in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK November 8, 2002

The Allen County Board of Commissioners met for the purpose of canvassing at 8:00 a.m. with Chairperson Walt Regehr, Jr., Commissioner Kent Thompson, Sherrie L. Riebel, County Clerk, and Alan Weber, County Counselor. Commissioner Dick Works was absent.

Also present included Steve Zane, Kansas Republican Party, and Bret Heim.

Commissioners reviewed the election and found no discrepancies. Therefore, results were finalized.

With no further business to come before the board, the meeting was adjourned until November 12, 2002, at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Absent
Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the November 5, 2002 meeting and November 8, 2002 canvass session.

Robbie Atkins, Allen County Sheriff, discussed a fight in the jail last night. All the jails around are currently full, so they cannot send the inmate away. Discussion followed. He reported he would need to have two jailers on duty at all times for the safety of inmates and jailers.

Sheriff Atkins reported his department has already spent over \$5,000 in Juvenile Transport for 2002. Discussion followed on his solutions.

Sheriff Atkins discussed the interviews for Deputies. Discussion followed. He has not made any decisions at this time.

Sandra Drake, Allen County Appraiser, discussed a representative for the Moran Senior/Community Center for Allen County.

Bill King, Public Works Director, discussed hay bales, work across asphalt roads and work in the right of way. Discussion followed.

Bill presented bids \$6,200.00 from Merle Kelly Ford to repair the overturned 1992 Ford truck. He reported the shop could repair but they do not have time with their regular work. Commissioners advised to get more bids to have the work done.

Bill reported he has bids coming up on salt and culvert pipe. Discussion followed. He reported no companies are bidding for salt for the county.

Bill reported on a training session for his crew next week on the 22nd. There will be safety issues at the same time.

Bill reported a new hydro seeder would arrive Monday. Discussion followed.

Bill discussed the slopes at the landfill.

Bill reported he had a job opening. He had several applications. Commissioners approved Bill to hire based on the evaluations.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, Tim Thyer, Deputy, Jack Graves, Central States representative were present for bid review on a tanker truck. Bids were received from Central States, American La France, Murphy's Fire & Rescue Service & Supply, Elite Power Products, Pierce, and Smeal Fire Apparatus Co. Chief Leapheart will compile a spreadsheet for the Commission to review on November 26, 2002 at 10:30 a.m.

Kevin Cowan, Gilmore & Bell Bond Counsel, Alan Weber, Allen County Counselor, Jean M. Barber, PBC Chairman, Loren Korte, PBC Board member, were present for discussion on the bond for the proposed jail. Mr. Cowan presented updated information for 20-year debt information schedule. Discussion followed. Mr. Cowan reported the debt service is down to \$225,000.00 compared to the \$5,000,000.00 from the spring estimate. The debt could not be paid down until after seven years. Discussion followed on pros and cons of payments.

Mr. Cowan discussed a calendar of events; engaging a bond underwriter, wait a week for market rates, bond purchase agreement. Discussion followed. A request for proposal will need to be sent out before Thanksgiving. He explained the process and where the Public Building Commission (PBC) comes in. He stated the next two meetings with him they would need to be present.

Phil Young, DOC & JJA Administrator presented a reduced allocation budget. The letter explained the 31st Judicial District will experience and \$18,411.04 budget with a revised I/GS

allocation of \$264,835.96. To meet this reduction, Case Management Services personnel was reduced \$5,469.89 and Local Purchase of Service reduced \$12,941.15. Phil explained the procedure and what the worst scenario would be. This has to be approved by the JJA Board as well as the County Commissioners. Phil explained what some of the changes would be for JJA. Based on July through October 2002 expenditures they will schedule a four-day furlough for Case Management/JISP personnel and will be out of Local Purchase of Service by the end of January 2003, their budget year is July 1 to June 30. Discussion followed on financial cuts from state. Commissioner Works moved to approve the proposed budget cut for Case Management Services. Commissioner Regehr second, motion passed 3-0-0.

Mary Tucker, JJA Administrative Assistant, presented a program progress report on Case Management Services, Juvenile Intensive Supervision, Juvenile Intake & Assessment, Truancy Prevention Program. She reviewed each report.

There will not be a Commission Meeting November 19, 2002, due to a meeting of Kansas Association of Counties in Wichita.

Commissioners approved the following documents:

- a) Clerk's Journal Entries #
- b) Clerk's vouchers totaling \$109,999.14

With no further business to come before the board, the meeting was adjourned until November 26, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK November 26, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the November 12, 2002 meeting.

Commissioners discussed Fire District #2. No action was taken at this time.

Robbie Atkins, Allen County Sheriff, reported the jail is full again. He will have to transfer out five inmates. Discussion followed. Sheriff Atkins stated he would call surrounding jails to farm out inmates.

Bill King, Public Works Director, presented bids on pipe. J. R. Crowl was present for the presentation. Bids were received from Gateway Pipe & Supply for 12" .250 wall pipe for \$4.98 per ft (with slight dings) and 24" .312 wall pipe for \$11.90 per ft (with slight bow); Gateway Pipe & Supply for 12" .250 wall pipe for \$5.70 per ft (no dings) and 24" .350 wall pipe for \$12.70 per ft (with slight dings); The Railroad Yard for 12" .203 wall pipe for \$6.95 per ft and 24" .250 wall pipe for \$13.25 per ft (new surplus); J.R.C. & Company for 12" .203 wall pipe for \$4.95 per ft and 24" .250 wall pipe for \$12.75 per ft. Discussion followed. Commissioner Works moved to accept the bid from J.R.C. & Company. Commissioner Thompson seconded, motion passed. 3-0-0.

Bill discussed the installation of "Watch for deer" signs. Discussion followed. Commissioners declined the installation at this time.

Bill discussed the CAT backhoe doors. He reported they are not sealed tight; Martin Tractor is working on the seals. The back brake is also sticking.

Bill discussed purchasing a trailer to haul computer paper if there is a market for the computer paper. Commissioners will take this into consideration.

Commissioner Thompson moved to go into executive session for 20 minutes to discuss non-elected personnel. Commission Works seconded, motion passed 3-0-0. The time is now 9:17 a.m. Those present will be the Commissioners, Bill King, Public Works Director, and Clerk Riebel. The Commissioner reconvened at 9:37. Commissioner Works moved to authorize Bill to fill the position of Special Bridge Foreman by promoting an employee, Truck Driver by promoting an employee, and hire two Landfill Equipment Operators. Commissioner Regehr seconded, motion passed 3-0-0.

Bill discussed a specialized portable trash containment system for flying trash. Discussion followed. No action was taken.

Bill reported Roy Moorehouse was working on the Moran Senior/Community Center kitchen floor; mending tile.

Bill discussed some issues at the Allen County Airport.

Commissioners had a conference call with Hugh Lester, Shaughnessy Fickel & Scott, concerning lighting for the proposed jail. He discussed some alternate for exterior lighting. He requested clarification. Discussion followed.

Mark Henry, Copy Products Inc, Randy Matile and Mark Kauth, Century Midwest Sales representatives, Sharon Utley, Allen County Treasurer, and Nan Kemmerly-Weber, Allen County Attorney, were present for bid presentations on a copier. Clerk Riebel presented bids from Copy Products for a Toshiba E-Studio 28 Digital for \$4,111.00, Modern Copy Systems for a KM 2530 for \$4,290.00, and Century Midwest for a Savin 2522/2527 for \$3,915.00 and a Savin 2535/2545 for \$4,875.00. Discussion followed. Each salesman presented his sales pitch. Discussion followed. No action was taken at this time.

Judy Richey, Southeast Multi-County Health Department, discussed using the Bio-terrorism grants to rewire the health department. Discussion followed on wiring and generators. Commissioners approved her using grant monies to rewire the building.

Donald Leapheart, City of Iola Fire Chief/Allen County EMS Director, Eric B'Hymer, IFD, presented bids from ATC/American LaFrance for a Freightliner FL-80, 2 or 4 dr, tandem axle, 3,000 gallon for \$166,088.00 or with added options for \$165,000.00; Pierce/MVP for a Kenworth T-300, 2 dr, tandem axle, 2500 gallon for \$167,626.00; Elite Power Products for a Freightliner FL-80, 2 dr, single axle, 2500 gallon for \$164,895.00; Central States Hays Fire Equipment for a Freightliner FL-80, 2 or 4 dr, single axle, 2500 gallon for 2dr for \$174,062.00 and 4 dr for \$180,996.00; Smeal/Danko for a Freightliner FL-80, 2 or 4 dr tandem axle, 2500 gallon for 2dr for \$193,707.00 and 4 dr for \$201,456.00; Murphy's Fire and Rescue for a Freightliner FL-80, 2 dr, tandem axle, 2500 gallon for \$174,950.. Jim Arnold, ATC/American LaFrance Sales representative, and Alan Weber, Allen County Counselor, was present for the presentation. Discussion followed. Commissioner Works moved to approve the purchase ATC/American LaFrance for a Freightliner FL-80, 4 dr, with tandem axle, 3,000 gallon for \$165,000.00. Commissioner Thompson seconded, motion passed 3-0-0

Chief Leapheart discussed his concerns for the Allen County Ambulance Service in Humboldt.

Commissioner Works moved to approve the purchase of the copier from Modern Copy Systems for a KM 2530 with duplexing for \$4,290.00 for the clerk and treasurer's offices to be located in the computer room. Commissioner Thompson seconded, motion passed 3-0-0

Kevin Cowan, Gilmore & Bell Bond Counsel, presented bond proposals from six different investment firms. Bids were received from Gold Capital Management, Inc.; UMB Bank; Cooper Malone McClain, Inc; US Bancorp Piper Jaffray, Inc.; Stifel, Nicolaus & Company, Inc.; and G. K. Baum & Company. Discussion followed on the qualifications of each investment firm and their maturity bond schedule bid.

A matter relating to the sale of approximately \$2,900,000 of Public Building Commission Revenue Bonds, Series 2002, on behalf of the County, came before the board for consideration and was discussed.

Commissioner Thompson presented and moved for the adoption of a Resolution entitled:

RESOLUTION # 200216 APPROVING THE SELECTION OF A PURCHASER OF ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION REVENUE BONDS, SERIES 2002.

WHEREAS, Allen County, Kansas Public Building Commission, Kansas (the "PBC"), has selected the firm of UMB Bank (the "Purchaser"), as underwriter for approximately \$2,900,000 principal amount of bonds of the PBC to be designated "Public Building Commission Revenue Bonds, Series 2002 (the "Series 2002 Bonds")

WHEREAS, the Series 2002 Bonds are being issued to finance a courthouse improvement project on behalf of Allen County, Kansas (the "County"); and

WHEREAS, the County desires to approve the selection of the purchaser by the PBC and make certain comments regarding the Series 2002 Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF ALLEN COUNTY, KANSAS, AS FOLLOWS:

Section 1. The selection of the Purchaser by the PBC is hereby authorized and approved and the Purchaser is authorized to proceed with the offering for sale of the Series 2002 Bonds, as described in the Preliminary Official Statement attached hereto as *Exhibit A*.

Section 2. The County hereby authorizes and approves the Preliminary Official Statement in substantially the form attached hereto as *Exhibit A*, and authorizes the preparation of a final Official Statement by amending, supplementing and completing the Preliminary Official Statement, and authorizes the execution of the final Official Statement by the Chairperson with such changes and additions thereto as such official shall deem necessary or appropriate, such official's signature thereon being conclusive evidence of such official's and the County's approval thereof. The County hereby consents to the use and public distribution by the Purchaser of the Preliminary Official Statement and the final Official Statement in connection with the offering for sale of the Series 2002 Bonds.

Section 3. For the purpose of enabling the Purchaser to comply with the requirements of Rule 15c2-12(b)(1) of the Securities and Exchange Commission (the "Rule"), the appropriate officers of the County are hereby authorized: (a) covenant to provide continuous secondary market disclosure by annually transmitting certain financial information and operating data and other information necessary to comply with the Rule to certain national repositories and the Municipal Securities Rulemaking Board, as applicable; and (b) to take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary to enable the Purchaser to comply with the requirements of such Rule.

Section 4. The Chairperson, Clerk and other officers and representatives of the County, the Purchaser and Gilmore & Bell, P.C., Wichita, Kansas ("Bond Counsel") are hereby authorized and directed to take such other action as may be necessary to carry out the offering for sale of the Series 2002 Bonds.

Section 5. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED by the governing body on November 26, 2002.

Commissioner Regehr seconded the motion to adopt the Resolution. Thereupon, the Resolution was read and considered, and the question put to a roll call vote, the vote thereon was as follows:

Aye: Commissioner Thompson and Commissioner Regehr

Nay: None

Abstained: Commissioner Works

The Chairperson declared said Resolution duly adopted. The Resolution was then duly numbered Resolution No 200216, and was signed by the Chairperson and attested by the Clerk.

Sharon Utley, Allen County Treasurer, requested the annual motor vehicle compensation as per K.S.A. 8-145(b) in the amount of \$1,839.54 each for the County Treasurer. Sherrie L. Riebel, Allen County Clerk out of election fund. Commissioner Works moved to approve the payment. Commissioner Thompson seconded, motion passed 3-0-0

Commissioners received a letter from Shirley Ludlum, Moran Senior Citizen President, nominating Keith Hobart to serve on the Moran Senior/Community Center Board. Commissioner Works moved to appoint Keith Hobart to serve. Commissioner Regehr seconded, motion passed 3-0-0.

Commissioners will publish a hearing for amending the 2002 Budget on Solid Waste and Special Alcohol. The hearing will be held December 10, 2002 at 10:00 a.m. in the Commissioners Room.

Commissioners approved to re-key the LaHarpe Senior Center.

Commissioners will be attending a meeting with Bill May, Allen County Hospital Administrator, on December 2, 2002 at 7 p.m.

- a) Clerk's Journal Entries # 74-80 & 24
- b) Clerk's vouchers totaling \$274262.30

With no further business to come before the board, the meeting was adjourned until December 3, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK December 2, 2002

The Allen County Board of Commissioners met with the Allen County Hospital Board and Health Midwest at 7 p.m. in the Mary Ellen Stadler Conference Room with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, Alan Weber, County Counselor and Sherrie L. Riebel, County Clerk.

Health Midwest discussed the potential sale of their operations to HCA. Commissioner Works asked the Allen County Hospital Advisory Board for their recommendation. No action was taken at this time.

With no further business to come before the board, the meeting was adjourned until December 3, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK December 3, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners approved the minutes of the November 26, 2002 meeting.

Commissioners discussed the shortfalls within the 2002 Budget with Rodney Burns, Hutinett, Schlotterbeck & Burns. Mr. Burns discussed transfers into the County General fund. Discussion followed. Mr. Burns projected three funds would be over budget based upon current levels of spending, those being Unified Court, Sheriff's Department and Jail Funds. Discussion followed on the shortfall of revenue from the State of Kansas. Commissioners also discussed the shortfall of expected interest on idle fund in the amount of \$230,633.00. Commissioners are very concerned about the shortfalls and will discuss ways to control the current year spending with department heads. Transfers will be completed on December 31, 2002.

Bill King, Public Works Director, discussed a request for dumping "out-of-county trash" at the landfill. Discussion followed. Commissioners discussed the cost to each of the county's dumping their trash.

Commissioners discussed a letter from Chuck Apt III requesting Allen County not dump their leach aid into the LaHarpe Lagoons. Bill will check with Mr. Apt.

Bill reported the Allen County Airport project is getting started as weather permits. Commissioner Thompson moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Commissioner Regehr, Commissioner Thompson, Commissioner Works, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is 9:12 a.m. The Commissioners reconvened at 9:22 a.m.

Bill requested to carryover 75 hours of vacation. Commissioners approved the carryover to be used within six months.

David Beck, Emergency Management, reported the State and Local Reimbursement Grant for \$3,237.00 has been received for 2002.

David discussed a meeting in Erie on Emergency Management on December 4, 2002. The mitigation plan to receive reimbursement monies in case a disaster is being worked on. Discussion followed on the county's match.

David discussed the Hazmat Grant. He explained what it would do for Allen County.

Commissioner Thompson moved to go into executive session for 20 minutes for evaluation non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Commissioner Regehr, Commissioner Thompson, Commissioner Works, and Marty Taylor, L.E.P.P./G.I.S./Zoning Administrator. The time is 10:40 a.m. The Commissioners reconvened at 11 a.m.

Isabell Piler, Services to the Elderly Van Driver, and Norma Nigles, Assistant Driver, visited with the Commissioners on how the year has gone. They reported all was going well. Discussion followed. Commissioners thanked Isabell and Norma for their services to the community.

Dan Onnen, Humboldt City Police Chief, had requested to purchase five hand held radios for the City of Humboldt from the 911 fund. The request is two years old. Commissioners are still waiting on an inventory from the Sheriff's office. Commissioners approved this request providing bids are requested.

Alan Weber, Allen County Counselor, discussed the meeting with Health Midwest.

Commissioner Works moved to appoint Ed Miller to serve on the SEK Mental Health Board to replace resigning Tom Powell. Commissioner Thompson seconded, motion passed 3-0-0.

Glenn Terrill, discussed keys for the Moran Senior/Community Center. Commissioners will have four keys made for the front doors and have the other two keys keyed same as the front door.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$65369.81
- b) Clerk's Journal Entries # 81
- c) Abatements - Value 5314, \$734.80, Tax Year 2002
- d) Abatements - Value 770, \$266.64, Tax Year 2001

With no further business to come before the board, the meeting was adjourned until December 10, 2002 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

**IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK December 10,
2002**

The Allen County Board of Commissioners met in a regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, Allen County Clerk.

Commissioners corrected and approved the minutes of the December 2, and December 3, 2002 meeting.

The Commissioners met with Ron Holman, Allen County Maintenance, to conduct his evaluation.

Sharon Utley, Allen County Treasurer, presented bids for a computer for the treasurer's office. Bids were received from Advantage Computer for \$1045.00 with three year warranty; Iola Computer Products for \$1045.00 with one year warranty and Amacom, Inc. for \$860.00 with one year warranty. Discussion followed. Sharon requested to purchase from the Special Equipment fund. The dummy computer she is replacing will be transferred to the computer room for backup. Commissioner Thompson moved to purchase the computer from Advantage Computer based upon the three warranty. Commissioner Works seconded, motion passed 3-0-0

Sharon discussed a student from ACCC coming to the courthouse to observe the offices for 15 to 16 weeks. Discussion followed. Commissioners requested Sharon obtains more information.

Bill King, Public Works Director, Bill McAdam, and Virgil Tucker, McAdam LLC, Chris Hotop, Burns & McDonnell Waste Consultants Inc. were in to discuss the landfill project. Bill presented information on the bid and change orders. Mr. Hotop explained the project, change orders and state regulations. Mr. McAdam discussed his part in the change orders; he discussed what he had approved and what he hadn't approved. Discussion followed. Bill stated McAdam LLC overcame several obstacles and has done a great job. Total project still came out under the seconded bid.

Bill discussed EMC Insurance coverage on the county vehicles. Discussion followed. Bill will visit some more with EMC and Murrill Insurance on used parts on a new vehicle.

Bill discussed the new broom on the Bobcat that was used for cleaning the sidewalks.

Bill discussed interviews he had for mechanic position. Discussion followed. Commissioners approved Bill to hire the candidate scoring the highest on the interview.

Bill reported he is still short an employee at the landfill. Bill has hired a seasonal employee to work during school break to help fill that position.

Bill discussed "call out pay" for the road crew when called out during snowstorms and emergencies. Commissioners will take under consideration some options.

Bill discussed a request from Monarch Cement Company to install a guardrail along a county road south of Humboldt. Discussion followed. Commissioners denied the request. Bill discussed the county dumping into the LaHarpe City lagoons. Discussion followed.

Commissioners discussed work on the Sewer District #1 lagoons.

Commissioner Thompson moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Commissioner Regehr, Commissioner Thompson, Commissioner Works, and Bill King, Public Works Director. The time is 9:50 a.m. The Commissioners reconvened at 10:00 a.m. No action was taken.

Commissioner Thompson moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Commissioner Regehr, Commissioner Thompson, Commissioner Works, and Bill King, Public Works Director. The time is 10:00 a.m. The Commissioners reconvened at 10:05 a.m. No action was taken.

Sandra Nielsen, Senior Services of Southeast Kansas Inc. Transportation Manager, requested monies to put towards the purchase of a new minivan. She reported the City of Iola has donated \$1,200.00. Discussion followed on location of the van. She assured the commission that the van would be located within Allen County and the driver will be Mr. Dorsey. This van would be for general transportation. Ms. Nielsen provided information on use, wages and need. Discussion followed. Commissioners will take into consideration until the end of the year.

Commissioner Thompson moved to go into executive session for 20 minutes to discuss non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Commissioner Regehr, Commissioner Thompson, Commissioner Works, and Sandra Drake, Allen County Appraiser. The time is 10:40 a.m. The Commissioners reconvened at 11:00 a.m. No action was taken.

Gerald Gray, Allen County Conservation District Director, and Nathan Clark, Chairman of the Conservation District Board discussed allowing Allen County to designate sericea lespedeza as a problem for the county. This would allow Allen County to use a portion of state conservation funds to establish or support a sericea lespedeza control program in the county. Commissioners will call the Secretary of Agriculture Jamie Clover Adams noting Allen County wishes to pursue a designation for Allen County.

Bret Heim, Immel, Immel & Works, P.A. attorney, discussed the Adult Misdemeanor Contract with Allen County. Discussion followed. He proposed a \$2,500.00 for monthly fees for adult misdemeanor services. This is an increase of \$150.00 more than 2002's monthly cost. Mr. Heim explained the cost increase is due to increase in hours he has spent on cases, working up the paper week themselves, and other department issues. Appeals to the District Court or jury trials will be billed separately at a rate of \$75.00/hour with a cap of \$750.00 per case. This contract does not cover child in need of care and treatment, juvenile misdemeanors or juvenile felony matters handled by a separate contract with other counsel. Commissioners will take the contract under advisement.

Judge Tom Saxton discussed the adult misdemeanor services.

Judge Saxton discussed the Wilson County Jail situation with the Commissioners.

Alan Weber, Allen County Counselor, discussed a request for clean up in Carlyle. Commissioner Regehr had received a letter from concerned citizens. Discussion followed on several issues of the same concern. Commissioners will have Marty Taylor, Zoning Administrator view the complaint. Marty had received the letter as well and has sent a certified letter to the landowner.

Alan discussed inventory for Allen County Hospital. Discussion followed.

Cara Barkdoll, Allen County Register of Deeds, discussed Resolution #200217 which would set a refund policy for overpayment of fees paid to the Register of Deeds Office. Commissioners reviewed and adopted. Commissioner Works moved to approve the Resolution # 200217.

**A RESOLUTION SETTING A REFUND POLICY FOR THE OVERPAYMENT OF FEES
PAID TO THE REGISTER OF DEEDS OFFICE**

WHEREAS, pursuant to KSA 19-101 the Board of County Commissioners (the Board) is authorized to do all acts in relation to the necessary exercise of its administrative powers and to exercise powers of home rule granted by KSA 19-101a; and

WHEREAS, pursuant KSA 19-101a, the Board may perform all powers of local legislation and administration it deems appropriate; and

WHEREAS, the Register of Deeds is required to collect certain fees in connection with the filing and recording of documents pursuant to KSA 28-115, and to pay those fees over to the County Treasurer for deposit into the general fund, however that statute does not direct the Register of Deeds on the handling of overpayment of fees; and

WHEREAS, the cost of processing refunds can exceed the amount of the overpayment;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS, THAT:

SECTION 1: PROCEDURE FOR HANDLING OVERPAYMENT OF FEES:

A Any overpayment of fees collected by the Register of Deeds pursuant to KSA 28-115, and amendments thereto, which exceed \$5.01 shall be refunded to the person paying the fee. The Register of Deeds, upon determination of an overpayment in excess of \$5.01 shall prepare a check request and submit the same to the County Treasurer for payment.

B No refund shall be required if the overpayment is determined to be equal to or less than \$5.00, unless the person paying the fee requests that the refund be provided. Any request for refund must be submitted in writing to the Register of Deeds no later than thirty days following the date the document was submitted for filing or recording.

SECTION 2: EFFECTIVE DATE

This resolution shall take effect January 1, 2003

Dated this 10th day of December, 2002

Board of County Commissioners of Allen County, Kansas

Commissioner Thompson seconded, motion passed 3-0-0

Robbie Atkins, Allen County Sheriff, discussed wages for new employees. Discussion followed.

Commissioners discussed the gray sheriff truck being used. Sheriff Atkins stated he didn't have budget for the installation of lights and radios.

Commissioners discussed receiving grant monies for a deputy. Sheriff Atkins stated the grant ran out in 2001.

Commissioners set the terms of the PBC board. Jean Barber and Ron Moore will serve the four years and Loren Korte will serve the three-year, after that the appointments will be made annually to reappoint or appoint.

Commissioners approved the following documents:

- a) Clerk's Vouchers totaling \$141,709.71
- b) Clerk's Journal Entries #82 & 9-10
- c) Abatements – Value 14,553, \$2128.56, Tax Year 2002

With no further business to come before the board, the meeting was adjourned until December 17, 2002, at 8:30 a.m. in the commission room of the courthouse.

Walt Regehr, Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Michelle M. Smith, Deputy County Clerk.

Commissioners corrected and approved the minutes of the December 10, 2002 meeting.

Bill King, Public Works Director, discussed the pay issue for Public Works employees taking accrued vacation and sick time during pay periods when they are called out for emergency response. Commissioners agreed to allow overtime instead of straight time on hours worked or taken with accrued leave over 40 hours in rare cases of an unexpected emergency call out, with approval of Commissioners only.

Bill reported on plans for the Airport taxiway extension.

Commissioner Regehr called the budget amendment hearing to order. No one was present concerning the amended budget. Commissioners signed the amendment.

Kevin Cowan, Gilmore and Bell, read the proposed resolutions. Discussion followed on lease payments and accounting procedures.

Others present included, Alan Weber, Allen County Counselor, Rodney Burns, Hutinett, Schlotterbeck & Burns Auditor, Tom Strickler, Ken Gilpin, Jim Gilpin, and Phil Richter.

Jean Barber, Loren Korte, and Ron Moore, Allen County PBC, were present to discuss the proposed resolutions. Jean moved to adopt, Loren Korte seconded, motion carried unanimously 3-0-0.

The governing body of Allen County, Kansas (the "County"), met in regular session at the usual meeting place in the County at 9:30 a.m. The Chairman presided and the following members of the governing body were present: Kent Thompson, Dick Works, and Walt Regehr, Jr.

Absent: None

The Chairman declared that a quorum was present and called the meeting to order.

Thereupon, there was presented a Resolution entitled:

A RESOLUTION AUTHORIZING ALLEN COUNTY, KANSAS TO ENTER INTO A BASE LEASE WITH ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION, WHEREBY THE COUNTY WILL LEASE CERTAIN PROPERTY TO THE PUBLIC BUILDING COMMISSION; AND ENTER INTO A LEASE WHEREBY THE COUNTY WILL LEASE FROM THE PUBLIC BUILDING COMMISSION SAID PROPERTY, INCLUDING THE COURTHOUSE/DETENTION FACILITY PROJECT LOCATED THEREON; APPROVING THE FORM OF SAID BASE LEASE AND LEASE; AND AUTHORIZING THE EXECUTION THEREOF AND CERTAIN RELATED DOCUMENTS.

The Resolution was considered and discussed; and on motion of Commissioner Works, seconded by Commissioner Thompson, the Resolution as a whole was adopted by the following roll call vote:

Aye: Commissioner Works, Commissioner Thompson and Commissioner Regehr.

Nay: none.

Thereupon, a majority of the members of the governing body having voted in favor of the adoption of the Resolution, it was given No. 200218 (the "Resolution") and was signed by Chairman Regehr and attested by Michelle M. Smith, Deputy County Clerk.

The Resolution # 200218 is as follows:

A RESOLUTION AUTHORIZING ALLEN COUNTY, KANSAS TO ENTER INTO A BASE LEASE WITH ALLEN COUNTY, KANSAS

PUBLIC BUILDING COMMISSION, WHEREBY THE COUNTY WILL LEASE CERTAIN PROPERTY TO THE PUBLIC BUILDING COMMISSION; AND ENTER INTO A LEASE WHEREBY THE COUNTY WILL LEASE FROM THE PUBLIC BUILDING COMMISSION SAID PROPERTY, INCLUDING THE COURTHOUSE/DETENTION FACILITY PROJECT LOCATED THEREON; APPROVING THE FORM OF SAID BASE LEASE AND LEASE; AND AUTHORIZING THE EXECUTION THEREOF AND CERTAIN RELATED DOCUMENTS.

WHEREAS, the governing body of Allen County, Kansas (the "County") has heretofore declared it advisable to construct, furnish and equip a detention facility as an addition to the Allen County Courthouse in Iola, Kansas (the "Project"); and

WHEREAS, under the authority of K.S.A. 12-1757 *et seq.* (the "Act"), the Board has heretofore created Allen County, Kansas Public Building Commission, a municipal corporation of the State of Kansas (the "PBC"); and

WHEREAS, the PBC has the power and authority under the Act to issue revenue bonds to provide funds for the purpose of paying all or a portion of the costs of the Project; and

WHEREAS, pursuant to Resolution No. 200204, the Board has deemed it advisable to request that the PBC provide for the financing of the Project in an amount of not to exceed \$2,900,000 through the issuance of revenue bonds; and

WHEREAS, pursuant to Resolution No. 200202, the PBC has deemed it advisable to provide for the financing of the Project by the issuance of revenue bonds in an amount of not to exceed \$2,900,000, and notice of such intent was properly published, with no sufficient protest filed against said bond issuance within the time prescribed by the Act; and

WHEREAS, the estimated costs to acquire, construct, furnish and equip the Project are now determined to be \$2,900,000; and

WHEREAS, for purposes of financing a portion of the costs of construction and equipping of the Project, the County hereby determines that it is in the best interest of the County that the County and the PBC enter into a Base Lease (the "Base Lease") whereby the County leases certain real property (the "Land") to the PBC, and a Lease (the "Lease"), to provide for the construction of the Project and the leasing of the Land and the Project by the PBC to the County; and

WHEREAS, the Lease shall provide sufficient funds to finance an issue of PBC revenue bonds in an amount of not to exceed \$2,900,000 which shall have a maturity term of approximately twenty years (the "Bonds"); and

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

SECTION 1. The County hereby finds and determines, pursuant to the Act that (i) constructing, furnishing and equipping the Project; (ii) leasing the Land to the PBC pursuant to the provisions of a Base Lease; (iii) leasing the Project and the Land from the PBC under the terms and provisions set forth in the Lease; and (iv) the issuance of the Bonds by the PBC, with terms as set forth in the Bond Purchase Agreement, to finance a portion of the costs of the Project, are necessary, convenient and in furtherance of the governmental purposes of the County.

SECTION 2. The Base Lease, Lease and Bond Purchase Agreement in substantially the form presented to this meeting of the governing body, are in all material respects approved, authorized and confirmed. The Chairman and the County Clerk are hereby authorized and directed to affix their signatures and the seal of the County to the Base Lease, Lease and Bond Purchase Agreement, for and on behalf of the County, with such changes therein as the County Counselor may deem necessary or appropriate.

SECTION 3. The Chairman and County Clerk are hereby authorized to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the intent of this Resolution.

SECTION 4. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the County or the officials of the County, directed toward the acquisition, construction and equipping of the Project, the leasing of the Land to the PBC or the leasing of the Project and the Land from the PBC, are hereby ratified, approved and confirmed.

SECTION 5. This resolution shall be effective from and its adoption by the governing body of the County.

ADOPTED by the Governing Body of Allen County, Kansas, on December 17, 2002.

Commissioner Works moved to adopt the resolution and authorize the Chairman to sign the lease, Commissioner Thompson seconded, motion carried unanimously 3-0-0.

Commissioners approved Cheryl Welch to carryover 61.25 hours of vacation to be used within six months.

Commissioners signed a contract with Sam David Murrow to attend Emergency Mobile Intensive Care Technician Training. This training is at Coffeyville Community College. The City of Humboldt and Donald Leapheart, Allen County Emergency Medical Services Director, still need to sign off on the contract.

Commissioners will not be meeting on December 24, 2002, as it is a scheduled holiday.

Commissioners approved the following documents:

- a) Clerk's vouchers totaling \$164,532.86
- b) Clerk's Journal Entries # 27
- c) Abatements – Value 9,437, \$1,258.68

With no further business to come before the board, the meeting was adjourned until December 31, 2002 at 8:30 a.m. in the Commission room of the courthouse to conduct end of year business.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Michelle M. Smith, Deputy County Clerk

Kent Thompson, Commissioner

IOLA, KANSAS OFFICE OF THE ALLEN COUNTY CLERK December 31, 2002

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Walt Regehr, Jr., Commissioner Dick Works, Commissioner Kent Thompson, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the December 17, 2002 meeting.

Hal Pannell, Allen County Citizen, discussed the railroad right of way (Prairie Spirit Trail) bypass planned for City of Iola. He requested the County Commission pave the trail from the City of Iola limits north to the Allen/Anderson County line. Discussion followed on the pros and cons for landowners between here and there. Commissioners were not favorable for the trail, due to cost, use and landowners. They stated if the state wants it to be a trail they should pay 100% of the cost.

Michael Hofer, Scott Halsey, Frank Halsey, Patrick Wood, Mid-Continental Restoration Company representatives, discussed their business in regards to servicing the county on the jail project. Mr. Frank Halsey explained the history of Mid-Continental Restoration and some of their projects. Discussion followed. Commissioners thanked them for their information. No action was taken at this time.

David Beck, Emergency Management, discussed the Emergency Management accounts. Commissioners discussed the statutory requirements of an Emergency Management Coordinator.

Bill King, Public Works Director, discussed landfill closing because of the gates closing at 5:00 p.m. He proposed closing at 4:30 p.m. instead of 5 p.m. Discussion followed on employees, service and KDHE regulations. Commissioners approved this on a trial bases starting immediately.

Bill discussed needing two tractors in the New Year. He discussed an auction with tractors coming up in Humboldt. He requested approval to purchase at a reasonable price. Discussion followed on need and feasibility for tractors. Commissioners requested Bill to do some research and then will consider the request.

Bill discussed a meeting with Mike Armer, KDOT representative, concerning the airport expansion to be held later this afternoon. Discussion followed.

Bill discussed an upcoming Allen County Airport Advisory Board meeting. There are two appointments to be reappointed or appointed. No action was taken this at this time.

Bill discussed the tiles at the Moran Senior/Community Center. Bill will have it checked on again to see if the work has been done.

Robbie Atkins, Allen County Sheriff, request Phil McVey, Jailor, to carryover 112 vacation hours. Commissioners approved the carryover to be used within six months.

Commissioners discussed the Sheriff Department's cell phone use. The average minute used per month on eleven cell phones was 3,714. Sheriff Atkins stated the new cell phone plan would be \$800.00 per month. Discussion followed.

Commissioners discussed the Sheriff Department needs to provide inventory for years 2001 and 2002 to the Commissioners.

Sheriff Atkins stated after the first of the month Roy Smith will be sworn in as Undersheriff.

Commissioners discussed the Emergency Management position standing with the Sheriff.

Commissioners reviewed bid requests submitted by Dan Onnen, City of Humboldt Police Chief, for five radios. Bid were received to by Hall's Communications for TK-280/380 Kenwood for \$3,530.00; Chanute Communications for CT-450 Motorola for \$3,650.00; and TFCOMM for CT-450 Motorola for \$3,348.15. James Light, LaHarpe Police Department, requested two of the radios. Commissioner Works moved to approve the purchase of seven radios from Hall's Communications for TK-280/380 Kenwood for \$3,530.00 due to availability and service. Commissioner Thompson seconded, motion passed 3-0-0.

Mr. Pannell discussed the Prairie Spirit Trail. He stated persons that say the trail was used extensively. Discussion followed.

Commissioner Regehr moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner Thompson seconded, motion passed 3-0-0. The time is now 11:25 a.m. Those in the room will be Commissioners Works, Thompson and Regehr, Sheriff Atkins and Alan Weber, County Counselor. Commissioners reconvened at 11:35 a.m. No action was taken.

Commissioners discussed job positioning with David Beck on Emergency Management. David explained all of what his job entails. Discussion followed.

Commissioner Thompson moved to enter into an agreement with Immel, Immel & Works, P.A. for Adult Misdemeanor. Commissioner Regehr seconded, motion passed 2-0-1 Commissioner Works abstained.

Commissioner Thompson moved to enter into an agreement with Charles H. Apt III for Guardian Ad Litem Contract. Commissioner Works seconded, motion passed 3-0-0.

Bill discussed carryover for Public Works.

RESOLUTION NUMBER 200219

ALLEN COUNTY SPECIAL EQUIPMENT RESERVE FUND

BE IT RESOLVED, by the board of County Commissioners of Allen County, Kansas:
WHEREAS, in accordance with K.S.A. 19-119 and Allen County resolution number 200219 the Board of Allen County Commissioners order a transfer in the amount of \$30,800.00 from the Appraiser's Fund to the Special Equipment Reserve Fund.

**RESOLUTION NUMBER 200220
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 \$200,000.00 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.

**RESOLUTION NUMBER 200221
ALLEN COUNTY GENERAL FUND**

BE IT RESOLVED, by the board of County Commissioners of Allen County, Kansas:

WHEREAS, in accordance with K.S.A. 19-119 and Allen County resolution number 200221 the Board of Allen County Commissioners order a transfer in the amount of \$130,000.00 from the Public Works Fund account to the General Fund.

Commissioner Thompson moved to approve Resolution #200219, 200220, & 200221.
Commissioner Works seconded, motion passed 3-0-0

Sharon Utley, Allen County Treasurer, presented information faxed to the auditor for year-end closure.

- a) Clerk's Journal Entries # 84-85
- b) Clerk's vouchers totaling \$77337.84
- c) Abatements Value 90,433, \$12826.18, Year 2002
Abatements Value 140, \$19.30, Year 2001
Abatements Value 175, \$23.48, Year 2000

With no further business to come before the board, the meeting was adjourned until January 7, 2003 at 8:30 a.m. in the Commission room of the courthouse.

Walt Regehr, Jr., Chairperson

Dick Works, Commissioner

Sherrie L. Riebel, County Clerk

Kent Thompson, Commissioner