

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Gary G. McIntosh, Commissioner Dick Works, Commissioner Robert A. Francis and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the December 31, 2010 meeting.

Ron Holman, Allen County House & Grounds Director, discussed the condition of the attic of the SEK Health Department. Commissioners approved for Ron to find a person who could restore plaster and lath, and do electric work on replacing a light fixture.

Bill King, Public Works Director, discussed recycling trailers. The Rotary has requested to move the recycling trailers to the county owned lots at 502 N. State. Discussion followed. Commissioners approved the move in March 2011.

Bill discussed with the commission trash at the landfill. He purchases topcoat from Wellsville who makes the topcoat from recycled paper. Discussion followed on how that works.

Bill reported on the condition of some department equipment. He reported the big cutters will be out in certain sections of Allen County.

Bill discussed the county being in compliance on road signs by 2016. He stated he will eventually need a resolution for a signage plan. He explained some of plans.

Bill discussed the airport advisory board.

Commissioners discussed the rising costs of fuel being a problem for Allen County in 2011. A discussion followed on mowing and ditch work.

Sandra Drake, Allen County Appraiser, discussed renewing the maintenance agreement on the appraiser's copier. Discussion followed on pros and cons. The agreement will not be renewed.

Thomas R. Williams, Allen County Sheriff, Jason Nelson, Allen County EMS Director, and Alan Weber, Allen County Counselor, joined the meeting.

Angie Murphy, Allen County 911 Director, discussed a Quality Assurance (QA) Program. The coordinator will be Jody Mader, a current employee. Jody is also a certified Emergency Medical Technician (EMT). Angie explained the proper protocol for this responsibility. Discussion followed.

Angie discussed a request from the City of Iola for using the tower for equipment for the Iola Police Department. There should not be any issues of interference for the equipment. Chairman McIntosh stated he felt the City of Iola should work with the county to install an entrance to the Rails Trail and the county would work with the city to allow an installment of equipment on the tower by a professional. A discussion followed on should the two items be meshed. A safety issue is at hand; safety should be addressed in both places. Chairman McIntosh will address the city about these issues. Alan will work up a tower contract with the City of Iola. Angie stated this equipment does not use any electricity and the City of Iola's equipment would not use any either.

Angie discussed unauthorized persons on the roofs of county owned buildings. Commissioners advised her to call the police.

Thomas R. Williams, Allen County Sheriff and Pam Beasley, Emergency Manager, presented the CodeRed Contract. Pam explained the cost is \$7,781.00 for CodeRed, Weather Warning for \$3,562.50 for a total of \$11,343.50 for five years. The contract with CodeRed can only be terminated if the service is terminated for any kind of service, it cannot be terminated to just change carriers. Discussion followed on whether CodeRed is worth the expense to the citizens.

Alan Weber, Allen County Counselor, discussed the county hospital sales tax. He explained it does not take effect until April 1, 2011 and the state will be sending out information late January or early February.

Alan discussed the RFP's for insurance brokers. Bids were received from Group Benefits Specialist, BeneSource Solutions Inc, and Willis. Commissioners will review and meet with each broker on January 11, 2011.

Alan discussed some of the Hospital Trustees items and time lines.

Commissioner Francis moved to go into executive session for 10 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman McIntosh, Commissioner Works, Commissioner Francis, Alan Weber, Allen County Counselor, Jean Barber and Sherrie L. Riebel, Allen County Clerk. The time is now 10:50 a.m. Commissioners reconvened at 11:00 a.m. No action was taken.

Commissioner Francis moved to reappoint Jean Barber to serve on the Public Building Commission for a three year term. Commissioner Works seconded, motion passed 3-0-0.

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

Commissioners reviewed Iola Township, LaHarpe Rural Fire's (Fire District #2) annual report.

Commissioners reviewed the Appraiser's office inventory as of December 31, 2010.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$364,813.12
- b) Payroll Changes
- c) Journal Entries # 129
- d) Abatements PP Value 1245 \$204.80 Year 2010  
TR Value 145 \$ 17.80 Year 2010

With no further business to come before the board, the meeting was adjourned until January 11, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**January 11, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Gary G. McIntosh, Commissioner Dick Works, Commissioner Robert A. Francis and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, and Cliff Ralstin, Humboldt Union representative, were present to observe the meeting.

Commissioners corrected and approved the minutes of the January 4, 2011 meeting.

Sharon K. Uteley, Allen County Treasurer, explained the Allen County Landfill Trust Fund for 2010.

Sherrie L. Riebel, Allen County Clerk, swore Dick Works in office as Allen County Commissioner District #1.

Commissioner Works moved to appoint Commissioner Francis as chairman for 2010. Chairman McIntosh seconded, motion passed 3-0-0.

Commissioners approved the use of the Allen County Courtyard on July 22 & 23, 2011 for Relay for Life. Ron Holman will get with them with details of courtyard use.

Commissioners discussed a request from Eric Ferrell, Alliance for Technology Commercialization (ATC) President, for \$1,800.00. ATC business was developed to help develop, transfer and commercialize new technologies. Commissioners declined to give monies to ATC.

Bill King, Public Works Director, requested an executive session. Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:00 a.m. Commissioners reconvened at 9:05 a.m. No action was taken.

Bill discussed snow removal within the county. Allen County received about 6 inches of snow.

Cliff Ralstin, Humboldt Union, discussed the Humboldt Union to be declared as the Official Newspaper of Record for Allen County in alternating years beginning in 2011. He explained services and fees. Their official publication date is Thursday of each week, published 52 weeks per year. All legal publications received by 5 p.m. are published in the same week. He explained their credentials. Discussion followed. Commissioners will take under consideration.

Ron Holman, Allen County House and Grounds Director, discussed the grant for benches and the new stripping on the staircases. Commissioners previewed both.

Thomas R. Williams, Allen County Sheriff and Pam Beasley, Emergency Manager, discussed CERT (Community Emergency Response Team) graduation. There will be six persons graduating on January 23, 2011 at 2:00 p.m. in the Allen County Courthouse Assembly room. Pam explained how she is getting the team involved in the community. Discussion followed.

Pam discussed CodeRed's contract for 2011. The cost is \$7,781.00 for CodeRed, Weather Warning for \$3,562.50 for a total of \$11,343.50 for each of the five years. CodeRed is used for lost persons, stolen vehicles and a number of advisory calls; the weather is for inclement weather. A discussion followed on user fees and other options. Sheriff Williams discussed reasons for including the Weather Warning in the CodeRed. CodeRed is an opt out list, Weather Warning is an opt in. Discussion on where the money is to come from and possibly splitting the cost between funds. Commissioner McIntosh moved to authorize Chairman Francis to sign the contract with CodeRed to be paid out of Sheriff, Emergency Management and 911 funds (fund 330, not 172 or 173) with approval of department heads. Commissioner Works seconded, motion passed 3-0-0.

Angie Murphy, Allen County 911 Communications Director, explained the CodeRed could not be taken out of the landline (172 fund) phone lines or cell phone (173 fund) due to regulations from state.

Commissioners discussed combining trash service for both 412 N. State and 410 N. State. Angie and Pam stated they would see what could be done to accomplish this. They will visit with Jason Nelson, Allen County EMS.

Alan Weber, Allen County Counselor, joined the meeting.

Joseph Hurla, 360 Energy Solutions Business Development Manager, reviewed the bids and work; Emergency Response Modified Roof for a cost of \$99,996, cost % of 40.1%, Energy savings of \$100, Maintenance savings of \$2,000 for a total savings of \$2,200 with a 47.6 payback; Emergency Response gutters and downspouts for a cost of \$8,987, cost % of 3.6%; Courthouse cooling tower replacement for a cost of \$67,257, cost % of 27%, Energy savings of \$1,146, Maintenance savings of \$709 for a total savings of \$1,856 with a 36.2 payback; Courthouse piping upgrades for a cost of \$23,127, cost % of 9.3; Courthouse Energy Management upgrades for a cost of \$45,744, cost % of 18.3%, Energy savings of \$8,809, for a total savings of \$8,809 with a 5.2 payback; and EMS building unit heater replacement for \$4,314, cost % 1.7%; energy savings of \$50, for a total savings of \$50 with a 86.3 payback. The total cost of all project components cost being \$249,426 with an energy savings of \$10,105, maintenance savings of \$2,709 for a annual total savings for \$12,814 with a 19.5 payback. Joe explained in detail each of the line items and who received bids for each item and that these costs include 360 Energy Solutions Business Development fees. Discussion followed. The direct project costs \$181,446, overhead and project costs of \$33,458, professional services cost of \$32,523. The total cost of the project is \$249,426 with the Public Project Grant paying \$149,655 with Allen County's investment in the project being \$99,770. Joe reviewed the timeline of the project. They project approval of the project to be January 11, 2011, Improvements begin February 1, 2011, and Improvements completed June 1, 2011 with complete performance verification December 1, 2012. Commissioner Works moved to approve Chairman Francis sign the contract with 360 Energy Solutions Business Development. Commissioner McIntosh seconded, motion passed 3-0-0.

Ronald E. Lentz, Willis of Greater Kansas, Inc. Senior Associate and Kevin Leak, Willis of Greater Kansas, Inc. Client Manager Human Capital Practice, reviewed their proposals for health and welfare brokerage and consulting service. Ronald explained TPA's services and fees. He stated when a company is partially self funded they can set up any way they want. Ronald covered Willis' credentials.

Rhonda Fernandez and Alice Oldham, BeneSource Solutions, Inc., discussed their proposal to Allen County for services in 2011. Commissioners asked questions concerning current coverage, stop loss, wellness and reinsurance.

Rhonda reviewed the utilization report for claims incurred April 1, 2010 to December 31, 2010. Discussion followed.

Rhonda presented a contract with American Life Insurance Company of Texas for excess loss reinsurance benefits. Discussion followed. Commissioner Works moved to authorize Chairman Francis signature on the reinsurance. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 1:45 p.m. Commissioners reconvened at 1:50 p.m. No action was taken.

Commissioners reviewed the annual reports of Salem Township, Fire District #2 Allen County Volunteer and Fire District #2 City of Iola.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$341,637 for January 11, 2010 special payout & \$47,296.89 for Jan 20
- b) Payroll Changes
- c) Abatements:

RE Value	8165	\$	1,308.36	Year 2010
PP Value	26791	\$	4,710.46	Year 2010
Oil Value	212	\$	22.34	Year 2000
	219	\$	25.86	Year 2002
	263	\$	32.60	Year 2003
	268	\$	40.96	Year 2009
Gas Value	4037	\$	603.08	Year 2010

With no further business to come before the board, the meeting was adjourned until January 25, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**January 18, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Gary G. McIntosh, Commissioner Robert A. Francis and Sherrie L. Riebel, County Clerk. Commissioner Dick Works was absent due to a conflicting meeting.

Bob Johnson, Iola Register Representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the January 11, 2011 regular

Jennifer Elliot, Group Benefit Specialist Account Executive, and Angela Taylor, Account Specialist, explained the history of Group Benefit Specialist. Eleven to twelve employees are employed. They explained that they work for the county, not the insurance carrier. They gave references. Their business it to keep customers informed and compliant. Angela spoke about the software they use, as well as some other software that keeps customers up to date on insurance requirements. Jennifer presented commissioners with a sample booklet from other counties some self funded, some fully funded. They explained several other items of service. Alicia Bond is the person who works with the wellness part of the consolidation.

Gary discussed run out benefits. He asked how they work the run out insurance. Angela explained they start 12/15 and after a time they can get 12/18. Discussion followed.

Gary suggested each of the three get TPA bids. Angela suggested allowing them to do a marketing perspective, but narrowing it down by choosing a broker. Discussion followed.

Commissioner McIntosh moved to go into executive session for 5 minutes to discuss non-elected personnel. Chairman Francis seconded, motion passed 2-0-0. Those in the room will be Chairman Francis, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:30 a.m. Commissioners reconvened at 9:35 a.m. No action was taken.

Jason Nelson, Allen County EMS Director, discussed the repeater for the EMS channel. It is out of date, in a poor location and needs to be replaced for the narrow banding. He is looking at bids and locations for a new one. If the location was more centrally located within the county, he would have the current dead spots covered. Discussion followed.

Commissioner McIntosh moved to approve Chairman Francis sign the grant application for Services to the Elderly van and operating expenses for the State of Kansas. Chairman Francis seconded, motion passed 2-0-0.

Alan discussed the request by Iola Register and Humboldt Union to be the official county newspaper. He requested the commission request an RFP from each. Discussion followed.

Commissioner McIntosh moved to approve Chairman Francis sign the investment policy for Allen County KS Solid Waste Financial Assurance Trust account with Community National Bank & Trust for \$600. Chairman Francis seconded, motion passed 2-0-0.

Commissioners reviewed the annual reports of Geneva Township and LaHarpe Elm Cemetery.

Commissioners reviewed Allen County Counselor office inventory as of December 31, 2010.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Journal Entries #1
- c) Abatements: PP Value 294 \$ 41.82 Year 2010  
TK Value 2338 \$ 287.14 Year 2010

With no further business to come before the board, the meeting was adjourned until January 25, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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absent  
Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**January 25, 2011**

The Allen County Board of Commissioners met in regular session at 8:00 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh, and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, and Cliff Ralstin, Humboldt Union, were present to observe the meeting.

Commissioners corrected and approved the minutes of the January 18, 2011 meeting.

Commissioners reviewed a request from Humboldt Speedway for an annual cereal malt beverage license. Commissioners approved the request.

Bill King, Public Works Director, stated all is going well in Public Works Department. He mentioned there are new regulations coming from the state in regards to the landfill. Discussion followed.

Bill discussed the signage for Allen County and the requirement for a plan by 2015.

Sharon K. Utley, Allen County Treasurer, Cara Barkdoll, Register of Deeds, Sherrie L. Riebel, Allen County Clerk, Sandra Drake, Allen County Appraiser, Ron Holman, Allen County House and Grounds, Bill King, Public Works Director, Jason Nelson, Allen County EMS Director, and Angie Murphy, 911 Communications Director, discussed the upcoming Employee In-service to be held on February 21, 2011. Sherrie requested healthcare costs. Angie explained bids for breakfast and lunch. She requested Commissioners approve to have Keg's Pit BBQ as the caterer. Commissioners approved. Sharon discussed the soda money from the machines totaling \$99.27 and requested that it be rounded to \$125.00 from courthouse general. Commissioners approved.

Debbie Bearden, Farm Bureau representative, requested on behalf of the Allen County Farmers Market to use the Southwest corner of the Allen County square every Thursday evening from April 14 to October 13 from 5:05 p.m. to 7:40 p.m. for the purpose of accommodating the Allen County Farmers' Market. The market is where the vendors who sell from their vehicle will be set up in the street and those who are willing to carry their merchandise onto the grass to sell from a table or display will be set up on the courthouse yard. They will not allow any vehicles on the grass. Commissioner Works moved to approve the request. Commissioner McIntosh seconded, motion passed 3-0-0.

Jason reported the 2008 ambulance is in the shop.

Jason and Angie discussed the Critical Access Stress Management Response Team training they attended last week. Discussion followed on details of the teams duties; perimeters will be set.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:41 a.m. Commissioners reconvened at 9:46 a.m. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:46 a.m. Commissioners reconvened at 9:51 a.m. No action was taken.

Alan discussed the City of Lola's request to put an antenna on the 911 tower. Commissioners approved for Alan to send a letter of contract to the City of Lola.

Susan Lynn, Lola Register, requested Lola Register be the official newspaper for Allen County. 2400 papers are delivered every day throughout the county and surrounding area. Discussion followed on comparisons of papers; type set and circulation. Alan explained it is his opinion that the county should only have one. Commissioners will take both sides under consideration.

Sandra discussed having sales information online for a cost to licensed appraisers. She will check with the tax software provider. Discussion followed.

Commissioner McIntosh moved to approve Lola Register as the official county newspaper for 2011. Chairman Francis seconded, motion passed 3-0-0.

Commissioner Works moved to authorize Chairman Francis sign a contract with Advantage Computer for annual services retainer of \$1,200.00 at the same cost as 2010 which is \$70.00 per hour. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner Works moved to authorize Chairman Francis sign an agreement for services between Tri-Valley Developmental Services for the approved budget for 2011. Commissioner McIntosh seconded, motion passed 3-0-0.

Joe Hess, Lola Senior Center Inc., thanked the commission for the upkeep on the building and new lighting. Joe explained they had taken in \$21,000 in 2010. He reported on the organizations that they donate to and the financial support. Discussion followed. They currently have 16 volunteers.

Joe is working on creating a program with a board and by-laws to work with persons with addictions. Joe requested to have persons with drug or alcohol problems placed on a job within the county. He wondered about the county's liability issues, if a person was held accountable with a job.

Alan updated the commission on the hospital; it is still moving forward at this time. Discussion followed.

Commissioners discussed the health care benefit broker and TPA's. Discussion followed. Commissioner McIntosh moved to go with Group Benefit Specialist as Allen County's broker. Discussion followed. Motion died for lack of a second.

Commissioners reviewed the annual reports of Marmaton and Osage Townships.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$206,326.29 for Jan. 20 payout; \$44,900.88 for Feb. 4
- b) Payroll Changes
- c) Abatements -Oil Year 2007; Value 19,622; \$1589.96  
Year 2008; Value 51,900; \$4350.46  
Year 2009; Value 81,405; \$9478.36  
Year 2010; Value 69,079; \$9754.50

With no further business to come before the board, the meeting was adjourned until February 1, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**February 3, 2011**

The Allen County Board of Commissioners met in a rescheduled session at 8:30 a.m. with Chairperson Robert Francis, Commissioner Dick Works, Commissioner Gary McIntosh and Sherrie L. Riebel, Allen County Clerk. The regularly scheduled meeting was postponed due to the inclement weather on Tuesday, February 1, 2011.

Commissioners corrected and approved the minutes of the January 25, 2011 meeting.

Chairman Francis and Commissioner McIntosh had signed Resolution 201102 and Proclamation of a State of Local Disaster Emergency for Allen County, Kansas on February 1, 2011.

**RESOLUTION 201102 AND PROCLAMATION**

**PROCLAMATION of a State of Local Disaster Emergency for Allen County, Kansas:**

WHEREAS on the 1st day of February 2011, the Board of Commissioners of Allen County, Kansas finds that certain conditions have caused, or eminently threaten to cause wide-spread or severe damage, injury or loss of life or property in disaster proportion in Allen County, Kansas;

WHEREAS, such conditions have created obstructions which endanger health, safety and welfare of persons and property within the border of Allen County, Kansas.

Now, therefore, be it resolved by the Board of Commissioners of Allen County, Kansas:

That the Board of County Commissioners of Allen County, Kansas, under and by virtue of the authority vested in it by K.S.A. 1976 Supp. 48-932, does hereby PROCLAIM that a State of Local Disaster Emergency exists.

IT IS FURTHER RESOLVED AND PROCLAIMED that the area within the border of Allen County, Kansas covered by this proclamation / resolution is the entire area of Allen County, Kansas.

BE IT FURTHER RESOLVED that said Board has all rights and/or powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Preparedness Act of 1975.

IT IS FURTHER RESOLVED AND PROCLAIMED that this resolution shall remain in effect for a period of seven (7) days unless terminated earlier or renewed by consent of the governing body.

ADOPTED BY THE BOARD OF ALLEN COUNTY COMMISSIONERS THIS 1st DAY OF February 2011.

Thomas R. Williams, Allen County Sheriff, and Pam Beasley, Emergency Management, gave a briefing on the blizzard Tuesday, February 1 that shut everything down both Tuesday and Wednesday. Pam presented a situation report she has to present to state. Pam reported on a house fire located on 400 Street. She reported John Smith, Peggy Stewart and Kirby Stokes helped man the CERT vehicle. She stated these three helped her be able to continue updates to state. Discussion followed.

Sheriff Williams reported they put the EOC on standby if the weather got worse but Allen County did not need to activate at this time. He reported Pam started checking before the storm hit to see if hotels would be able to house if electricity went out in Allen County.

The governor has declared 27 counties in Kansas as disaster areas. Allen County is one of them so reports will be filed for disaster help. Pam stated the City of Iola worked with Allen County very well on preparing for stranded individuals. Discussion followed on other items.

Pam discussed the back area of the 911 Critical Communications building. She requested to make the back area a conference area for meetings when CERT needs to meet. Discussion followed.

Pam reminded the commission of the Storm Training meeting is to be held on February 15, 2011 at the Bowlus.

Commissioner McIntosh discussed a business that was looking at the 502 N. State building.

Pam reported she has sent in another CERT grant for \$2,000. She would like to hold another CERT class.

Bob Johnson, Iola Register, joined the meeting.

Bill King, Public Works Director, discussed the road conditions after the 12-14 inches of blowing snow. Bill discussed some reported incidents that happened due to the weather.

Commissioner McIntosh moved to go into executive session for 10 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, Angie Murphy, Allen County 911 Communications Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:30 a.m. Commissioners reconvened at 9:40 a.m. No action was taken.

Commissioners discussed the back area at the 911 Critical Communications building with Angie Murphy, Allen County 911 Communications Director. Discussion followed on the security of the building.

Commissioners discussed compensation for workers whose job was to work roads, deputies, and emergency personnel and the ones that were instructed to stay home during this blizzard.

Alan Weber, Allen County Counselor, presented the commission with a letter from Gilmore and Bell, bond counsel, concerning the hospital project. Discussion followed. Alan stated the Allen County Commission and Public Building Commission will both need to sign off on the bond when it is ready.

Alan updated the commission on the Hospital Trustees meeting. Discussion followed.

Commissioner Works moved to approve the contract with Schlotterbeck and Burns for 2010 audit for \$14,200 and budget preparation for \$1,200. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan discussed the Energy Audit Grant. The work will be complete by the middle of summer.

Commissioners discussed insurance brokers for 2011. Discussion followed on Third Party Administrator (TPA) services. Commissioner Works moved to continue services with Professional Insurance Consultants. Chairman Francis seconded, motion passed 2-1-0. Commissioner McIntosh voted "no".

Commissioners reviewed the annual reports for West Cottage Grove Cemetery, Deer Creek, Humboldt & Elsmore Townships.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Journal Entries #2 & 3
- c) Clerk's vouchers \$114,502.76
- d) Abatements:

PP Value	0	\$684.48	Year 2009
PP Value	0	\$33.80	Year 2010
RE Value	33,870	\$4861.20	Year 2010
Oil Value	14,434	\$1332.12	Year 2009

With no further business to come before the board, the meeting was adjourned until February 8, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**February 8, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Gary G. McIntosh, Commissioner Dick Works, Commissioner Robert A. Francis and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the February 3, 2011 meeting.

Anita Catron, Iola Senior Congregate Meals Site Manager, and Glenda Creason, Iola Senior Center President, discussed Anita's position at the Senior Center on Jefferson Street. Anita presented a facts sheet for projects and activities at the Senior Center and time put in. She is asking for compensation for 20 to 25 hours a month for extra duties at and for the Senior Center. Anita reported on the duties she is responsible for as Site Manager. She also presented a list of what the Senior Center buys for the congregated meals. Discussion followed. Anita stated they have built it up to 65 persons for activities. Commissioners stated they appreciate all her work and will take her request under consideration.

Ron Holman, Allen County House and Grounds Director, discussed the bids he requested for work at the SEK Multi County Health Department. He received only one bid; it was from Home Detail for \$951.00. Discussion followed on what all would be fixed with vinyl panels and insulation in the attic area. Commissioner Works moved to approve the bid from Home Detail. Commissioner McIntosh seconded, motion passed 3-0-0.

Ron mentioned the court area would like to have the court benches reupholstered. He received a bid from Heigle's for \$1,749.50 for the nine benches. Discussion followed. Commissioner Works moved to approve the bid from Heigle's. Chairman Francis seconded, motion passed. 2-0-1. Commissioner McIntosh voted no.

Bill King, Public Works Director, requested signatures on the Annual Noxious Weed report for the state. Discussion followed on what the report contains. Commissioners approved the signatures on the report.

Bill discussed local vendor complaining about making signs. Bill stated he didn't know exact costs for the signs at this point. Discussion followed.

Bill reported some of the equipment is having problems with the frigid cold and wind.

Bill reported on the cost of the Blizzard 2011 (February 1, 2011 – February 4, 2011); wages were \$10,991.33, Overtime was \$3,285.10 and diesel fuel (2470.2 gallons) at a cost of \$7,460.00 for a total of \$21,000 for those three days.

Bill reported on upcoming training and meetings. Discussion followed.

Bill discussed bridge replacements. He stated Allen County would not be eligible for replacements until about 2013, depending on state funding.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Commissioners reviewed Resolution #201101.

RESOLUTION NUMBER 201101

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, 2011, 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, 2011;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas, in regular meeting duly assembled this 8th day of February 2011, 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, 2011.

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 Works moved to adopt Resolution 201101. Commissioner McIntosh seconded, motion passed 3-0-0.

**EXCERPT OF MINUTES OF A MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS OF  
ALLEN COUNTY, KANSAS  
HELD ON FEBRUARY 8, 2011**

The Board of County Commissioners (the "Board") of Allen County, Kansas (the "County") met in regular session at the usual meeting place in the County, at 8:30 A.M., the following members being present and participating, to-wit: Robert A. Francis, Chairman; Gary G. McIntosh, Commissioner and Dick Works, Commissioner.

Absent: None

The Chairman declared that a quorum was present and called the meeting to order.

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(Other Proceedings)

Thereupon there was presented a Resolution entitled:

**RESOLUTION NO. 201103**

**A RESOLUTION REQUESTING THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION TO ISSUE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$30,000,000 FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS TO ACQUIRE, CONSTRUCT, EQUIP, FURNISH OPERATE AND MAINTAIN A NEW ALLEN COUNTY HOSPITAL FACILITY TO BE LEASED TO ALLEN COUNTY, KANSAS.**

Thereupon Commissioner Works moved that said Resolution be adopted. The motion was seconded by Commissioner McIntosh. 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 Board of County Commissioners, the vote being as follows:

Yea: (3) Robert A. Francis, Gary G. McIntosh and Dick Works

Nay: (0)

Thereupon, the Resolution, having been received at least a majority vote of the members-elect of the Board, the Chairman declared said Resolution duly adopted and the Resolution was then duly numbered **Resolution No. 201103** and was approved and signed by the Commissioners and attested by the Clerk. The Clerk was further directed to forward a copy of said resolution to the Secretary of the Allen County, Kansas, Public Building Commission.

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(Other Proceedings)

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**CERTIFICATE**

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Board of County Commissioners of Allen County, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Sherrie Riebel, Clerk

Full copy of resolution:

RESOLUTION NO. 201103

A RESOLUTION REQUESTING THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION TO ISSUE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$30,000,000 FOR THE PURPOSE OF PAYING ALL OR A PORTION OF THE COSTS TO ACQUIRE, CONSTRUCT, EQUIP, FURNISH OPERATE AND MAINTAIN A NEW ALLEN COUNTY HOSPITAL FACILITY TO BE LEASED TO ALLEN COUNTY, KANSAS.

WHEREAS, the Board of County Commissioners (the "Board") of Allen County, Kansas (the "County") hereby deems it advisable to acquire, construct, equip, furnish, operate and maintain a new Allen County Hospital facility (the "Project"); and

WHEREAS, under the authority of K.S.A. 12-1757 *et seq.*, 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 K.S.A. 12-1757 *et seq.*, as amended by Charter Resolution No. 201014 of the County (collectively, 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 County deems it advisable to request that the PBC provide for the financing of the Project.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS, AS FOLLOWS:

Section 1. Authorization of Project. It is hereby deemed and declared to be necessary to authorize the Project at an estimated cost, including acquisition, construction, equipping, furnishing operating, maintaining and financing costs, of \$30,000,000.

Section 2. Financing of Project. In order to pay all or a portion of the costs of the Project and related reserves and 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 not to exceed \$30,000,000, in accordance with the provisions of the Act and all other laws of the State of Kansas supplemental thereto or amendatory thereof. The County hereby requests that the PBC proceed with the issuance of such revenue bonds without providing an opportunity for protest as authorized in Charter Resolution No. 201014 of the County. The County also hereby declares an intent to enter into a lease or lease-purchase agreement (the "Lease") with the PBC pursuant to the Act to provide for the source of repayment of the debt service on the Bonds and other expenses, subject to final approval of the Lease by the Board. The County further intends to enter into a pledge of revenues agreement with the Board of Trustees of the Allen County Hospital (the "Hospital") in order to receive revenues from the Hospital in amounts necessary to meet a portion of the obligation of the County pursuant to the Lease.

Section 3. Reimbursement. The County hereby declares an official intent to reimburse expenditures for Project costs incurred on or after 60 days prior to this date pursuant to Treasury Regulation §1.150-2.

Section 4. Effective Date. This resolution shall be effective from and after its adoption.

ADOPTED by the Board of County Commissioners of Allen County, Kansas, on February 8, 2011.

CERTIFICATE

I, hereby certify that the above and foregoing is a true and correct copy of Resolution No. 201103 of Allen County, Kansas adopted by the Board of County Commissioners on February 8, 2011, as the same appears of record in my office.

DATED: February 8, 2011.

\_\_\_\_\_  
Sherrie Riebel, Clerk

\_\_\_\_\_  
Commissioner Works moved to approve Resolution 201103. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan discussed an engagement letter for Gilmore and Bell for bond counsel. Commissioner Works moved to Chairman Francis to sign. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan updated the commission on appraisals for the proposed hospital; he has not seen any at his time. Discussion followed on time line and remediation plan.



appoint Shirley Ludlum to serve January 2011 to December 2014. Commissioner McIntosh seconded motion passed 3-0-0.

Bill King, Public Works Director, discussed the upcoming County Commissioners and Road Supervisors meeting in Chanute on April 21, 2011, with Kansas Department of Transportation. Discussion followed.

Bill discussed road conditions after all this deep snow. Allen County was announced as having the deepest snow in Kansas so far this winter with 24" of snow. Discussion followed.

Commissioners discussed nominating persons to serving on the Allen County Hospital Community Advisory Board. Commissioners requested Sherrie to contact these individuals to see if they would serve.

Thomas R. Williams, Allen County Sheriff, discussed bonuses for deputies who serve processing papers over 75. Discussion followed.

Alan Weber, Allen County Counselor, discussed the Personal Insurance Consultants contract. Discussion followed. The contract is for a three year period with an escape clause. Commissioner Works moved to authorize Chairman Francis signature on the contract. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan reported PIC would be going out for bid for Allen County's insurance.

Alan discussed HCA's information will need to be in executive session. Alan had all the Commissioners sign confidentiality papers. Commissioner Works moved to go into executive session for 10 minutes for attorney client discussion. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, and Alan Weber, Allen County Counselor. The time is now 9:41 a.m. Commissioners reconvened at 9:51 a.m. No action was taken.

Alan discussed Senate Bill 151 having to do with highway signage.

Sheriff Williams rejoined the meeting to report that last year they had 3036 processed for 2084 cases for attorney fees collected for \$5,003 which averages 255 papers a month. Deputies receive \$75 dollars bonus if they process at least 75 a month.

Jason Nelson, Allen County EMS Director, presented a contract with Hutchinson Community College EMS Education. HCC offers an EMS Training Program that includes training in the operation and maintenance of specialized medical and communications equipment, the recognition and reporting of life-threatening medical emergencies and the diagnosis and treatment of life threatening medical emergencies. The contract would allow students to ride along with the Allen County EMS crews to get in hours. Commissioner Works moved to approve Chairman Francis' signature on the contract. Commissioner McIntosh seconded, motion passed 3-0-0.

Jason updated the commission on an ambulance that had been in the shop.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:19 a.m. Commissioners reconvened at 10:24 a.m. No action was taken.

Commissioner Works moved to approve \$1000.00 to be given in increments of \$50.00 as a drawing for those employees who attend the In-Service Day, seconded by Commissioner McIntosh, motion passed 3-0-0.

Commissioners reviewed the annual report of the City of Mildred.

Commissioners approved the following documents.

- a) Clerk's Vouchers Totaling \$39,977.40
- b) Payroll Changes
- c) Journal Entries # 5 & 6

With no further business to come before the board, the meeting was adjourned until February 22, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**February 22, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the February 15, 2011 meeting.

Alfred Link, Veteran's Day Committee representative, discussed expanding the Veteran's Wall. He stated about three years ago the commission had approved to expand on each side of the wall. Larry Robertson will be attending one of the Veteran's Day Committee meetings to discuss cost. He has requested having the National Guard dig the base for the walls. Discussion followed on design. Commissioners requested the committee present a drawing for commissioners' approval before starting construction.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:01 a.m. Commissioners reconvened at 9:06 a.m. No action was taken.

Bill King, Public Works Director, discussed the County Commissioners and Road Supervisors meeting in Chanute on April 21, 2011, with Kansas Department of Transportation. Discussion followed. Commissioners reviewed a time line for speakers with Bill.

Bill discussed Vincentville corner. Alan will start the Nuisance Abatement Act for clean up.

Alan Weber, Allen County Counselor, discussed ING with commissioners.

Joseph Hurla, 360 Energy Solutions and Aaron Etz Korn, 360 Energy Solutions LEED AP, EIT, Energy Engineer, updated the commission on the Energy Audit Grant. Aaron discussed replacement of the chiller. The mechanical contractor has assembled major sections of pipe to be installed in the chase and is currently storing them in the mechanical room and janitor's closet near restrooms of courtroom atrium. Controls – Wires have been pulled for most of fan coil enable/disable zones, including the space sensors with override and fan coil circuit contractors. No construction issues have been reported. Roofing – No work performed last week due to the weather. The roofing contractor has been delayed on other projects due to the snow that came through a few weeks ago.

Aaron updated the commission on upcoming activities for the week ending February 25, 2011. Mechanical – No work anticipated for this coming week. If the weather gets warm enough consistently, the new roof penetrations for the piping will be constructed. Controls- The space temperature sensors have been back ordered and won't ship for another three weeks. The full fan coil unit zone wiring and contactors will be installed so that the equipment can operate without interruption. Roofing – No work anticipated for this coming week. Tentative start date is planned for Monday, February 28, 2011.

Ron Holman requested to remove the satellite dish at the same time. Commissioners approved for Ron to remove this if the Sheriff no longer needs it.

Alan discussed hospital land and appraisals.

Commissioners discussed persons to serve on the current hospital board.

Rhonda Fernandez and Alice Oldham, Professional Insurance Consultants, and Dennis Call, Benefit Management Insurance (BMI), discussed county health renewal for April 1, 2011 to April 1, 2012. Dennis renewed with Commissioners options through BMI. He had shopped with 15 different companies and presented the top three – American National, AUL and HighMark. Discussion followed on the costs per employee, employee/spouse, employee/children, and family per each company. After discussion each agreed that AUL would be the better benefit.

Rhonda and Alice discussed surveys from the Employee In-Service.

Rhonda compared costs from BMI, FMH and Meritain Health. She discussed administration costs, stop loss (specific and aggregate), aggregate factors and totals from each of the three companies. Alice stated she would advise the commission to fund to the maximum.

Commissioners reviewed a letter from the City of Humboldt requesting Allen County EMS Director serve on a committee to study the feasibility of replacing the existing fire station and ambulance building. Commissioners approved.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$166,864.39 signed 2/19/11 for 2/18/11 payout
- b) Payroll Changes
- c) Journal Entries #7 & 8
- d) Abatement: 

PP	Value	265	\$	160.88	Year 2010
TR	Value	0	\$	9.00	Year 2010
Gas	Value	150	\$	20.58	Year 2010
Oil	Value	32,557	\$	1,878.94	Year 2009
Oil	Value	172,134		\$ 24,646.52	Year 2010

With no further business to come before the board, the meeting was adjourned until March 1, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 1, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Gary G. McIntosh, Commissioner Dick Works, Commissioner Robert A. Francis and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register, was present to observe the meeting.

Commissioners corrected and approved the minutes of the February 22, 2011 meeting.

Wade Bowie, II, Interim County Attorney, stated he would like the commission to know he is available if the commission needs him.

Sharon K. Utley, Allen County Treasurer, discussed the Special Alcohol taxes the State of Kansas sends to the county. Sharon reported the City of Iola's population dropped below 6,000 so the county gets a portion of the alcohol taxes.

Sharon discussed redoing some counters in her office. She stated this was needed due to changes required by the Motor Vehicle Department at the state level. Discussion followed on options. She then reported the State has provided eight computers for her office. Sharon explained the training for the new motor vehicle program which goes live on July 5<sup>th</sup> or 6<sup>th</sup>. The old program goes down on June 30<sup>th</sup>. Commissioners approved her to get bids for remodeling in her office.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:44 a.m. Commissioners reconvened at 8:49 a.m. No action was taken.

Commissioners discussed health insurance. Commissioner Works moved to approve the chairman's signature on the Plan Sponsor Disclosure Statement for Specific Stop Loss. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill King, Public Works Director, discussed the upcoming County Commissioners and Road Supervisors meeting in Chanute on April 21, 2011, with Kansas Department of Transportation.

Bill discussed a SEK Public Works meeting on March 2, 2011, held here in Allen County.

Chuck Richey, citizen, reported the courtyard clock has a new coil in it.

Commissioners discussed administrator and commissioner duties.

Mike Ford, Iola Police Officer representing Crime Stoppers, requested to use the courtyard, bandstand and restrooms on the evening of July 8 & 9. He stated they would be having the activities in the evenings. In case of inclement weather, the activities would be pushed back a week. Office Ford requested the county pick up the cost of overtime for opening the courthouse for restrooms. Discussion followed. Commissioners approved the request from Crime Stoppers.

Judy Brigham, City of Iola Administrator, and Jared Warner, City of Iola Police Chief, explained monies collected from alcohol sales distributed from the State of Kansas to the cities and counties. Judy reported on the applications they get from agencies requesting these alcohol monies. Discussion followed. Judy stated some cities would go to legislation to request they still get alcohol monies. Chief Warner stated they use monies on the Dare Program. Money that the City of Iola used to get for Special Alcohol went to Southeast Kansas Mental Health Center. They are requesting the monies Allen County is getting on the city's alcohol monies go to SEK Mental Health.

Jason Nelson, Allen County EMS Director, discussed ambulance license renewal for 2011. They need to replace tires, fuel filters and tie rods. Discussion followed. Jason requested to purchase a respirator for the ambulance service to use if needed. Currently they use Allen County Hospital's but that takes it from them. They would like to have three, but due to cost would like to order one for now. LDP AutoVent 4000 Transport Ventilator without CPAP is \$3,930 and with is \$4,863. Commissioners requested Jason to check into leasing a ventilator or purchasing through the hospital before they approve purchasing. Discussion followed. Commissioner Works moved to approve Jason purchase the LDP AutoVent 4000 Transport Ventilator with CPAP not to exceed \$5,000 after he has checked on the other two options. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner Works moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:29 a.m. Commissioners reconvened at 10:39 a.m. No action was taken.

Alan Weber, Allen County Counselor, discussed the Energy Audit Grant for the State of Kansas. Commissioner Works moved to authorize Chairman Francis to sign. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan updated the commission on the hospital trustees meeting. Tonight the trustees are going to interview accounting firms to select a firm to do a compiled forecast, which is a financial projection.

Alan discussed the alcohol funds and statutes guiding them. Alan will check into a Charter Resolution to guide spending.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 11:03 a.m. Commissioners reconvened at 11:08 a.m. No action was taken.

Commissioners reviewed the contract with R&S Digital. Commissioner Works moved to approve the contract with R&S Digital for GIS services. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners approved Commissioner Works to check into round tables for the Humboldt Senior Center.

Commissioners discussed funding health insurance to the max. Commissioners agreed to fund it at 549.64.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Journal Entries #9-11
- c) Abatements: 

PP	Value	84	\$236.92	Year 2010
RE	Value	2804	\$372.86	Year 2010
Oil	Value	209	\$ 20.92	Year 2009
Oil	Value	228	\$ 32.26	Year 2010

With no further business to come before the board, the meeting was adjourned until March 8, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 8, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, and Larry Crawford, City of Bassett Mayor, were present to observe the meeting.

Commissioners corrected and approved the minutes of the March 1, 2011 meeting.

Terry Call, employee, showed the commission the signage mapping he and Scott Reeder, Public Works Special Bridge Department Head, have been working on for the last month. Terry reported on some of the other projects he has done in regards to voting, maps for deputies and etc. Commissioners complimented Terry on the GIS mapping he has completed.

Bill King, Public Works Director, and Thomas R. Williams, Allen County Sheriff, discussed lowering the speed limit south out of Iola towards State Highway #169. Sheriff Williams requested a 35 mph to Bassett and 45 mph to the turn off to NW Minnesota Rd. Discussion followed. Sheriff stated 58 seconds were worth someone's life. Commissioners will take under consideration.

Larry Crawford, citizen, requested again to put lights up out towards the City of Bassett. He said the lights were discussed about a year ago.

Bill discussed employees having cell phones. He stated government service has to go through Wichita to have this. Bill discussed running the cost of the benefit through payroll to allow employees to use their own phones. Bill estimated for his employees to use their phones the average cost would be \$40.00 per month. Discussion followed on who would qualify for this benefit. Commissioner Works moved to allow department heads to offer \$40.00 per month phone allowance to key employees. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill requested Jeremy Hopkins, Road & Bridge Director, be allowed to drive home a vehicle with this benefit being taxed on his paycheck. Discussion followed on other qualified vehicles. Commissioners approved this request.

Bill reported on March 22, he will be bringing bids for dust abatement costs and a trailer to transport equipment. Bill reported he has sent two employees to blasting school. They passed with flying colors.

Bill reported the crusher has not been working for the last week. Discussion followed on blasting and landfill cells.

Commissioners discussed with Alan Weber, Allen County Counselor, what needs to be done if the commission decides to lower the speed limit south out of Iola. Alan will take under advisement.

Commissioner McIntosh moved to go into executive session for 15 minutes to discuss land acquisition. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor, David and Sharon Britt, Donald and Ella Britt, Patti Boyd and Karen Gilpin, Hospital Trustees. The time is now 9:39 a.m. Commissioners reconvened at 9:54 a.m. No action was taken.

Commissioner McIntosh moved to go into executive session for 5 minutes to discuss land acquisition. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor, David and Sharon Britt, Donald and Ella Britt, Patti Boyd, Patti Boyd and Karen Gilpin, Hospital Trustees. The time is now 9:54 a.m. Commissioners reconvened at 9:59 a.m. No action was taken.

Angie Murphy, 911 Communications Director, discussed training for her staff and programs offered. She stated she would like to offer her employees Spanish through Hutchinson Community College for \$75.00 for 3 day class for the lowest cost for upper costs. This training is special Work Place Spanish for emergency dispatcher personnel. Angie has invited the surrounding dispatchers from other counties. Commissioners approved her to pursue the training.

Angie reported she has an opening in her department.

Alan reported the Chief Engineer Draft decertified the levy around the City of Iola and Allen County needs to redo their flood resolution. Commissioners reviewed Resolution 201104.

#### ALLEN COUNTY RESOLUTION NUMBER 201104

#### A RESOLUTION TO ADOPT NEW FLOOD MAPS FOR ALLEN COUNTY, KANSAS AND AMENDING RESOLUTION 200913

Be it resolved by the Board of County Commissioners of Allen County, Kansas:

##### Section 1.

The Allen County, Kansas Floodplain Management Resolution, as written, was approved in draft form by the Chief Engineer of the Division of Water Resources of the Kansas Department of Agriculture on July 2, 2009 and adopted by the Allen County Commissioners on July 28, 2009 and is on file with the Allen County Clerk.

##### Section 2.

Since adoption of the aforesaid resolution, additional Flood Insurance Studies have been made and provisional determinations have been revised making amendment of said resolution necessary.

##### Section 3.

In Article 1 Section B.3.a of the Floodplain Resolution **strike** the FIS study date of "*September 25, 2009*" and **replace with** new date of "July 18, 2011".

In Article 2. Section A. **strike the phrase**, "*This resolution shall apply to all lands within the jurisdiction of Allen County, Kansas identified as numbered and unnumbered A zones, AE, AO, and AH on the Index Map dated September 25, 2009 of the Flood Insurance Rate Map (FIRM) as amended, and any future revisions thereto.*"

**Replace with the phrase**, "This resolution shall apply to all lands within the jurisdiction of Allen County, Kansas identified as A zones, AE, AO, and AH on the Index Map dated July 18, 2011 of the Flood Insurance Rate Map (FIRM) as amended, and any future revisions thereto."

##### Section 3.

This resolution shall take effect upon publication in The Iola Register.

The aforesaid Resolution passed and approved this 8th day of March, 2011.

Commissioner Works moved to authorize the Allen County Chairman to sign Resolution 201104. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan discussed questions the commissions have on condemnation of land. Alan reported the Allen County Commission is the only authority to do the condemnation of the land; the Hospital Trustees would not be able to. Commissioners asked about the cost of condemnation on land. Alan discussed this with the commission.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:20 a.m. Commissioners reconvened at 10:25 a.m. No action was taken.

Commissioner Works moved to authorize the Hospital Trustees to take action to proceed with condemnation proceedings when the Hospital Trustees feel that negotiations with the land owners are no longer fruitful. Commissioner McIntosh seconded, motion passed 3-0-0.



The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Gary G. McIntosh, Commissioner Dick Works, Commissioner Robert A. Francis and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the March 8, 2011, meeting.

Judy Works requested permission to use the courtyard and bandstand for Earth Hour on March 26, 2011 from 7:30 p.m. to 9:30 p.m. and asked if the commission would like to be listed as an Earth Hour participant. Commissioners approved both requests.

Commissioners approved cell phone purchase of current county cell phones.

Commissioners approved Commissioner Works to purchase round tables for Humboldt Senior Center not to exceed \$1,000.

Commissioners discussed a request from Anita Catron concerning the Iola Senior Center. No action was taken.

Commissioners discussed a request from Judy Brigham for Special Alcohol taxes for SEK Mental Health. Commissioners stated they would be waiting until December to make that decision.

Bill King, Public Works Director, requested to get overlay bids for roads from Delaware Road, east of 1600 Street to Highway 169 (Tank Farm Road) and 1150 street south of Humboldt to the Allen County line. Discussion followed. Commissioners stated he could get the bids to see what the costs will be.

Bill reported he would be bringing bids up next week for tank trailer, equipment trailer and oil and Mag Chloride (dust abatement materials). Discussion followed on equipment.

Bill reported they are blasting at the landfill. The crusher will be up before the end of the week.

Jason Nelson, Allen County EMS Director, reported on the ventilator costs. He was able to get the cost down to \$ 3911.70 instead of \$4,863.00. He has ordered one.

Jason explained how the state's program called Image Trend, online reporting would work. He stated the pros of the program. Jason is getting the information to Alan for review. They will start using the program in June. Training will be in El Dorado and Topeka.

Jason stated one ambulance is currently in the shop and will be out Wednesday.

Jason reported they were called from Anderson County for mutual aid.

Jason reported Terry Call needs a different computer for his office. The new tower would cost \$644 for EMS's portion. They split the cost with the Sheriff's department. Commissioners stated that was good.

Jason discussed getting an 800 radio from Emergency Management. To purchase one would be \$2,600 for a mobile or \$2,200 for handheld for Jason's Emergency Medical Service vehicle. Discussion followed. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:25 a.m. Commissioners reconvened at 9:30 a.m. No action was taken.

Alan Weber, Allen County Counselor, reported charge for the architect, Health Facilities Group, LLC (HFG), for Allen County Hospital design would be 6.5% cost of construction. Discussion followed on costs and reimbursement to Allen County for cost occurred. Commission Works moved to approve Chairman Francis' signature on the agreement with Health Facilities Group, LLC. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan reported BKD was chosen to be the accountant for the hospital. Their job will be to do a compiled forecast and audits for 2012 and 2013. Discussion followed.

Alan reported on the land purchases for Allen County Hospital. He stated Britts have agreed to sell their land for \$142,000. Commissioner McIntosh moved to authorize Chairman Francis' signature on the option to purchase with Donald and Ella May Britt. Commissioner Works seconded, motion passed 3-0-0.

Alan stated O'Brien Rock Company, Inc has agreed to sell for \$65,000. Commissioner Works moved to authorize Chairman Francis' signature on the option to purchase with O'Brien Rock Company. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan discussed the requested speed limit south of Iola. Commissioners discussed pros and cons. No action was taken at this time.

Commissioner McIntosh discussed hearing the county coordinator from Wilson County. Commissioner Francis stated commissioners would not be doing their job if they don't listen to what he had to say. Bob Johnson stated an administrator could do economic development.

Commissioners reviewed projection costs for health insurance for April 1, 2011 to March 31, 2012. Commissioner McIntosh felt the 24/12 would be best. Discussion followed. Commissioner McIntosh stated you have to watch problems with TPA that they don't pay before they check into legitimacy of the bill. Then he talked about plan designs. Rhonda Fernandez, PIC, joined in a conference call. She recommended for the commission to fund on the 15/12. She explained her thoughts on why only the 15/12. Discussion followed. Commissioner Works moved to adopt the 24/12 HighMark. Chairman McIntosh seconded, motion passed 2-0-1. Commissioner McIntosh abstained.

Commissioner Works moved to pay \$100.00 a month towards the employee's children's health insurance. Chairman Francis seconded, motion passed 2-0-1. Commissioner McIntosh abstained.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Journal Entries #18-20
- c) Clerk's Vouchers Totaling \$88,117.47
- d) Abatements: PP Value 3042 \$ 523.96 Year 2010  
Oil Value 6126 \$19,126.66 Year 2010  
RE Value 1679 \$ 289.18 Year 2010

With no further business to come before the board, the meeting was adjourned until March 22, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 22, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Gary G. McIntosh, and Sherrie L. Riebel, Allen County Clerk. Commissioner Dick Works was absent.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioner McIntosh is going to Fredonia on Wednesday to meet with Kris Marple, Wilson County Coordinator and a Wilson County Commissioner to see what their coordinator does.

Sherrie presented bids for a digital laser copier. Bids were presented from Modern Copy Products for TASKalfa 305 for \$3,174.95, a TASKalfa 255 for \$2,674.95 and Copy Products for a Toshiba e-studio 255 w/ 3 cassettes for \$2,895, a Toshiba e-studio 255 with 2 cassettes for \$2,795 and a Toshiba NEC 3640D for \$3,295.00. Commissioner McIntosh moved to approve the purchase from Modern Copy Products for \$3,174.95. Chairman Francis seconded, motion passed 2-0-0.

Bill King, Public Works Director, discussed a request for rock on the Wayne Garrett Community garden. Commissioners discussed that since the crusher has been down all the available rock will be needed for the county roads. Commissioners declined to help at this time.

Jim Harris, Berry Tractor, discussed bringing Bourbon County to Allen County to review the crusher at the Allen County quarry. Discussion followed.

Bill presented bids for a hydraulic detachable trailer. Bids were received from Berry Tractor for a 2011 Trailer King 110 HDG for \$54,000.00 with axles, suspension at 1 year warranty, airlines, springs at a 1 year warranty, 120 days delivery date and meets all the spec requirements; Custom Truck & Equipment for a Dynaweld LB 52-24D for \$52,000.00 with 2 year warranty, 14-16 weeks delivery date and does not meet all the spec requirements, deck area is open in middle; Foley Equipment declined to bid; Klasic Trailer for a 2012 Trail Eze TE 110DG for \$60,500.00 with 5 year prorated warranty, 120 – 150 days delivery date and spec requirements close to what was asked for; Larry's Trailer for a Talbert 55SA for \$52,616.00 plus \$1,100 delivery charge for a total of \$53,716.00 subject to change with 1 year limited warranty, delivery date late May/June and does not meet spec requirements in several areas. Commissioner McIntosh moved to approve the purchase from Berry Tractor. Chairman Francis seconded, motion passed 2-0-0.

Bill presented Mag Chloride bids. Scotwood Industries, Inc. was the only bidder. Mag Chloride cost was \$0.894 per gallon delivered and applied, Calcium Chloride for \$1.14 per gallon delivered and applied, includes 2 hours of spraying time, demurrage rate of \$65.00 per hour. Commissioners discussed cost to citizens for dust abatement. Commissioner McIntosh moved to approve \$1.29 per foot charge to Allen County citizens. Chairman Francis seconded, motion passed 2-0-0.

Bill presented Asphalt Oil bids. He received bids from ERGON Asphalt for RS1H for \$1.84 per gallon, AEP for \$2.40 per gallon, RS-1M for \$2.08 per gallon, MC 800 for \$2.83 per gallon, Demurrage at \$70.00 per hour after 2 free hours, pump charge \$70.00, no moving charge but return loads are \$379.05 for emulsion and \$658.35 for MC-800 and Vance Brothers for RS1H for \$1.74 per gallon, AEP for \$2.60 per gallon, MC 800 for \$2.90 per gallon, Demurrage at \$70.00 per hour after 1 ½ free hours, pump charge \$65.00, no moving charge but return loads subject to \$100.00 unloading charge and a \$0.20 per gallon restocking charge. Discussion followed. Commissioner McIntosh moved to approve the purchase of RS1H from Vance Brothers and ERGON for all the rest, unless Vance Brothers state all or none, then would get all from Vance Brothers. Chairman Francis seconded, motion passed 2-0-0.

Aaron Etkorn, 360 Energy Project Manager, updated the commission on the Energy Audit project for Allen County. The tower at the courthouse was installed last Thursday. The roof at the 911 Critical Access building will be completed from 1-3 weeks depending on the weather. Aaron explained some issues occurring on the roof. They will be scheduling the work at the ambulance station. The project will be winding down about mid May 2011.

Thomas R. Williams, Allen County Sheriff, and Alan Weber, Allen County Counselor, discussed the recommended speed limit on South State Street. Sheriff Williams discussed the bridge being a slow area due to being narrow and Chairman Francis was concerned about people crossing the bridge. Discussion followed. Sheriff stated it is not his intent to ticket everyone but intends to give a warning first. Alan presented a Resolution 201105 establishing maximum speed limits of 35 mph and 45 mph on portions of South State Street south of the City of Iola, Kansas.

RESOLUTION NO. 201105  
ALLEN COUNTY, KANSAS

A RESOLUTION ESTABLISHING MAXIMUM SPEED LIMITS OF 35 MPH AND 45 MPH ON PORTIONS OF SOUTH STATE STREET SOUTH OF THE CITY OF IOLA, KANSAS

WHEREAS, Allen County has Home Rule and statutory authority to modify speed limits under K.S.A. 19-101a and K.S.A. 8-1560; and

WHEREAS, the County Commissioners of Allen County, Kansas have considered reducing the maximum speed limit from 55 MPH to 35 MPH and 45 MPH on portions of South State Street as set out below; and

WHEREAS, upon due consideration, the County Commissioners have determined that the reduction in the maximum speed limits on the portions of road described below will enhance public safety.

NOW THEREFORE, be it resolved by the Board of County Commissioners of Allen County, Kansas that a maximum speed limit of 35 MPH shall be established for that portion of South State Street lying between the south city limit of the City of Iola, Kansas and a point which is 1000 feet north of the center of the intersection of South State Street and Bassett Street.

BE IT FURTHER RESOLVED, That a maximum speed limit of 45 MPH shall be established for that portion of South State Street lying between a point which is 1000 feet north of the center of the intersection of South State Street and Bassett Street and a point which is 500 feet south/southeast of the center of the intersection of South State Street and 1400 Street.

BE IT FURTHER RESOLVED that signs designating said speed limits shall be posted by Allen County Public Works at appropriate locations on the county road right-of-way.

This resolution shall become effective upon publication in the official county newspaper and posting of said signs.

RESOLVED This 22nd Day of March, 2011.

Commissioner McIntosh moved to approve Resolution 201105. Chairman Francis seconded, motion passed 2-0-0.

Alan presented a Radio Tower Lease agreement between Allen County and the City of Iola for the city to lease a portion of the 140 foot antenna tower situated on Allen County's property at 410 N. State. Commissioner McIntosh moved to approve the agreement with the radio tower agreement with the City of Iola and have Chairman Francis sign the same. Chairman Francis seconded, motion passed 2-0-0. Chairman Francis signed the agreement.

Adhar Johnson, Clean Line Energy, an independently owned company, develops high voltage, long haul transmissions lines to connect the best renewable resources in North America to communities and cities that have a strong demand for new, low-cost clean power. The current project is Grain Belt Express. She explained they want to connect Western Kansas to the Eastern United States. This is just in the planning process they are only looking to go through Allen County if possible. There will not be any use from these lines. They are only looking at possibilities at this time to see what they can line up. Clean Line Energy just wants to build relationships for now, so they will be able to keep officials up to date as the planning stage progress. She will be contacting the commission later this year.

Bill Maness joined the commission meeting. His new job is working for U.S. Senator Jerry Moran. Bob Johnson stated he wanted to make sure the U.S. Senate does not cut NPR funds. Alan stated he would want to make sure critical access doesn't lose any funding.

Bill Maness, District manager for Senator Moran, will be having an office in Pittsburg. He wanted the commission to have a contact e-mail for issues.

Gary Hoffmeier joined the meeting. He reported on land offered to the county for hospital property. Gary stated he figures it would only be \$350,000 for the whole project of purchasing land and getting utilities to the land. Gary stated he felt when he voted on the ¼ cent sales tax he wasn't under the impression that it would have to be in the City of Iola.

Sherrie requested on behalf of Jolene Keidel to use the Services to Elderly van to take individuals to the Farmer's Market from Humboldt to Iola. Commissioners did not take any action at this time.

Commissioners reviewed the annual report from Allen County Rural Fire District #3.

Commissioners approved the following documents:

- a) Journal Entry #21
- b) Payroll changes
- c) Abatements: Oil Value 26,798 \$ 4,071.04 Year 2009  
Value 43,801 \$ 6,769.96 Year 2010

With no further business to come before the board, the meeting was adjourned until March 29, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Absent  
Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**March 29, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the March 22, 2011 meeting.

Commissioners discussed hosting the Southeast Kansas Regional meeting on March 15, 2012. They requested Sherrie to book the City of Iola's North Community Building for the luncheon.

Commissioners discussed the proposed hospital land; pros and cons.

Angie Murphy, 911 Communications Director, discussed the work on the new roof at 412 N. State.

Karl Allen joined the meeting.

Bill King, Public Works Director, stated he did not have anything for the commission. Nothing is broke and he doesn't need to purchase anything.

Thomas R. Williams, Allen County Sheriff, Jason Nelson, Allen County EMS Director, Angie Murphy, 911 Communications Director, Cara Barkdoll, Register of Deeds, Ron Holman, Allen County House and Grounds Director, Sandra Drake, Appraiser, Sharon K. Utle, Allen County Treasurer, Bill King, Public Works Director, Alan Weber, Allen County Counselor, joined the meeting. Sharon expressed some opinions on having a County Administrator. Discussion followed. Sheriff stated in concept would be good but not in Allen County. Commissioner McIntosh stated he thought if the citizens want it they should be able to have it. He stated what some of the things Wilson County Coordinator does. Chairman Francis stated even if you take out all the commissioners Allen County is still recognized throughout the State of Kansas as exceptional.

Sharon K. Utle, Allen County Treasurer, reported on tax collections as of February 28, 2011. They are very close to what it was last year; 2009-tax year collected 59.4% and 2010 tax year collected 59.9%. She also discussed interest rates available to Allen County. Great Southern Bank CDARS offers 6 months is .47%, 1 year is .78%; Great Southern Bank offers 6 months .19% , 1 year .32%; Great Southern checking is .70%. Citizens Bank said they would not be interested so did not give a rate to Allen County.

Sharon discussed bids to remodel or replace the front counter of the Treasurer's office to accommodate the new motor vehicle program. Discussion followed. Bids were received from Home Detail for \$6,955.00 to remodel and add three work stations to the front counter; Straight to Hale Construction, LLC for \$5,200.64 to remodel and add three work stations to the front counter and \$9,634.41 to replace the front counter with new counters and add 3 work stations. None of the bids included electric or new tile cost. Sharon explained the process of collecting MV information and monies. She is good with reusing the current counter. Commissioner Works moved to accept the bid from Straight to Hale Construction to be paid for out of Courthouse General. Commissioner McIntosh seconded, motion passed 3-0-0.

Jason Nelson, EMS Director, reported Allen County has received an invitation from Hutchinson Community College to Paramedic Field Opts training from June 14 & 15. Commissioners approved him to send two employees.

Commissioner McIntosh 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 Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:39 a.m. Commissioners reconvened at 9:44 a.m. No action was taken.

Jason stated due to the increase in training requirements for First Responders Allen County will be losing two from the Elsmore area. He plans to have more training in Allen County later.

Ron Holman, Allen County House and Grounds, has two issues. The extension office wants to do some remodeling. Commissioners went to review that office. Commissioners advised them to get bids.

Ron requested permission to cut into ceiling tile in the hallway to be able to see why the tiles are damaged. Commissioners approved.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:13 a.m. Commissioners reconvened at 10:18 a.m. No action was taken.

Alan Weber, Allen County Counselor, discussed land fill trust fund. Discussion followed on options to exempt Allen County or insure it. Commissioners will check into the options.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$185,882.52 FOR April 5; Special payout \$256,349.00
- b) Payroll Changes
- c) Journal Entry # 22
- d) Abatement: Real Estate Value 21,422, \$3065.98 Year 2010

With no further business to come before the board, the meeting was adjourned until April 5, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

## **IOLA, KANSAS**

## **OFFICE OF THE ALLEN COUNTY CLERK**

**April 5, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh, and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the March 29, 2011 meeting.

Bill King joined the meeting. Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Joyce C Foster, Deputy County Clerk. The time is now 9:00 a.m. Commissioners reconvened at 9:05 a.m. No action was taken.

Bill reported on the new Bomag and the mechanical work being done on the old one. He stated they are having problems with the bucket truck. It is still under warranty for parts, but they continue to have problems with it. They are going to try a different mechanic.

Bill advised pipe and chemical proposals will coming up in next few weeks. He discussed the need for two new water tankers to handle leachate water and requested permission to purchase if he found a used one.

Bill discussed the annual meeting Assn of County Commissioners and Highway Officials of SE KS Meeting and what they were doing to prepare.

Alfred Powers contacted Gary McIntosh to let the City Counsel take pictures on the county square while being sworn in. Commissioner McIntosh stated they wouldn't need permission to take pictures on the square.

Commissioner McIntosh stated he has visited with others about forming a community committee having one person from each area. Discussion followed.

Chairman Francis discussed an updated agreement with health insurance. Discussion followed. Commissioner McIntosh moved to authorize Chairman Francis to sign the updated agreement. Commissioner Works seconded, motion passed 3-0-0.

Jason Nelson, Allen County EMS Director, and Angie Murphy, 911 Communications Director, Alan Weber, Allen County Counselor, joined the meeting. Jason discussed new equipment for 911, so his repeater needs to be upgraded. He presented bids from Washington Electronics for a RLN4692A 450-470 MHz Power Amplifier for \$1,989.05. Discussion followed on getting bids. Angie stated this would be a portion of the Grant project updating 911 Critical Access Center that the grant does not pay for. The repeater would be on the local water tower. Angie stated he has to be in compliance by October anyway. Commissioner Works moved to approve the purchase from Washington Electronics. Commissioner McIntosh seconded, motion passed 3-0-0.

Angie reported 911 and EMS are hosting a Fun Day (Education on Public Safety) scheduled for May 5, 2011. Fun Day will be held at the Allen County Complex (911 and EMS buildings) at 410 North State Street. She explained the public safety officials would be having "stations". They are expecting approximately 742 students with helpers, teachers, and paraprofessionals. Angie explained what some of the activities would be.

Alan Weber, Allen County Counselor, discussed the Energy Audit Grant.

Alan stated everything should be worked out by this evening for the Hospital Trustees meeting. Discussion followed.

Sherrie received a letter from the City of Moran reporting Shirley Ludlum has tendered her resignation with the Senior Center Advisory Board. Mayor Phil Merkel, with Council approval, has nominated Nelda Cuppy to serve as the City of Moran's representative on the Senior Center Advisory Board. Commissioner Works moved to appoint Nelda Cuppy to serve on the Senior Center Advisory Board. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$279,981.11
- b) Payroll Changes
- c) Journal Entries 23 & 26

With no further business to come before the board, the meeting was adjourned until April 8, 2011 at 8:00 a.m. in the Commission room of the courthouse for the purpose of canvassing.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

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Joyce C. Foster, Deputy Clerk

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 8, 2011**

The Allen County Board of Commissioners met in a special session at 8:00 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary McIntosh and Sherrie L. Riebel, Allen County Clerk for the purpose of canvassing the April 5, 2011 City/School General Election.

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 12, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 12, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the April 5, 2011 meeting.

Sherrie relayed John Shields' request on behalf of the Kiwanis Club to use the west side of the courtyard on April 23, 2011, for an Easter Egg Hunt. They will set up about 11:15 or 11:30 a.m.; the hunt begins at 12:00 noon. Commissioners approved.

Sherrie requested permission to donate old county phones to Hope Unlimited. Commissioners approved.

Commissioners approved the use of the Allen County Bandstand Gazebo for Lola Middle School's spring band and choir concert. It is scheduled for Tuesday, May 17, 2011, starting at 6:30 p.m. lasting approximately one hour.

Bill King, Public Works Director, presented bids for pipe. He sent to three vendors, received back only one. A bid was received from J.R. Crow & Company for 42-44 pieces (2 truck loads)-12 inch inside diameter, 38' to 40' lengths; \$15.95 per ft.; wall thickness of pipe .250 -.375 and for 42-44 pieces (2 truck loads)-13 3/8 inch inside diameter, 38' to 40' lengths; \$16.75 per ft.; wall thickness of pipe .250 -.375. Commissioners approved the purchase from J. R. Crow & Company.

Bill presented bids for Noxious Weed Chemicals for 2011. Bids were received from Vegetation Management Supply for Glyphosate for \$10.77 gal, Tordon 22K for \$44.00, Escort for \$3.65 oz, Plateau for \$136.50 gal, Remedy for \$47.37 gal, Sahara DG for \$9.80 lb, 2, 4-D LVEster had no bid, 2, 4-D Amine for \$12.53 gal; Deangelo Brothers for Glyphosate for \$13.50 gal, Tordon 22K for \$88.00, Escort for \$8.00 oz, Plateau no bid, Remedy no bid, Sahara DG no bid, 2, 4-D LVEster for \$18.86 gal, 2, 4-D Amine for \$10.50 gal; CPS Timberland for Glyphosate for \$9.85 gal, Tordon 22K for \$42.50, Escort for \$3.95 oz, Plateau for \$123.00 gal, Remedy for \$48.35 gal, Sahara DG for \$12.50 lb, 2, 4-D LVEster for \$15.25 gal, 2, 4-D Amine for \$10.38 gal; Van Diest Supply Company for Glyphosate for \$9.89 gal, Tordon 22K for \$43.49, Escort for \$5.09 oz, Plateau for \$135.17 gal, Remedy for \$48.29 gal, Sahara DG for \$10.89 lb, 2, 4-D LVEster for \$14.39, 2, 4-D Amine for \$11.03 gal. Discussion followed on price comparison from 2010. Commissioner Works moved to approve the purchase from Van Diest Supply Company. Commissioner McIntosh seconded, motion passed 3-0-0.

Steve Lohr, SEK-CAP Executive Director, discussed the Community Service Block Grant process. He explained the funding for Head Start and Transportation are State of Kansas Funding. The rest are Federal Funding. Steve presented services in 2010 they provide just in Allen County, not including the rest of the Southeast District which includes 12 counties. These services are TBRA (Tenant Based Rental Assistance – Homeless), HUD Section 8 (Rental Assistance) CHDO (Rental Housing – 5 Single-family homes in Lola); they provided for 29 families in Allen County. For 10 families dedicated to attaining Self-sufficiency, STAR program (Intensive Case-Management). 93 children and their families engaged in early childhood education with Head Start (Center-based and home-based services) and Early Head Start (Home-based services). 19 Homes became more energy efficient and therefore more cost efficient with the Weatherization Assistance Program. Allen County projects were funded through CSBG ARRA, and SEK-CAP. They are for Elm Creek Community Garden for \$28,445.58; Savonburg Public Library for \$4,713.50; and Moran Summer Pool Pass/Youth Initiative for \$1,115.94. In addition, they funded the SEK-RSVP (Retired Senior Volunteer Program) and Community Health Center of Southeast Kansas (Dental services for seniors).

Steve reported a SEK-CAP Lola Early Learning Center (Head Start and Early Head Start Services) is currently being built in Lola. They have a construction project budget of \$500,000 (using local general and sub-contractors), seven current SEK-CAP employees in Lola and five new jobs to be created; and serve 55 children – zero to five – and their families.

Steve discussed state funding and the importance of the funding to SEK-CAP. He requested support from Allen County in the form of a Resolution to be sent to the state for grant requests due to the State of Kansas budget cuts. Currently SEK-CAP has 240 staff through the district and has job openings. Commissioner Francis stated he personally feels that the State needs to cut their budget. Commissioner Works commented that the state was cutting just a portion of funding to Community Block Programs. Discussion followed.

Jason Nelson, EMS Director, reported Allen County did not get the Kraft Grant. Jason presented some case studies for Work Comp statistics. He requested to outright purchase Stryker cots and to get employees into a fitness program. The Stryker cots would be on the three primary ambulances. He proposed that he use 2011 budgeted money for ambulance for the purchase of these cots. Bids were received from Stryker for a total bid of \$38,021.76 with a trade in of old cots for \$1,200 for a final cost of \$36,821.76 for three cots. Discussion followed. Commissioner McIntosh moved to approve the purchase of three Stryker cots. Chairman Francis seconded, motion passed 3-0-0.

Ron Boren, Boren Roofing, joined the meeting. He reported they have one more day on the roof at 410 N. State. Discussion followed. They put a new curve in the center around the heat pump, which they found was wired incorrectly.

Bob Chase, SEK Mental Health Executive Director, John Helton, SEK Mental Health Counselor, Jared Warner, City of Iola Police Chief, Judy Brigham, City of Iola Administrator, Sharon Utley, Allen County Treasurer, Alan Weber, Allen County Counselor, joined the meeting for discussion on alcohol taxes. Judy requested Allen County pay these taxes to Southeast Kansas Mental Health Department. Since the City of Iola has dropped to below 6,000 in population, a portion of the money then goes to the county. Judy requested to have \$7,740 paid to SEK Mental Health and to donate the remaining funds to the City of Iola for the maintenance of soccer fields. Bob Chase stated monies from Iola had stayed in Iola before. He reminded the County Commissioners that SEK Mental Health is not required to do Alcohol Education. Bob stated he needs this money to keep the program; otherwise it will have to be dropped. He stated there is not anywhere in the statutes that requires anyone provide Alcohol Education and Counseling for persons needing help. He just saw a need and provided it, without monies he would not be able to do this.

Chief Warner stated this program helps when they need to have an evaluation to see if they are addicted to alcohol and drugs. Sharon presented an estimate from the State of Kansas on Local Alcoholic Liquor Tax Distributions for Allen County.

Sharon stated that at the last meeting concerning the alcohol money, the commission decided to wait until the end of the year to give monies. Judy stated a precedent has been set by the City of Iola, so she requested they continue to give to SEK Mental Health, since they no longer receive the alcohol money and the difference to the City of Iola. There were several persons who received alcohol counseling in the City of Iola. Discussion followed. Judy stated these are the only monies that would previously have come to the City of Iola. Chief Warner stated their only other option would be to transport the person to Osawatomie State Hospital. Bob explained the process. These funds would be used after the court hearings. Commissioner McIntosh moved to honor the request from SEK Mental Health and not do the request from the City of Iola for soccer fields until the end of the year. Commissioner Works seconded, motion passed 3-0-0.

Ron Boren asked about plans for 520 North State St building. Discussion followed. No action was taken at this time.

Alan Weber, Allen County Counselor, discussed Hwy #54 west of the City of Iola. He stated it is up to KDOT to change any speed limits.

Alan discussed a new BMI administrative agreement amendment different from April 4, 2010. Alan explained in detail. Discussion followed. Alan stated he is currently waiting for an answer, so the commission may want to wait a week to sign the new BMI administrative agreement amendment.

Don Hillbrant, City of Iola resident, asked about the proposed hospital. Discussion followed.

Chairman Francis discussed with Alan a report on land that has some undesirable conditions. Alan will send a Nuisance Abatement letter to the landowner.

Commissioners discussed having a Resolution supporting a request for a grant for a Kansas Tax Credit through the Dept of Commerce in the amount of \$370,000 (total maximum amount). This would mean that if donations from individuals or businesses (anyone who pays taxes to Kansas), their donation, be it \$250 or \$250,000, they would be able to receive up to 70% tax credit from the State of Kansas. Alan presented a Resolution 201106 for approval.

**RESOLUTION NO.201106  
ALLEN COUNTY, KANSAS**

**A RESOLUTION SUPPORTING THE AUTHORIZATION OF A CHARITABLE KANSAS TAX CREDIT GRANT TO HELP FUND  
THE BUILDING OF A NEW ALLEN COUNTY HOSPITAL**

WHEREAS, The Allen County Commissioners and the Trustees of the Allen County Hospital have determined that it is in the best interest of the County and its citizens that a new Allen County Hospital be built; and

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

WHEREAS, new emergency room facilities and equipment are a vital part of rural healthcare and would further enhance ongoing efforts to improve care in Allen County.

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

RESOLVED THIS 12th DAY OF April, 2011.

Commissioner Works moved to approve Resolution 201106. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$34,284.35
- b) Payroll Changes
- c) Journal Entries 24-25; 27-29

With no further business to come before the board, the meeting was adjourned until April 19, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 19, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the April 8 canvass and April 12, 2011, meeting.

Glenda Creason, Anita Catron, Iola Senior Center representatives, and Ron Holman, Allen County House and Grounds Director, discussed handicap doors at the Iola Senior Center on Jefferson Street. Ron stated he has only received one bid so far. Discussion followed on how it would work. Anita stated they need an automatic opener on a tower on the back door because people would need to be away from the door for it to open. Discussion followed. Commissioners would like to wait until bids are complete before making a decision.

Ron discussed a leak in the court area. He stated it is due to no coverage over that area on the roof. Discussion followed. Commissioners requested Ron to get bids to fix this area.

Ron reported Allen County was approved for the Waste Tire Recycling Grant. This grant will cover half the cost to the purchase 30 benches. Discussion followed on what to do with the old benches.

Bill King, Public Works Director, discussed replacing the base radio located in the Public Works Office. Commissioners approved.

Bill presented a request for proposals he is sending out. He asked the commission to review. The first proposal is to overlay approximately 4.3 miles of old 169 Highway from south of Humboldt to county line with 2" of sm 12.5 (64-22). The second proposal is to overlay approximately 4.3 miles of old 169 Hwy from south of Humboldt to county line with a ½" smooth seal sm 4.75 (64-22). The third proposal is to pave approximately 4,000 feet of Tank Farm Road from Hwy 169 overpass east thru the 1600 Street intersection. Shall include a level course, then a 2" overlay of sm 12.5A with a performance grade A 70-28 liquid asphalt. Shall include milling transitions at the ends of project and all start and stop points. All material shall conform with KDOT section 1108 and 1200.

Bill discussed the Association of County Commissioners and Highway Officials of Southeast Kansas meeting on Thursday. Dudley Feuborn, Anderson County Commissioner, will be the president for next years meeting. Discussion followed.

Bill reported FAA is requesting Allen County do an environmental assessment survey at the Regional Allen County Airport. Discussion followed. Bill will be visiting with engineers to get costs.

Bill discussed fuel pumps at the airport. He will be getting costs for upgrading fuel pumps. He would like to at least replace the Type "A" fuel pump.

John Smith, Allen County citizen, joined the meeting.

Aaron Etkorn, 360 Energy Project Manager, updated the commission on the Energy Audit Grant project for Allen County. He discussed the construction progress with the Energy Audit Grant. He reported the new unit heaters at the ambulance garage have been installed. The removed unit heaters were left at the building. C13 has finished programming all controls and is waiting to take control of the cooling tower. Boren's Roofing finished installation of the new roofing and gutters replacement.

Aaron reported the upcoming activities. He reported Design Mechanical will wait for the weather to require start-up of the cooling tower. Once the tower start up has been completed, 360 Energy Solutions can perform closeout of the mechanical work. C13 integrators will allow the control system to take over operation of the condenser water loop and cooling tower fan VFD once start-up is completed. Once the control is taken of the tower, 360 Energy Solutions will close out the controls project. Boren's Roofing will arrange for the manufacturer's inspection, to be performed by Tamko in the next two weeks. Once the roof is certified and warranty documents have been sent, 360 Energy Solutions will close out the roofing work. Commissioners thanked Aaron for the great work 360 Energy Solutions has done in managing the Energy Audit Grant Project.

Jason Nelson, Allen County EMS Director, discussed redoing the LEPC By-Laws. Jason reported they have been approved by the LEPC Board. Commissioner Works moved to approve the LEPC By-Laws. Commissioner McIntosh seconded, motion passed 3-0-0.

Jason presented a thank you sent to his crew on an ambulance run they had made.

Jason discussed hiring an EMT that will be starting work. Two of the current EMT's will be testing out as paramedics. Discussion followed.

Commissioners discussed fuel costs budget with Jason. With the rising fuel costs, they were concerned.

Thomas R. Williams, Allen County Sheriff, Daniel Onnen, City of Humboldt Police Chief, Angie Murphy, 911 Communications Director, joined the meeting.

Alan discussed security issues at the 911 Critical Access Communications building. Sheriff Williams stated he was against going into executive session to discuss security. Alan stated he felt a security issue does relate to executive session. Discussion followed.

Commissioner Works moved to go into executive session for 5 minutes for legal consultation. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:31 a.m. Commissioners reconvened at 10:36 a.m. No action was taken.

Bill Shirley, City of Lola Mayor, joined the meeting.

Commissioners discussed security at the 911 Critical Access Building. Alan discussed what it would solve to put in a couple doors. Discussion followed on CERT certification and clearance. John Smith stated he was requested to put locks in when the building first opened, then changed. Discussion followed. Angie explained some of her concerns. Chief Onnen stated his concerns. Sheriff Williams discussed the state is only concerned if the effort of security is not taken. Discussion followed. Policies and regulations were discussed. Commissioners will be touring the area.

Mayor Shirley discussed a lower speed limit west of town. He stated the City of Lola has a park at the river bridge and have had accidents in that area. Mayor Shirley requested if someone would visit with KDOT to make that request. Discussion followed. Commissioners stated they referred the person making the request out to KDOT.

Alan Weber, Allen County Counselor, discussed hospital land. Discussion followed. Alan requested Commissioners to sign the intent to purchase contract with Sarah J. Huskey for \$6,250.00. Alan presented contracts for the commission to review for \$125,000. Commissioner

McIntosh moved to accept Chairman Francis signature on the option to purchase. Commissioner Works seconded, motion passed 3-0-0.

Alan discussed Fire District #2 Board. Alan requested Dwight Mynatt to be appointed to the Fire District #2 Board. Commissioner McIntosh moved to appoint Dwight Mynatt as at large member to Fire District #2. Commissioner Works seconded, motion passed 3-0-0.

Alan requested Commissioners to sign off on the BMI agreement. Discussion followed. Alan presented a disclosure for insurance. Chairman Francis signed the BMI agreement from previous commission actions.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$302,221.46
- b) Payroll Changes
- c) Journal Entry #30
- d) Abatements PP Value 1266; \$201.48 Year 2009  
PP Value 165; \$ 23.32 Year 2010  
RE Value 2291; \$394.60 Year 2010

With no further business to come before the board, the meeting was adjourned until April 26, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**April 26, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, Cliff Ralstin, Humboldt Union owner, and Donald Becker, City of Iola Councilman, was present to observe the meeting.

Commissioners corrected and approved the minutes of the April 19, 2011.

Cara Barkdoll, Register of Deeds, requested the Commission to designate a surveyor to review the requested Humboldt plat. Cara will be getting a price. Ken Shetlar would do \$500 - \$600 and actually check the set pins. Jim Schmidt stated he could do it for \$75.00. The surveyors do not agree on the translation of the statute. As of July the laws will change, there will not be any surveyors required. Discussion followed. Commissioners asked about Cara visiting with the City of Humboldt. Commissioners requested Cara check with Alan Weber, Allen County Counselor, for interpretation of the statute.

Ron Holman, Allen County House and Grounds Director, reported the City of Iola stated "yes" they wanted the benches. A state grant paid for 30 benches, which will be installed soon.

Ron presented bids for the handicap door opener at the Iola Senior Center on Jefferson. He received two bids. Glass Depot, LLC bid auto openers for \$1,600 per door and Wichita Door Controls bid for auto opener for \$1,859.00 per door. Commissioners asked if Ron would get more information on running electric to the doors.

Ron presented bids for cabinets in the Extension office. Bids were received from Kitchens & More for \$1,330 plus \$48 for knobs, pulls, storage aids, molding and fill and finish underside of countertop; Home Detail for \$2,048.84; and Below Standards Construction, LLC for \$2,500. Discussion followed. Commissioner Works moved to accept the low bid from Kitchens & More for \$1,378 which includes knobs. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner McIntosh discussed building a County Foundation. Discussion followed. Commissioner McIntosh will visit with Alan Weber, Allen County Counselor and David Toland, Thrive Executive Director.

Thomas R. Williams, Allen County Sheriff, and Terry Call, sheriff office employee, joined the meeting.

Bill King, Public Works Director, requested the commission sign the annual Noxious Weed State Plan. Commissioner McIntosh moved to accept the annual Noxious Weed State Plan and sign. Commissioner Works seconded, motion passed 3-0-0.

Bill presented bids for the proposals presented last week to the commission. Bids were received from The SE-KAN Companies. The first proposal is to overlay approximately 4.3 miles of old 169 Highway from south of Humboldt to county line with 2" of sm 12.5 (64-22) for \$414,818.00. The second proposal is to overlay approximately 4.3 miles of old 169 Hwy from south of Humboldt to county line with a ½" smooth seal sm 4.75 (64-22) for \$119,600.00. The third proposal is to pave approximately 4,000 feet of Tank Farm Road from Hwy 169 overpass east thru the 1600 Street intersection for \$183,045.00. Bill suggested they do proposal #2 and #3. Discussion followed. Commissioner McIntosh moved to approve proposals #2 and #3. Commissioner Works seconded, motion passed 3-0-0.

Bill discussed South Kentucky Street and Wheeler Street that is county responsibility. He discussed problems that are happening. The landowners will be in later next month.

Bill discussed a new program for bridge replacement projects. Discussion followed on requirements. He stated they are looking at the old iron bridge (Neosho Falls area) in northwest Allen County for the next bridge project.

Bill reported there are a couple of mowers that need to be replaced. Bill will advertise for a couple of 10' mowers. He stated Public Works mowers work 40 hours a week for a solid 4 to 5 months. He would like to put the old ones in the County Auction possibly in late June or July.

Terry Call presented information on the signs in Allen County. Discussion followed. Scott Reeder and Terry drove the entire county in 10 days. 4300 signs need to be replaced by 2014 as high intensive signs required by the law.

Angie Murphy, 911 Communications Director, discussed replacing ceiling tile at the 911 Critical Access Building. Discussion followed. Terry stated \$200 worth of tile would replace all that is damaged. Angie requested Courthouse General. Commissioners approved. Angie stated there might be damaged insulation that needs to be replaced.

Angie discussed Fun Day May 4<sup>th</sup>. She requested to use the 512 N. State building for that day. Angie stated that building needs attention to keep it useable. Discussion followed on all that would need to be done. Commissioners requested to get estimates for repair.

Angie requested the Highway Patrol use the north building to store the patrol's equipment until Fun Day. Commissioners approved.

Ray LaRue, President of Rural Water District #8, Richard Schneider, Rural Water District #8, Rose Mary Saunders, Senior Consultant, explained they needed to do work in the amount of approximately \$750,000. They want to apply for a Community Development Block Grant (CDBG) that would pay for a portion of the cost. They have to have a county sponsor to be able to apply for a CDBG. Discussion followed on issues for Rural Water District #8. They have two standpipes and want to replace with a pedestal tower. RW#8 currently has 350 users on the system. Commissioner Works moved to agree to have Allen County sponsor the CDBG for Rural Water District #8. Commissioner McIntosh seconded, motion passed 3-0-0. A public hearing was set on June 21 at 11:00 a.m. The total project would not be completed for three years.

Ken Rowe, as a private citizen, visited with the commission concerning the assembly room on the 1<sup>st</sup> and 3<sup>rd</sup> Monday evenings. Ken stated several reasons; 1. Close proximity of the city office would be convenient if documents or other items were needed during council meeting. 2. The meeting room is handicapped accessible with close parking for those who need it. 3. The space is large enough to accommodate the city council and the public. 4. Scheduling has been worked out and no conflicts are expected. The city council will be meeting the first and third Mondays of the month. 5. Executive Session is the one thing that makes the courthouse space most desirable. The spacious hallways with benches for seating, soda pop machines and restrooms will be an ideal space for the public to gather while the council is in executive session. He requested the Allen County Commission send a letter to the City of Lola Council stating Allen County would permit the City of Lola Council use of the Assembly Room for Council meetings. Commissioners stated they are very favorable with the city council using the assembly room. Ken will take it to the City of Lola Council meeting.

Ken also questioned the Allen County Commission if they would consider sharing costs of video equipment for the Assembly Room for the purpose of recording meetings. He stated he has gotten a quote for estimate of \$4800. Discussion followed. No action was taken at this time.

Sandra Drake, Allen County Appraiser, requested an executive session. Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Sandra Drake, Allen County Appraiser, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:45 a.m. Commissioners reconvened at 10:50 a.m. No action was taken.

Jim Lewis, citizen, discussed the Allen County Hospital Board of Trustees and their decisions. He asked if they were a competent board since their decisions were back and forth. He stated several reasons he wondered this. He stated he wondered if there were outside influences that made the Board of Trustees make changes. Discussion followed.

Alan Weber, Allen County Counselor, stated he has options to purchase on East Street. Jack McFadden for \$16,000 with a holding fee of \$800 and \$80,000 with a holding fee of \$4,000.00, The Ricky Joe Michael and JoAnne Michele Michael Marital Deduction Trust for \$105,000 with a holding fee of \$5,250, and Robert Walden & Shirley Walden, Co-Trustees of the Willard Horde Testamentary Trust (1/2 interest) and Velma Horde (1/2 interest) for \$36,000 with a holding fee of \$1,800. Commissioner Work moved to authorize Chairman Francis to sign the option to purchase. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner Works moved to go into executive session for 10 minutes to discuss land acquisition. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 11:16 a.m. Commissioners reconvened at 11:26 a.m. No action was taken.

Commissioners requested Alan to review the statute on appointing a county surveyor for the Humboldt plat. Alan stated it is a state opinion that it should not ever cost a county more than \$150 per review of plat. Commissioners stated that Cara should hire the \$75.00 person.

Allen County Commissioners will not be meeting on May 3, 2011 so they can attend their Kansas County Commissioners conference in Wichita.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$11,850.00 special payout 4/26/11  
\$36,494.83 regular payout on May 5
- b) Payroll Changes
- c) Journal Entries 31-34
- d) Abatements PP Value 24; \$12.22, Year 2009  
Value ; \$12.42, Year 2010

With no further business to come before the board, the meeting was adjourned until May 10, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 10, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the April 26, 2011 meeting.

Ron Holman, Allen County House and Grounds, Ron Boren, Boren Roofing, discussed the roof on the awning in the court area. There is only one drain in that area, Ron Boren suggested putting a slant on the roof to get it to drain properly or put another drain in. Ron stated his work plus the cost of drains would be more expensive than guttering by the time you figured in all the costs. Commissioners went to review the area. Commissioners requested Ron gives estimates on a drains and one for guttering for both the west side of the courthouse and south side of the courthouse.

Mary Kay Heard joined the meeting.

Ron stated he was only able to get one bid for electrical work at the Iola Senior Center on Jefferson. Stout Electric was the only one who returned a bid in the amount of \$324.00, Hoffmeier and KK did not return bids. Commission McIntosh moved to approve the previous bid from Glass Depot for two doors at \$1,600 each and Gary Stout for electric work for \$324. Commissioner Works seconded, motion passed 3-0-0.

Commissioners discussed the bushes at the Allen County Critical Response Center. Ron had tried to trim them up but they were all attached at different areas, he had to totally remove them.

John McRae, Jim Gilpin and Mary Kay Heard, Iola Industries representatives, reactionary group, are proud of what they have done for Iola and Allen County. Stan Grigsby opened an operation in Danny Oswald's building. It is an entry level in high tech things, works with Navy. Companies are always looking maybe to expand in a smaller community. Iola Industries works closely with Chamber of Commerce to find business. John stated he would like to see Iola Industries hire a consultant to help find businesses and needs. Discussion followed. The board has discussed restructuring Iola Industries and progressively needs to pursue a team effort to grow. Everything has to be approved by the Iola Industries board on restructuring or to add a structure limb. They don't have a lot of cash reserves to hire. They have some, but would like to have someone share in the cost of hiring someone. Discussion followed. John explained having websites and other internet options available to the public to let them know what is available in Allen County which includes all of the cities. They are looking at \$70,000 within the next few months to hire someone to go out to recruit businesses. Discussion followed. John stated he is not here right now to request monies, but would like the commission to consider partnering with Iola Industries to be able to provide this particular service. Jim explained the history of getting Russell Stover's into Iola. The hopes would be to hire a person to work on economic development. Discussion followed on other options that would work for Iola Industries restructuring. Jim stated that importance of expectations is a very important part of success.

John discussed losses that Iola Industries have taken over the years but try to recoup some of the costs as long as it promotes the growth of the area. He mentioned the old IGA site. They have torn down the building and are working with the Kansas National Guard to possibly purchase the old IGA land for building purposes. Discussion followed.

Jim stated there will be an annual meeting of Iola Industries June 14<sup>th</sup> at 7:00 p.m. Commissioners are always welcome.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Glenn E. Smith, citizen, thanked the commission for work in his area. Discussion followed. He requested more rock around the area. Commissioners will discuss with Bill King, Public Works Director.

Kenny Sue Miller, citizen, requested Commissioners close the end portion of South Kentucky from Wheeler Street south to the creek. She explained about persons using her brother's property as a dumpsite. Commissioners will start the process.

Commissioners reviewed the request for reimbursement on the Energy Audit Grant. Commissioner Works moved to authorize Chairman Francis' signature. Commissioner McIntosh seconded, motion passed 3-0-0.

Sandra Drake, Allen County Appraiser, discussed land values. Discussion followed.

Alan Weber, Allen County Counselor, discussed properties for the hospital. He explained the process for condemnation on some of the property a landowner will not sell. He explained about some requests from another landowner who is discussing land swapping. Discussion followed. Alan mentioned some of the items the City of Iola require on land. Alan requested the commission to sign options to purchase between Allen County and Gerald D. Lilly & Bonnie L. Lilly and Allen County and Harry C. Conley & Martha M. Conley. Commissioner McIntosh

moved to approve Chairman Francis signature. Commissioner Works seconded, motion passed 3-0-0.

Alan discussed the landfill closure trust.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:40 a.m. Commissioners reconvened at 10:45 a.m. No action was taken

Commissioner McIntosh moved to go into executive session for 10 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:46 a.m. Commissioners reconvened at 10:51 a.m. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$
- b) Payroll Changes

With no further business to come before the board, the meeting was adjourned until May 17, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 17, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Joyce C Foster, Deputy County Clerk.

Ron Holman presented bids from Ron Boren on repairing the entry canopies on the courthouse: South courtroom canopy for \$2,550.00; west canopy for \$2,550.00; north canopy \$4250.00 and South entry & elevator canopy for \$6,800.00 The south entry and elevator canopy and the west canopy are the worst. Commissioner Works moved to accept the bid and have the work completed on the south entry and elevator canopy for \$6,800.00 and the west canopy for \$2,550.00; Commissioner McIntosh seconded. Motion passed 3-0-0.

Ron advised attention would be given to the front (west) steps next month.

Ron discussed the need for water hydrants in the south courtyard or possibly each quadrant at some point. Discussion followed. Commissioners suggested he check with the city to see what it would entail and see if they would help.

Richard Luken, Iola Register representative, joined the meeting.

Commissioners went to the extension office to view the new cabinets.

Bill King reported on the tank farm road project and striping needed on that project and various other roads. Discussion followed. Commissioners will review the various roads.

Bill discussed the federal exchange fund application for KDOT Bureau of Local Projects. He also mentioned bridge projects in the future and the uncertainties of federal funding. There would possibly be fewer requirements as to width of bridges, etc. if federal funding was not available.

Bill mentioned they will start applying dust control on June 20<sup>th</sup> and start chip sealing sometime after that. They are about finished with side trimming and the mowers will be going out right after Memorial Day.

Mary Tucker requested that the yearly grant papers from the Kansas Juvenile Justice Authority be signed. Commissioner Works moved to authorize chairman's signature on the same, Chairman McIntosh seconded. Motion passed 3-0-0.

Larry Tucker reported they have proposed an amendment to their original Neighborhood Revitalization program regarding extension of time for good cause. McIntosh moved to approve extension of the deadline as set out in the amendment to their original Neighborhood Revitalization Program, Commissioner Works seconded. Motion passed 3-0-0.

Mr. Tucker mentioned the City of Humboldt has organized a public safety study on the ambulance station in Humboldt; something needs to be done to update. He discussed possibly combining their fire and the ambulance station sometime in the future. He also discussed the Senior Center building and suggested doing a public safety study on that building as well.

Alan Weber reported on various aspects of the hospital project. The condemnation hearing is tomorrow; appraisers will be appointed at that time to appraise the property that is the subject of the condemnation process.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Joyce Foster, Allen County Deputy Clerk. The time is now 10:25 a.m. Commissioners reconvened at 10:30 a.m. No action was taken.

Commissioners corrected and approved the minutes of the May 10, 2011 meeting.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$119,913.08
- b) Payroll Changes
- c) Journal Entries #35-37

With no further business to come before the board, the meeting was adjourned until May 24, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Joyce C Foster, Deputy County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 24, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, and Sherrie L. Riebel, County Clerk. Commissioner Gary G. McIntosh was absent.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the May 17, 2011 meeting.

Chuck Richey, citizen, joined the meeting.

Bill King, Public Works Director and Mitch Garner, Allen County Regional Airport Manager, joined the meeting.

Bill presented bids on a 10' Flex Wing Mower. Gary Witherspoon was present. He is requesting to purchase two. Bids were received from J & W Equipment for a Bush Hog 2710 for \$12,482 each, with a one year warranty, six year gearbox limit, 45-60 day delivery, the specs were close; J & W Equipment for a Bush Hog 3710 for \$13,155 each, with a one year warranty, five year gearbox limit, 45-60 day delivery, the specs were almost identical; O'Malley Equipment for a John Deere CX15 for \$12,745 each, with a one year warranty, five year gearbox limit, 30 day delivery, the specs were almost identical; and Sellers Equipment for a Schulte Fx1200 for \$11,406 each, with a one year warranty, five year gearbox limit, 30-60 day delivery, the specs were met. Discussion followed. Gary discussed the differences on the gear boxes between a Bush Hog 2710 and Bush

Hog 3710. Chairman Francis moved to purchase the Schulte FX1200 from Sellers Equipment for two mowers for a total of \$22,812. Commissioner Works seconded, motion passed 2-0-0.

Bill discussed striping on some of the county roads. He is estimating it will cost around \$10,000 for striping a five-mile stretch south of Humboldt. Commissioners approved for him to get proposals for striping south of Humboldt to the County line.

Bill discussed the fuel pumps at the airport. Discussion followed. They are currently pumping 25 gallons per minute and really need to pump at least 100 gallons per minute for a single point. They also currently shut off at 900 gallons. Sometimes it takes two hours to fill up a jet. Bill will be checking into costs and grants.

Chuck expressed his thoughts and concerns on the hospital project.

Commissioner Works moved to authorize Chairman Francis signature on Computer Information Concepts for the annual Peopleware and KDOT annual grant for operating expenses. Chairman Francis seconded, motion passed 2-0-0.

Alan Weber, Allen County Counselor, discussed insurance for landfill trust. He will check into other options for landfill.

Commissioner Works moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Francis seconded, motion passed 2-0-0. Those in the room will be Chairman Francis, Commissioner Works, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:43 a.m. Commissioners reconvened at 9:48 a.m. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Francis seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:48 a.m. Commissioners reconvened at 9:53 a.m. No action was taken.

Chairman Francis opened the Public Hearing for the purpose of vacating a certain road in Iola Township. No public was present. Commissioners reviewed Resolution 201107.

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS  
OF ALLEN COUNTY, KANSAS,  
VACATION A CERTAIN SECTION OF COUNTY ROAD LOCATED  
WITHIN THE TOWNSHIP OF IOLA, ALLEN COUNTY, KANSAS  
RESOLUTION NUMBER 201107

WHEREAS, the Board of County Commissioners of Allen County, Kansas has proposed to vacate a certain section of platted county road, pursuant to K.S.A. 68-102a, described as follows:

WHEREAS, said county road is described as follows:

Location is that part of Kentucky Street beginning at the South right of way line of Wheeler Street continuing South to the North edge of Elm Creek. Said portion of street lying East of Lots A and Q in Henderson and Powell's Acre Tracts in the Southeast Quarter of Section 35, Township 24, Range 18E and lying West of the South portion of Lot H, and all of Lots I and J in Whipple's Subdivision of Iola in the Southwest Quarter of Section 36, Township 24, Range 18E, Iola Township, Allen County, Kansas, pursuant to K.S.A. 68-102a.

WHEREAS, notice of said proposed vacation has been given by the County Clerk as required by K.S.A. 68-102a,

WHEREAS, the Board has found and determined that said road is not a public utility by reason of non use and inconvenience and the necessity for said road as a public utility does not justify the expenditure of the necessary funds to keep the same in condition for public travel, and

WHEREAS, said vacation consists of less than two consecutive miles, as required by statute;

BE IT, THEREFORE, RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS:

That the section of county road that is part of Kentucky Street beginning at the South right of way line of Wheeler Street continuing South to the North edge of Elm Creek. Said portion of street lying East of Lots A and Q in Henderson and Powell's Acre Tracts in the Southeast Quarter of Section 35, Township 24, Range 18E and lying West of the South portion of Lot H, and all of Lots I and J in Whipple's Subdivision of Iola in the Southwest Quarter of Section 36, Township 24, Range 18E, Iola Township, Allen County, Kansas, is hereby vacated.

That the County Clerk cause a certified copy of this resolution to be filed and recorded in the office of the Register of Deeds of Allen County, Kansas.

That this resolution shall take effect and be in force effective upon the formal resolution of the Board of Allen County Commission.

ADOPTED AND APPROVED at this regular meeting on the 24th day of May 2011.

THE BOARD OF COUNTY COMMISSIONERS  
OF ALLEN COUNTY, KANSAS

Commissioner Works moved to approve the road vacation. Chairman Francis seconded, motion passed 2-0-0.

Chairman Francis appointed Commissioner Works to serve as Vice-Chairman at next weeks meeting.

Commissioners approved the following documents:

- a) Clerk's Vouchers Special payout 5/24/2011 \$183,045.00  
Vouchers for 6/3/2011 \$ 6,484.88
- b) Payroll Changes
- c) Abatements: PP Value 0: \$ 27.04 Year 2010  
RE Value 6385; \$1116.86 Year 2010

With no further business to come before the board, the meeting was adjourned until May 31, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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absent  
Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**May 31, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Gary G McIntosh, Commissioner Dick Works and Sherrie L. Riebel, County Clerk. Chairman Francis was absent.

Bob Johnson, Iola Register Representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the May 24, 2011 regular meeting.

Ron Holman, Allen County House and Grounds Director, presented bids for guttering on the south and west canopies of the courthouse. Two bids were received; one from Dale's Sheet Metal for \$735.00 and LACO Seamless Guttering for \$938.00. Discussion followed on gutter guard. Commissioners requested Ron find out how much to gutter guard would add. Commissioner McIntosh moved to approve for Ron to find out how much the gutter guard would add to the original bids and to go with the lowest bid. Commissioner Works seconded, motion passed 2-0-0.

Ron stated he has checked into getting water on the south courtyard. The cost would be prohibitive unless it is hooked to the courthouse. Discussion followed on what costs would be. Commissioners suggested Ron check into several options.

Ron stated the benches will be arriving sometime this week. Discussion followed.

Sherrie introduced costs for a new server. The current server was installed July 12, 2006 and needs to be replaced to work faster and be more efficient.

Thomas R. Williams, Allen County Sheriff, and Joni Tucker, Jail Administrator, updated the commission on the train derailment last week. He stated the commissioners should be proud of the outstanding job done. Tim Thyer, Iola Fire Department, acted as incident commander. Sheriff Williams explained Allen County Deputies vacated the area and patrolled, Union Pacific came in to do their job and blew up (controlled) one of the train cars, KHP came in and flew the site, Allen County EMS was on site for any incidents, City of Iola Fire Department for their specialty of this type of fire, as well as the Moran Volunteer Fire Department.

Commissioner Works moved to approve Commissioner McIntosh to sign off on Allen County Farm Service Agency's Direct and counter-cyclical program (DCP). Commissioner McIntosh seconded, motion passed 2-0-0.

Bill King, Public Works Director, stated everything is very routine for now. He has hired 6 part time seasonal workers, so mowers will be out to mow, side trim, clean ditches, and shoot dust abatement.

Bill reported the striping bids for south of Humboldt will be coming in a couple of weeks.

Jason Nelson, Allen County EMS Director, reported the 2008 ambulance had to be in the shop last week and the International is going to Topeka to have the air conditioning worked on.

Jason reported two crews went to Joplin to help with the medical portion from the tornado last Sunday evening.

Jason discussed the service contract with Stryker Company; the contract will cover all three power cots for three years plus preventive maintenance once a year. Discussion followed on all it covered. The contract is for \$6,000 for a three-year contract. Jason will check into what warranty will cover before entering into a contract.

Commissioner McIntosh discussed housing the MIRP vehicle in the empty north building. Commissioners will have Terry check into the cost and work. Discussion followed on other ideas and options for that building.

Angie Murphy, 911 Communications Director, discussed purchasing a vehicle to be available for training. A 2005 Chevy Silverado is available from the Sheriff's department for \$2,500. Discussion followed on pros and cons. Commissioners approved the transfer of funds for the purchase of the vehicle.

Angie discussed upcoming training in June that several of her staff will be attending with the EMS department.

Wade Bowie, II, Allen County Attorney, presented a bid for a server for the Attorney's office. Advantage Computer bid \$4,853.00 for a server to run just the attorney's office. Currently they are using an old computer as a server, which slows down all the computers in the office. There is a program that links to district court. Once the new person starts, they will be using this computer and it will be even slower. Discussion followed. Commissioner McIntosh moved to approve the purchase. Commissioner Works seconded, motion passed 2-0-0.

Alan Weber, Allen County Counselor, discussed a request purchasing the old Home Health building. Discussion followed. No action will be taken at this time.

Alan discussed the landfill trust. He had visited with Commissioner Francis and Commissioner Works last week about the request Commissioner McIntosh was wondering about on insurance. Discussion followed. Alan is checking into other options.

Alan discussed the emergency manager reclaiming costs for the train incident.

Alan discussed ACH has presented some financial information that is confidential. He reported KDHE has given blessings on cleanup on the east side site. Discussion followed.

Alan discussed interim monies for the hospital funding.

Office Mike Ford requested to put up two signs to advertise for the Charlie Melvin Run in July. Commissioners approved this request.

Commissioners approved the following documents:

- a) Clerk's vouchers \$95,583.03
- b) Payroll Changes
- b) Journal Entries # 38-40
- c) Abatements: RE 2010, Value 1279, \$182.84

With no further business to come before the board, the meeting was adjourned until June 7, 2011, at 8:30 a.m. in the Commission room of the courthouse.

absent  
Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 7, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh, and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the May 31, 2011 meeting.

Ron Holman, Allen County House & Grounds, reported the benches are in the courtyard. He recognized the Public Works Department for putting the benches together and placing them around the bandstand. Discussion followed. He discussed storing the benches during the winter to protect the benches. Commissioners approved to move some of the benches to storage after July. He suggested putting some of the benches around some of the other county buildings.

Ron discussed 360 Energy Solutions and the energy audit's program. He stated the electric was off Saturday evening and the program did not work the way it was suppose to. Discussion followed. Ron will keep checking on the air conditioning through the weekend.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Terry Call, employee, asked about the building north of the 911 Critical Assess Building. Discussion followed on options of fixing the building. Commissioners requested Terry replace glass pane for the time being. The building is currently being used for some storage.

Sandra Drake, Allen County Appraiser, discussed replacing her truck and handing hers down to the part time appraiser. Commissioners stated she should get bids.

Bill King, Public Works Director, reported the air conditioning went out at the airport. He estimated it could be fixed for approximately \$3,000 on a unit over 20 years old or replaced for a little more. Commissioners requested he get bids.

Bill mentioned he is looking at grants for the refueling station. Discussion followed.

Bill discussed the roadwork on his list. Discussion followed. Mowers are out in force. Chip and seal will start in July.

Commissioners discussed landfill charges to other counties. Changes are usually made around March before budgets are being done. Discussion followed on KDHE requirements.

Thomas R. Williams, Allen County Sheriff, joined the meeting. Commissioners discussed sheriff's department vehicles. Sheriff Williams stated they try to replace two vehicles a year to keep them up to par.

Angie Murphy, 911 Communications Director, stated she had requested a grant for data retention backup, now that the program is almost complete some of the technology has out dated the old KDM switch. They would need a new KDM switch that is compatible costing \$1,044.60. She suggested the old switch be installed in the computer room at the courthouse. Discussion followed. Commissioner Works moved to authorize the purchase of the new KDM switch so that the new \$75,000 equipment will work. Commissioner McIntosh seconded, motion passed 3-0-0.

Angie reported the State of Kansas is currently scheduled to do a technology security audit at 911 Critical Assess Building.

Jason Nelson, Allen County EMS Director, stated they are installing a new repeater on a table at the new City of Iola building.

Jason reported this Friday, June 10, 2011, his crew is participating in a mock drill with the Allen County Hospital and the City of Iola Fire/EMS. Discussion followed.

Jason mentioned paramedic field operations training in Hutchinson that he, one medic and one EMT, and a couple of dispatchers will be attending.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:47 a.m. Commissioners reconvened at 9:52 a.m. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 9:53 a.m. Commissioners reconvened at 9:58 a.m. No action was taken.

Alan Weber, Allen County Counselor, updated the commission on Hospital Trustee information. There might possibly be a VA Hospital located near the proposed Allen County Hospital. Discussion followed.

Commissioner McIntosh moved to authorize Chairman Francis' signature on the reimbursement request for the energy audit from the State of Kansas. Commissioner Works seconded, motion passed 3-0-0. Chairman Francis signed the reimbursement request form.

Commissioners reviewed a request from Prairie Paws Animal Shelter in Ottawa to budget \$144 to go towards their care facility. Commissioners declined to support this organization.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$171,033.73 for June 7, 2011 Special Payout  
\$ 69,582.14 for June 20, 2011
- b) Payroll Changes
- c) Journal Entries # 41-43
- d) Abatements –Oil Value 1050; \$148.48 Year 2010

With no further business to come before the board, the meeting was adjourned until June 14, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 14, 2011**

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

Commissioners corrected and approved the minutes of the June 7, 2011 meeting.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Sherrie asked if the Services to the Elderly van could run on Thursday nights for Farmers Market and Band Concert. Commissioners approved for the van to run on Thursday nights with the City of Iola area on June 16<sup>th</sup>, City of Humboldt area on June 23<sup>rd</sup> and City of Moran area on June 30<sup>th</sup>. These dates will be advertised and phone numbers posted.

Sherrie discussed the proposal for a new server. Commissioners declined to have Advantage back up nightly off-site for the time being. Commissioner McIntosh moved to approve the purchase from Advantage Computer for \$9,575. Commissioner Works seconded, motion passed 3-0-0.

Sherrie requested permission to order software and hardware with matching grants for HAVA (Help America Vote Act). The total purchase is \$33,035, the HAVA funds pay for \$29,731.50; Allen County's portion would be \$3,303.50. Discussion followed. Commissioners approved.

Commissioners reviewed Resolution 201108.

**RESOLUTION #201108**

**A RESOLUTION CERTIFYING THE REVIEW AND REVISION OF THE ALLEN COUNTY SOLID WASTE MANAGEMENT PLAN.**

**WHEREAS**, The Southeast Kansas Solid Waste Authority (SEKSWA) Solid Waste Management Plan and the Solid Waste Management Plans of Allen, Bourbon, Cherokee, Crawford, Labette, Neosho, Wilson and Woodson Counties contained therein, were approved by the Kansas Department of Health and Environment on March 28, 1996 and;

**WHEREAS**, K.A.R. 28-29-82 requires that Solid Waste Management Plans must be reviewed one year after there approval, or one year after the completion and distribution of the Kansas Solid Waste Management Plan, whichever is later, and;

**WHEREAS**, The State Plan was completed on December 2, 1996, the SEKSWA Solid Waste Management Plan, and the Solid Waste Management Plans of Allen, Bourbon, Cherokee, Crawford, Labette, Neosho, Wilson and Woodson Counties contains therein, must be reviewed no later than December 2, 1997 and annually thereafter, and;

**WHEREAS**, The Governing Board of the Southeast Kansas Solid Waste Operating Authority (SEKSWOA) has previously submitted to the Secretary of the Kansas Department of Health and Environment (KDH&E) a NOTICE OF REVIEW AND REVISION OF SOLID WASTE MANAGEMENT PLANS, as adopted by the Governing Board of Allen, Bourbon, Cherokee, Crawford, Labette, Neosho, Wilson and Woodson Counties, in compliance with the Solid Waste Management Plan review requirements of K.A.R. 28-29-82 to be effective December 2, 1997, and;

**WHEREAS**, Allen County has subsequently reviewed the Solid Waste Management Plan that was in effect for the county and SSEKSWOA on December 2, 1997 and submits the following revisions:

NONE

**NOW, THEREFORE, BE IT RESOLVED THAT:** the Governing Body of Allen County is in compliance with the Solid Waste Management Plan review requirements of K.A.R. 28-29-82 until October 2010.

**ADOPTED BY THE GOVERNING BODY OF ALLEN COUNTY, KANSAS THIS 14th DAY OF June 2011.**

Commissioner Works moved to approve Resolution 201108. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill Mentzer, citizen, joined the meeting.

Bill King, Public Works Director, presented bids for road striping. Bids were received from Conmat for \$9,425, with the first two weeks of July as the earliest starting date, and the county to broom prior to striping and San Gar L.T.D. for \$13,784, with the first of August as the earliest starting date, and the county to broom prior to striping. Commissioner Works moved to approve the bid from Conmat for \$9,425. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill discussed the Allen County Regional Airport.

Chuck Richey, citizen, joined the meeting.

Bill reported on projects his crew is working on throughout the county.

Chuck stated he had sent a letter to the forum and was wondering if the commission had any questions. Discussion followed on health care for the future and the proposed hospital.

Commissioner McIntosh moved to reappointed John McRae to serve a three-year term (July 01, 2011 to June 30, 2014) on the Tri-Valley Developmental Center Board. Commissioner Works seconded, motion passed 3-0-0.

Kelli Kramer, Allen County Conservation District Manager, and Juanita Tolle, Treasurer, presented the 2012 budget proposal. Kelli explained what the entire district has done in 2011. The total of state cost-share funds brought into Allen County because of the Conservation District in Fiscal Year 2010 is \$29,869 which will be distributed to county producers to install conservation practices on their land. The Conservation District also had \$176,093 of USDA cost-share funds brought into the county. They and NRCS was responsible for the installation of 52280 feet or 9.9 miles of terraces, 42.6 acres of waterways, 10 ponds and 16 watering facilities, one 1159 cubic yards diversion, repairs of 2 failing septic systems, 500 acres of pasture and hay land planting, and 425 acres of brush management. The Conservation District Buffer Coordinator in the fall of 2010/spring of 2011 is responsible for 67.4 acres of CRP enrolled last year. They hosted an Earth Day learning event for fourth graders in Allen County. The Conservation District operates a Great Plains No-Till Drill to aid producers in the planting of native grass. New projects in the works are better designed quarterly newsletters, signs along US Highway 169 and US Highway 54 announcing entrance into the district, coloring books for the different events, produce crop growing DVD and station that can be used at Earth Day, Allen County Fair and checked out for classroom uses. Kelli reported Dwight and April Hawkinson received the Water Quality Award; Lawrence Barnett received the Soil

Conservation Award; and Scott and Kim Day received the Wildlife Award from the district. The Allen County Conservation District is requesting \$25,000 from Allen County, which is the same as 2011's appropriation.

Nathan and Sandy Granger, Allen County citizens, expressed their concerns on the light beacon at the Allen County Regional Airport. They have the "Las Vegas Effect" in their home. The beacon light had to be replaced and is much brighter than the old one. Bill has raised it a little bit but Nathan is still concerned about its brightness. Discussion followed on where and how the light hits their house. Bill explained the old light was 250 watt but they don't make the 250 watt so the 400 watt is as low as they can get on watts. Bill will visit with the engineer to check on getting a variance to raise the beacon 3 degrees. Bill will see what he can do to help matters of the light shining in the home.

Alan Weber, Allen County Counselor, discussed the landfill trust options. Alan stated our auditor will start working on checking into our different options so the county can pay into the Trust Fund what they feel is appropriate.

Alan discussed financial information that was given to the public minus the confidential information last Tuesday.

Alan discussed the additional costs for land preparation for the proposed hospital on the east side of town. Discussion followed in detail. The Hospital Trustees will be discussing this evening once they are given more information. Commissioners stated they trust the trustees to check out all the facts and will give the commission a fair judgment decision.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Journal Entries #44
- c) Clerk's vouchers \$184,401.58

With no further business to come before the board, the meeting was adjourned until June 21, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 21, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the June 14, 2011 meeting.

Alfred Link, Veteran's Committee representative, and Jamie Mosbrucker, 891<sup>st</sup> Engineer Battalion Master Sergeant, out of the City of Iola, discussed expanding the veteran's wall. Larry Robertson will be chief operating officer. Alfred asked if it was possible to provide backhoe and help on the concrete. Commissioners advised they would take under consideration. Discussion followed. Commissioners once again requested a plan before they take action on the construction of the wall. Commissioners did approve coordinating the use of the backhoe with Public Works. Commissioners expressed their thoughts that they should plan the future expansions on the back of the existing wall.

Commissioner McIntosh presented information on RC&D program.

Commissioner Works reported on the Thrive meeting at the City of Moran. He stated they do not have any storm shelters. He suggested they consider putting one in at the Moran Senior/Community Center. No action was taken at this time.

Sherrie reported on the LaHarpe Senior Center's hot water heater. Discussion followed.

Bill King, Public Works Director, present bids for an air conditioning unit at the airport. Tholen's Heating and Cooling for a Trane for \$6,744.25 with a 5 year warranty on compressor, 5 year on parts, 1 year on labor, being able to install June 20<sup>th</sup> – 24<sup>th</sup>; Dale's Sheet Metal for a Lennox for \$6,258.22 with a 5 year warranty on compressor, 5 year on parts, blower coil 1 year, electric strip heat 1 year, half down payment, remainder when job is complete; Anderson Plumbing for a Rheem for \$6,147.00 with a 10 year warranty on parts, work to be completed within 2 weeks from award; Holloway & Sons for an Amana for \$4,834.00 with a 10 year warranty on parts, lifetime on compressor, start date 6/23/2011 with completion in 1 day. Commissioner Works moved to approve the purchase from Holloway & Sons. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill presented a contract with Swab Eaton for the annual bridge inspection. Allen County has 224 bridges. Discussion followed. Commissioners requested he go out for bids.

Bill requested to hire a part time person to help the regular Special Bridge department through the summer. Commissioners approved.

Bill discussed collecting issues for landfill fees. Commissioners will visit with the County Counselor about the collection process.

Bill discussed roads projects, current and future.

Barbara Culbertson, citizen, expressed her concerns on the sale of fireworks. She requested to have a time limit curfew. Discussion followed. Thomas R. Williams, Allen County Sheriff, stated they could call law enforcement to report disturbance of peace. He stated he didn't think issuing a curfew would take into consideration that each person's tolerance level will vary. Discussion followed.

Tim Cunningham, Tri-Valley Developmental Services, Inc. Executive Director, and Bill Fiscus, Associate Director, Administration, presented information on 2011 services and 2012 budget request. Steve Uitts attended with them. John McRae, Susan Jones and Nila Dickason currently serve as commissioner appointments on the board. Tim presented minutes of the past board meetings. Tim reviewed their mission statement, direct supervision, geographic service area, service/support type and number served in Allen County, general public transportation, lola service center and the CDDO staff and individuals served information. Discussion followed on how the state looks at the waiting list for services. There are currently 31 on the waiting list in Tri Valley Development Services area. Tim requested 2012 funding of \$65,000 which is \$5,000 more than 2011 budget. Discussion followed on cuts by the State on funding and the state is looking to move all costs to local levels. Tim stated they don't even have the state budget for 2012 yet which for them starts July 1, 2011. There are four counties (Neosho, Bourbon, Allen and Woodson County) that pay into Tri-Valley Developmental Services, Inc. Commissioners noted they would take the request under consideration.

Steve Uitts stated he does about whatever needs done that they ask him to do. He waters the pocket park and shreds at the Tri-Valley building in lola.

Bill Shirley, City of lola Mayor, joined the meeting.

Daniel Creitz, 31<sup>st</sup> Judicial District Judge, Judy Froehlich, 31<sup>st</sup> Judicial Court Chief Clerk, and Dina Morrison, 31<sup>st</sup> Judicial Court Clerk, presented the 2012 budget proposal. The overall increase requested is \$26,977. The increases are due to the increase of \$25,000 for indigent services, \$2,000 increase of repair and maintenance to reupholster jury chairs in large courtroom, increase of \$25 for clerk dues, law library has assumed paying for the Westlaw Books for a decrease of \$3,500, and an increase of \$3,300 for office equipment with plans to replace the fax in the district court and replace desk and two office chairs in court services. Discussion followed.

Judge Creitz stated the drug court is still being reviewed. They are still ironing out issues and traveling to see what other drug courts are doing. Service providers have to buy into the services for them to work the way they should. Discussion followed. Drug court is something he would like to do but does not want to cost the county more monies. It is expensive to do. Judge Creitz reviewed what the drug court would accomplish.

John Green, Southeast Kansas Area Agency on Aging Executive Director, presented SEKAAA 2011 budget request for \$2,000.00. John presented "Explore your Options" booklets to help the commission be informed on services provided by SEKAAA. John discussed training for Medicare Part B counseling. He and Sandra Hilldinger have signed up for that training. SEKAAA are participating with Farmers Market and have been handing out \$30 vouchers for purchasing produce. SEKAAA provides services of Older Americans Act for assessments, attendant care, case management customers, counseling, homemakers, information and assistance, Lifelines, support groups (caregivers), transportation and respite; Nutrition Programs of congregate meals,

assessments, home delivered meals; Senior Care Act in assessments, attendant care, bath, case management customers, homemakers, Lifeline, and mobility; Home and Community based services of helping with Medicare Part D. John reported during the last year the SEKAAA provided services to the elderly in Allen County totaling \$248,583.00.

John discussed the open position on the SEKAAA Board. They meet every other month. Commissioners will make a decision soon.

John discussed congregate meals provider.

Chairman Francis opened the Water District #8 hearing. Ray LaRue, President of Rural Water District #8, and Richard Schneider, Rural Water District #8, were present for the hearing. They are applying for a Community Development Block Grant (CDBG) in the amount of approximately \$750,000. The Water District #8 would pay for a portion of the cost. The commission had said they would sponsor the CDBG. Discussion followed on issues for Rural Water District #8. They have two standpipes and want to replace with a pedestal tower. RWD#8 currently has 350 users on the system. No one opposing the request was present. Commissioner Works moved to close the Rural Water District #8 public hearing. Commissioner McIntosh seconded, motion passed 3-0-0.

M. Eric Ferrell, Alliance for Technology Commercialization President and Kseniya Gubkina, representative, presented information on what they do. They used a paper napkin for an example of what all it takes to develop an idea. Eric reviewed the steps to take an idea to market – the commercialization process. Eric reviewed a paper power point with the commission. Alliance for Technology Commercialization (ATC) was formed in 1998 to help the public to develop, transfer and commercialize new technologies. They reviewed the objective to create high value jobs and increase prosperity in the region. Their mission is to strengthen the economic base of Kansas by helping with start up and expansion, technology and development of support networks and infrastructure. Eric explained the value of ATC in detail and the history of funding. ATC has experienced 20% reduction of resources with which to serve clients in 2010, 2011 experienced an additional 4% in operating funding. Eric requested \$3,000 in operational funding from Allen County. In return, ATC will waive fees for clients from Allen County for 40 hours of our services. It will allow Allen County's inventors to benefit up to \$1,750 per project. Discussion followed. He stated it is usually seven years for a successful project. Commissioners requested budgets for the past three years. They will take under consideration.

Alan Weber, Allen County Counselor, discussed NRP's in Allen County.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$120,996.20 signed June 17 for June 20, 2011 payout
- b) Payroll Changes
- c) Journal Entries # 45, 46, & 48

With no further business to come before the board, the meeting was adjourned until June 26, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**June 28, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G McIntosh and Joyce Foster, Allen County Deputy County Clerk.

Sandra Drake presented bids from Twin Motors for a 2011 F-150 Crew Cab 4x4 pickup. She had also requested for bids from Ranz Motors and Shields but they did not submit bids. Commissioner Works moved to approve purchase of the pickup, Commissioner McIntosh seconded; motion passed 3-0-0.

Bob Johnson, Iola Register, and Cliff Ralstin, Humboldt Union, were present to observe the meeting.

Commissioners corrected and approved the minutes of the June 21, 2011 meeting.

Lin Gillen, Kansas Human Rights Commission, stopped in to remind the commissioners where they are located and what they do. The mission of the Kansas Human Rights Commission is to prevent and eliminate discrimination and assure equal opportunities in all employment relations, to eliminate and prevent discrimination, segregation or separation, and assure equal opportunities in all places of public accommodations and in housing. They have several offices around the state. They offer mediation and, if that is not successful, they turn it over to an investigator.

Wade Bowie, County Attorney, stopped in to introduce his new assistant, Chris Phelan.

Ron Holman, Allen County House and Grounds Director, stopped by to report that Boren Roofing is starting work on the courthouse canopies. He inquired about their thoughts on repairing or replacing damaged ceiling tiles in the courtroom area. Consensus was to see about repairing first and if this was not successful, look into replacing.

Bill King, Public Works Director, discussed bridge inspections by KDOT. Allen County has 177 that meet criteria – 11 of these were identified as having issues. Two of the 11 are scheduled for replacement and another has already been replaced.

Bill reported two mowing tractors are down for repairs.

QUAD Enterprise Facilitation Inc. resource board members Donna Curry, Shelia Lampe, Jay Leedy, Gwen Martin, Ben Allen, and Allen Zadonozy, and Jack Newcomb, facilitator of QUAD Jack gave the history of QUAD. Four counties were in it at the beginning, some others have come and gone over the years. Woodson and Chautauqua are the only counties involved in it at the present time. Its main area is business coaching. He has free confidential one-on-one meetings with people interested in starting or working on problems in their small business. Jack Newcomb explained the procedures he follows and areas he touches on in working with the people and suggesting resources to help them. He gave several examples of successes. Commissioners were told they could contact any of the members if they have further questions.

Jason Nelson, EMS Director, discussed his proposed budget with the commissioners and answered questions they had. He reported there is one ambulance in shop with air conditioner problems.

Sharon Utley, Allen County Treasurer, reported implementation of her new motor vehicle program from the state has been pushed back to December 1 and discussed the challenges this may present starting out. They will start work on the motor vehicle counter in her office on the weekend of July 8. She then discussed her proposed budget and answered questions put to her by the commissioners.

Thomas R. Williams, Allen County Sheriff, discussed his budget and explained the line item increases he has requested. He addressed questions from the Commissioners. He explained requested increases on the emergency management budget and answered questions regarding the same.

Tom also reported on a project in the works for the sheriff's office that could reduce the liability insurance for his department.

Pam Beasley, Emergency Management Director, discussed storm shelters that might be suitable for Moran and handed out information she had compiled.

Pam reported on Mildred Days and discussed identified wants and needs of the citizens in that part of the country.

Alan Weber, Allen County Counselor, discussed people not having 911 address markings/signs and was looking for ideas on how to correct this.

Commissioner Works moved to authorize the chairman's signature on the Waste Tire Grant pending county counselor's approval. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner Works introduced Daniel Crook, SEK Regional Planning Commission Executive Director.

Commissioners approved the following documents.

- a) Clerk's Vouchers Totaling \$177,738.61
- b) Payroll Changes
- c) Journal Entries 47, 49, 50

With no further business to come before the board, the meeting was adjourned until July 5, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Joyce Foster, Deputy County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**July 5, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Joyce Foster, Allen County Deputy Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the June 28, 2011 meeting.

Commissioners reviewed a letter from Fire District #3 regarding the resignation of Scott McNutt as Fire Chief and board member. Commissioner Works moved to appoint Alex Henderson to serve on the board for Fire District #3, Commissioner McIntosh seconded; motion passed 3-0-0.

Sandra Drake, County Appraiser, came in to discuss her proposed budget. She answered questions the Commissioners had regarding the same.

Bill King, Public Works Director, discussed his proposed budget and answered questions from the Commissioners.

Bill discussed the mowing and how it is progressing. He also reported on some road work near Humboldt.

Angie Murphy, 911 Communications Director, discussed her proposed budget. She answered questions and explained changes and examples to justify the same. She answered questions regarding the call volume from 911 calls, calls on the business line that may or may not be emergencies, and rollover calls from the cities of Iola and Humboldt and the Allen County Sheriff's office. They also dispatch for Iola Animal Control. Discussion followed on how the volume of calls is handled and the need to re-evaluate at some point.

Angie reported on plumbing problems in the women's restroom in the 911 building. The plumber wants to send a camera down through the pipes to make sure it isn't a problem in the pipes. His \$300.00 quote would include this camera inspection as well as a new toilet in the women's room. Commissioners approved.

Cara Barkdoll, Register of Deeds, was in to discuss her proposed budget. She explained several different line items and answered questions.

Pat Spencer, Allen County citizen, and President of the VFW Auxiliary in La Harpe, visited with the Commissioners regarding issues that arose with the sheriff's department prior to the Battle of the Bands fundraiser held at the VFW about ten days ago.

Alan Weber, County Counselor, reported briefly on the hospital land and other issues still to be decided by the trustees.

There was some discussion about going out for bids on insurance. This will be discussed further at a later date.

June Terrill visited with the Commissioners about the Moran Senior Center doors. They are having difficulty with the doors not closing properly, especially the front doors. They feel the doors are

too heavy for the frame and adjustments do not 'hold'. Commissioners will send someone to look at them to see what can be done.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$307456.51
- b) Payroll Changes
- c) Journal Entries #51-53

With no further business to come before the board, the meeting was adjourned until July 12, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Joyce Foster, Deputy County Clerk

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Gary G. McIntosh, Commissioner

## **IOLA, KANSAS**

## **OFFICE OF THE ALLEN COUNTY CLERK**

**July 12, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register, was present to observe the meeting.

Commissioners corrected and approved the minutes of the July 5, 2011 meeting.

Wade Bowie, II, Allen County Attorney, informed the commission that LEBC is going to do a round table launch with the State of Kansas Attorney General Derek Schmidt later today in the assembly room.

Wade mentioned he had agreed with the Sheriff and City of Iola Chief of Police to help purchase head cameras for deputies and officers. He will pay for his share out of the diversion fund.

Wade explained budget changes requested for 2012. He had to add a new line item for SANE Exams, which is mandated by the State of Kansas to be paid for by counties. This will add \$10,000 to his budget or, if the commission wants, it could come out of Courthouse General. He has increased Transcripts line item as in the past expenses have been budgeted at approximately \$3,000 but the expenses have been of over \$8,000. Wade touched on other line items that increased but not as much. Discussion followed on need and purpose. Commissioners thanked Wade and will take his budget request under consideration.

Wade requested to purchase a "Full Court" program for \$1,800 that would allow the attorneys office to link with district court. Discussion followed on what it would do for efficiency in the office. This is just a one-time fee. Commissioners approved.

Bill King, Public Works Director, presented bids for the Biennial Bridge Inspection and Analysis inspections. Brad Fagan, Schwab-Eaton Engineer, was present. Schwab-Eaton bid was \$82.00 per bridge for a total of \$20,008; GBA's bid was \$175 per bridge for a total of \$42,700. Allen County has 244 bridges that need inspected. Commissioner Works moved to accept the low bid from Schwab-Eaton. Commissioner McIntosh seconded, motion passed 3-0-0.

Brad discussed funding from KDOT and how allotted funding for counties was used. Some counties did not use this funding and other used it a lot. KDOT allowed for counties to be able to get monies for 10% of the costs. Discussion followed on current changes KDOT has made. He explained the federal funding called SWAP Out. Commissioners approve Schwab-Eaton to design the bridge project using federal funds.

Bill presented bids for steel pipe. Bids were received from J.R.C & Company for 48"x40' .250 wall thickness for \$84.50 per foot times 16 pieces 40' long for \$54,080; 36"x40' .250 wall thickness for \$39.50 per foot times 15 pieces 40' long for \$23,700; 24"x40' .250 wall thickness for \$28.50 per foot times 15 pieces 40' long for \$17,100 for a total of \$94,880; and Gericke Iron & Metal for 48"x40' .250 wall thickness for \$100.80 per foot (.312-5/16") times 16 pieces 40' long for \$64,512; 36"x40' .250 wall thickness for \$75.60 per foot (.312-5/16") times 15 pieces 40' long for \$45,360; 24"x40' .250 wall thickness for \$28.88 per foot (.312-5/16") times 15 pieces 40' long for \$17,328 for a total

of \$127,200. Commissioners declined to accept any bid. Discussion followed on a different type of pipe. Commissioners requested Bill to get bids for this type of pipe.

Linda Stange, Southeast Kansas Homeless Shelter Faith House Inc. executive director, explained that the shelter was originally set up to serve 2 counties, now up to 9 counties. Their motto is "A Hand up...not a Hand out". They opened doors in November of 2007. They can house up to 12 persons and at least 10 on the waiting list. The Faith House is used for emergency housing for homeless residents of Southeast Kansas. A Board of Directors governs Faith House, Inc. The directors represent many of the local service agencies that collaborate with Faith House. Linda explained a person's state of mind and health when they need help. She explained they do not take transient persons. People become homeless for various reasons but mostly economics, recent layoff from a job, medical crisis, the wage earner suddenly leaves the family either through death or abandonment, domestic violence or lack of education. Linda explained budget and expenses. She explained in 2010 they housed 59 Allen County people out of 169 persons. Linda explained other options they provide for persons. She requested \$3,000 from Allen County and will be requesting the same from the City of Iola. Discussion followed. Commissioners thanked her for the amazing work she does.

Bob Chase, Executive Director of Southeast Mental Health Center, Alan Hauser, SEK Mental Health Center accountant, Walt Regehr, Southeast Mental Health Center Chairman, and Ed Miller, Southeast Mental Health Board Center Vice-chair, were presented to present a request for \$110,300 for 2012 budget. Bob reported the state has cut funding by 3% that they usually receive to help offset the costs. In March they learned their Medicaid funding will be reduced by \$165,082 between April and the end of June but projecting a substantial amount by the end of the year. Bob discussed other changes and needs. A large amount of Mental Health funding comes directly from Medicaid funding. Not knowing what is going to happen at the state or federal level will tremendously affect services currently provided. Bob explained several agencies that they referred individuals to for help have already closed doors so they have to refer persons to other places. They have cut back family support to reduce funding. Alan stated next year is when they really start feeling the effects of funding cuts.

Bob discussed alcohol funding that allows them to provide an alcohol program. Without alcohol monies they are looking at discontinuing this current program. He has received 1/3 of the alcohol funding of approximately \$7,000 in the past years from the City of Iola. He requests the same for 2012 from Allen County since the City of Iola does not get as much as they did before population dropped below 6,000. Bob stated they would continue to request from the City of Iola and Allen County for alcohol funds.

Art Chapman, Allen County Animal Rescue Foundation (ACARF), and Larry Macha, ACARF Board member, requested funding of \$50,000 per year from Allen County. They have been open for one year. Art reported on current funding for ACARF. He stated they would continue to work on donations and pay on the loan. He explained they had a grant in 2011 that they won't have again. Art explained funding woes. He stated schools have been using the shelter as activities with interaction with the animals. State mandates the animals have to be kept at least 3 days before they are put to sleep. ACARF does not put animals to sleep unless they have issues. Discussion followed on donations, websites and where people come from to find an animal. Art stated there are several counties that support their animal shelters. In one year they have adopted out approximately 230 animals. Art mentioned that he and several others have stated they feel strongly the county should be involved. Commissioners requested more information such as policy and members as this would be more than half a mill of tax monies from Allen County residents.

Terry Call, Allen County employee, wanted to let the commission know that the doors at the Moran Senior/Community Center were repaired. Discussion followed. He also covered the doors with a sunscreen tint.

Rhonda Fernandez, Professional Insurance Consultant, discussed a Wellness program. She visited with Cedar Brook Golf & Fitness director. They are willing to waive the enrollment cost of \$25.00. The county would pay a monthly fee of \$30.00, which the employee pays \$15.00 and Allen County pays \$15.00. She covered what membership would include. She suggested setting up a Wellness Program committee of employees. Discussion followed.

Rhonda discussed a program called MCM Solutions for Better Health. They do risk identification and review. They would do the projective health screening. Rhonda explained what this company would do. MCM would have to have a base line report from the hospital which would be doing the blood work. Rhonda discussed penalties if employees do not participate in the wellness program. Rhonda asked where commissioners want to go on the wellness program.

Discussion followed. Commissioners requested Rhonda do a survey to go out to employees and see who would be interested in serving on a committee.

Rhonda discussed premiums and claims so far for 2011.

Commissioner McIntosh discussed a Thrive meeting where a foundation for Allen County was discussed.

Alan Weber, Allen County Counselor, updated the commission on items to be discussed at the hospital trustees meeting at this evenings meeting.

Alan discussed landfill trust fund.

Commissioners reviewed a Resolution 201109 concerning the new 911 fees.

#### **Resolution #201109**

##### ALLEN COUNTY EMERGENCY TELEPHONE SERVICE

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 24<sup>th</sup> 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 or its equivalent in those portions of the governing body's jurisdiction for which emergency telephone service has been contracted to pay the costs thereof.

AND WHEREAS, the Kansas Legislature has mandated that, beginning in January of 2012,

the amount of tax to be imposed shall be in the amount of \$0.53 per month per exchange access line or its equivalent.

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 \$.53 per month per exchange access line or its equivalent 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 to enter into any contracts with providers of emergency telephone service or any other public agencies in accordance with K.S.A. 23-5304, if the same is deemed to be the most appropriate procedure.
3. The forgoing tax rate of \$0.53 shall take effect and replace the former tax rate of \$0.75 beginning January 1, 2012

PASSED AND APPROVED, this 12th day of July, 2011.

Commissioner Works moved to approve Resolution 201109. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner McIntosh moved to go into executive session for 10 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 12:17 a.m. Commissioners reconvened at 12:27 a.m. No action was taken.

Sherrie asked if the Services to the Elderly van could continue to run on Thursday nights for Farmers Market and Band Concert. Commissioners approved for the van to continue to run on Thursday nights through the month of July as long as they had a group, with the City of Iola area on July 14<sup>th</sup>, City of Humboldt area on July 21<sup>st</sup> and City of Moran area on July 28<sup>th</sup>. These dates will be advertised and phone numbers posted.

Ron Holman, Allen County House and Grounds, discussed an issue on the canopies and guttering. Discussion followed. The canopy on the south was slanted which means guttering will be needed for over the handicap ramp because of runoff. Commissioners requested Ron to get a bid for guttering over the ramp.

Commissioners approved the following documents:

- a) Vouchers \$139,016.77 for July 20 payout  
\$173,728.69 for special payout July 12, 2011
- b) Payroll Changes
- c) Journal Entries 54-58

- d) Abatements Oil Value 1279; \$ 6,082.76, year 2008  
Oil Value 121,286; \$19,373.96, year 2009  
Oil Value 156,133; \$ 21,991.90, year 2010

With no further business to come before the board, the meeting was adjourned until July 19, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY**

**July 19, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A Francis, Commissioner Gary G. McIntosh, Commissioner Dick Works and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, William Watson and Larry Barnett, citizens, were present to observe the meeting.

Commissioners corrected and approved the minutes of the July 12, 2011 meeting.

Alan Weber, Allen County Counselor, discussed hospital land offered. He stated assessable is more important than visible. Discussion followed. Land has to be purchased before funding can be established.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor, Jason Nelson, Allen County EMS Director and Sherrie L. Riebel, Allen County Clerk. The time is now 8:32 a.m. Commissioners reconvened at 8:37 a.m. No action was taken.

Jason stated he is getting figures from the State of Kansas as to what other EMS Services rates are in the area. Commissioner McIntosh suggested he have the rates reviewed by our TPA.

Cliff Ralstin, Humboldt Union, joined the meeting.

Larry Barnett, citizen from Humboldt, stated his concern for the request from ACARF. He asked if it was a county owned building or business. Commissioners stated it is not; it is a non-profit organization. Larry stated he would rather see monies go towards helping veterans before animals.

Larry Barnett stated Bill King and crew are doing a fine job with county projects. He highly complimented a job well done.

Commissioners explained where the county has had cuts and where they are trying to hold the line. Discussion followed on the type of funding cuts from the State of Kansas.

Larry Tucker, City of Humboldt Administrator, presented the Humboldt Neighborhood Revitalization Act update. Commissioners and Alan reviewed. Commissioner Works moved to approve Chairman Francis' signature. Commissioner McIntosh seconded, motion passed 3-0-0.

Larry Tucker discussed a grant the City of Humboldt has applied for concerning the building of a new fire/ambulance station.

Larry Tucker discussed having a Humboldt Senior Center Board. Commissioner McIntosh suggested Larry visit with the senior center attendees and see about forming a board. Discussion followed on renovations .on the senior center.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:59 a.m. Commissioners reconvened at 9:04 a.m. No action was taken.

Chuck Richey, citizen, stated the Lions Club that took care of cost from the clock has disbanded. He asked if the commission wanted the bills for the clock. Chuck would have to follow the county purchasing policy. They stated if there is another organization that would like to adopt the clock that would be good,

Bill stated the stripping is completed south of Humboldt. He discussed current work the department is working on. He stated they will be working on chip and seal before long.

Commissioner McIntosh asked about the Regional Airport. Bill stated Alan has some information for the commission. Discussion followed on electricity and the Powered Parachute Fly In.

Commissioner McIntosh stated he was visiting with Commissioner Gwen Martin from Woodson County concerning landfill and clinics.

Dennis Gardner, City of Mildred Mayor, stated Pam Beasley, Emergency Management and Angie Murphy, 911 Director, are working with the City of Mildred on applying for a grant for a storm siren.

Ron Holman, House and Grounds Director, reported there is a gas leak in the gas line that leads to the Eternal Flame on the west side of the courthouse. The leak is underground and the line is scheduled to be dug up and fixed.

Thomas R. Williams, Allen County Sheriff, discussed the incentive for process servers. Alan stated this has been going on for months. He also stated pre-approval of starting wages should be submitted before hiring. Commissioners stated they feel that is a good solution for the payroll issue. Sheriff Williams stated he would have a bill coming across the commission desk for counsel for the commission to pay. Discussion followed on personnel policy. Sheriff Williams stated he would submit pre-approval on minimum starting wages. Sheriff Williams explained the process monies collected go into the Sheriff's department reimbursement fees.

Alan discussed the Emergency Management position. He explained the position is currently under the sheriff and suggests that it should be officially under the commission. No action was taken at this time. Commissioners will take under consideration.

Alan discussed the hospital funding options from state and federal.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, County Counselor, and Sherrie L. Riebel, Allen County Clerk. The time is now 10:13 a.m. Commissioners reconvened at 10:18 a.m. No action was taken.

Craig Abbott, City of Lola resident, visited with the commission on a July 2010 Kansas County Budget Analysis In Search of Efficient Government from the Kansas Policy Institute. He left it for the commission to review.

Commissioners approved the following documents:

- a) Clerk' vouchers \$190,067.09
- b) Payroll changes
- c) Abatements Oil Value 193; \$ 9.54, Year 2008  
Value 137, \$990.28, Year 2009

With no further business to come before the board, the meeting was adjourned until July 26, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A Francis, Commissioner Dick Works, Commissioner Gary G McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register, was present to observe the meeting.

Commissioners corrected and approved the minutes of the July 19, 2011 meeting.

Bill Shirley, City of Iola Mayor, introduced the City of Iola's new Administrator, Carl E. Slaugh.

Commissioner McIntosh reported on a meeting he had with Gwen Martin, Woodson County Commissioner.

Commissioner McIntosh discussed insurance changes.

Bill King, Public Works Director, reported the project to handle waste water has almost been approved. Discussion followed.

Bill discussed budget requests from different entities. He reminded the commission Public Works had taken several hits on revenue and budget the last few years.

Commissioners reviewed a Resolution 201110 Burn Ban.

**RESOLUTION NO. 201110 ALLEN COUNTY, KANSAS  
A RESOLUTION INSTITUTING A BURN BAN FOR  
ALLEN COUNTY, KANSAS**

WHEREAS, on this 26<sup>th</sup> day of July, 2011, the same being a regular meeting day of the Board of County Commissioners of Allen County, Kansas, the Commissioners find that dangerous conditions continue to exist in the unincorporated areas of Allen County, Kansas due to excessively dry and windy weather and that the potential for fires which could cause damage to both persons and property has greatly increased; and

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

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

1. That pursuant to K.S.A. 48-932, a local emergency exists within Allen County, Kansas.
2. That the entire unincorporated area of Allen County, Kansas is covered by this resolution.
3. That the Board of County Commissioners has all rights and powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Preparedness Act of 1975.
4. That a ban on all open burning, inclusive of any type of controlled burning of grass, brush, weeds, trees, trash or debris as well as campfires within the unincorporated area of Allen County, Kansas shall go in effect at 12:00 noon on Thursday, July 28th, 2011 with the following exceptions:
  - (a). Building, maintaining, attending or using an open fire or campfire in permanent stove or fireplaces or barbeque grills in developed recreational sites or residential sites.
  - (b). Prescribed burning for crop production or grassland management may be conducted upon the written permission of and upon the specific conditions required by the Allen County Sheriff, Thomas R. Williams.
5. This burn ban shall remain in effect until lifted by the Board of County Commissioners of Allen County, Kansas.
6. A violation of this resolution shall constitute a Class A Misdemeanor punishable under the Laws of the State of Kansas, and the Sheriff of Allen County, Kansas his deputies and authorized agents shall have the authority to enforce this resolution and the provisions therein.
7. Effective upon publication in the official county newspaper, The Iola Register.

RESOLVED THIS 26th DAY OF July, 2011.

Commissioner Works moved to approve Resolution 201110. Commissioner McIntosh seconded, motion passed 3-0-0.

Sheriff Williams left the commission meeting. Jason Nelson, Allen County EMS Director, joined the meeting.

Mayor Shirley reported they had a power point to present to the commission concerning the ambulance services. Judy Brigham, Roxanne Hutton, Mike Geffert, Tim Thyer, Trevor Shannon, Jim Kilby, Gary Kimball, Bill Manus, Jim Talkington, Jim Kilby, Tom Williams, Don Leapheart, Ron Conway, Bill Shirley, Carl Slaugh, Jane Massey, Brenda Hobbs, Rex Hobbs, Ryan Sell, Kenneth Powell, Jeremy Ellington, Mark Michael, Ron Jenkins, were all present for the presentation. Ron Conway presented an Iola EMS Proposal, which was presented to the City Council last evening. The presentation is to inform the Allen County Commission how the City of Iola could take over the Allen County EMS department. He stated their mission statement and went right into the

proposal. Discussion followed on different items shown within the power point. Commissioners discussed how by State Statute Allen County is ultimately responsible for ambulance care. Commissioner McIntosh asked if a city/county group was a possibility before any action or agreements. Commissioners stated a committee of the public would be fine with them if the new City Council would be interested in revisiting the ambulance issue, the current agreement could be voided. Discussion followed.

Judy Brigham, Roxanne Hutton, Mike Geffert, Tim Thyer, Trevor Shannon, Jim Kilby, Gary Kimball, Jim Talkington, Jim Kilby, Tom Williams, Don Leapheart, Ron Conway, Bill Shirley, Carl Slaugh, Jane Massey, Brenda Hobbs, Rex Hobbs, Ryan Sell, Kenneth Powell, Jeremy Ellington, Mark Michael, Ron Jenkins, all left the meeting.

Jason Nelson, Allen County EMS Director, presented information on Ambulance collection from 2006 to 2010. He reported what Medicare/Medicaid pay vs. Commercial insurances would pay on ambulance run charges. Discussion followed.

Jason discussed the ambulance grant he has applied for. He stated ambulances have had some mechanical issues.

Jason discussed mutual aid service. He stated they will be starting a Emergency First Responders Class to start August 16, 2011 from 6 to 10 through December. Discussion followed.

Bill Manus reported his office is stationed out of Pittsburg.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:49 a.m. Commissioners reconvened at 9:54 a.m. No action was taken.

Rhonda Fernandez, Professional Insurance Consultant, discussed the Wellness proposal. If Golf Course and Fitness Center the fees would be waived with 51 sign ups, monthly fee would be for \$29.00 plus tax regardless of single or family. She reported on what all a membership would include. Discussion followed.

Rhonda reported on the county survey. She stated a handful of persons signed up for serving on the committee. Discussion followed on other comments on the survey. Commissioners reviewed to discuss setting up a committee.

Rhonda reviewed prior plan year utilization report and stop loss specific 50% report from April 2010 to March 2011. Discussion followed. Rhonda presented and reviewed current plan year utilization report and stop loss specific 50% report from April 2011 to June 2011. She reviewed drug reports.

Rhonda discussed cost trends for health insurance as well as drug insurance.

Rodney Burns, Schlotterbeck & Burns Auditors, presented a rough draft of the proposed budget for Allen County. Discussion followed for quite some time on cuts.

Joe Weiner, Wood.com Inc., presented a proposal regarding the Humboldt Senior Center. He stated the floor sags creating a slope in egress to the east building, post and beam supports are not properly set on concrete blocks, and there are several broken support braces. Discussion followed. Joe proposed to repair the northeast corner of the building's floor by sistering 2X12X10' floor joist structural yellow pine, minimum 32 up to 6 boards would be required, jack the floor a little bit each day over 3 days to minimize stress and possible board, nail or vinyl floor covering damage, no guarantee that damage may not occur to floor or vinyl, will level floor as good as possible but floor will not be a true level floor when completed, but it will be sound and feel relatively level when walking on it. He stated installation and repair of support column and beam, partition wall removed, rebuilt, secure bookcase, labor and materials total \$1,800 for 32 boards with an additional board cost of \$12.50 each if required. Discussion followed on options to help the moisture and other items that need attention. Commissioners stated they felt it is urgent to work on the flooring. Joe stated he would submit a proposal for the remaining items. Commissioner Works moved to accept the bid presented for correcting the flooring and bring new bids for extra work. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners requested Joe to check with Richard Weilert (who had put on the siding) on what was behind the siding on the Humboldt Senior Center. Discussion followed.

Commissioner McIntosh stated he is in favor of funding ACARF some but maybe not to the request. Commissioner Works stated there is nothing in their plans to show where monies are

going and that most looks like paying back debt. Discussion followed. No action was taken at this time.

Commissioner stated they will meet again Wednesday, at 8:30 a.m. to work the budget.

Commissioner McIntosh expressed his thoughts on the ambulance issues. He feels a committee or group of citizens should be formed. Commissioner Francis stated he feels citizens would look at all issues of ambulance and fire. Commissioner Works stated the county had looked at financing before making a discussion. It is on the table for discussion if the City of Iola Council would so choose to visit the idea again.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$60,179.56
- b) Payroll Changes
- c) Journal Entries 59-61
- d) Abatements: PP Value 0; \$ 11.86; Year 2005  
Value 1; \$ 18.04; Year 2006  
Value 1; \$ 18.76; Year 2007  
Value 1; \$ 19.20; Year 2008  
Value 0; \$162.10; Year 2009  
Value 0; \$503.48; Year 2010  
TR Value 178; \$ 21.86; Year 2010  
Oil Value 0; \$ 57.06; Year 2007  
Value 0; \$ 70.42; Year 2008

With no further business to come before the board, the meeting was adjourned until July 27, 2011, at 8:30 a.m. for continuation of an adjourned meeting in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**July 27, 2011**

The Allen County Board of Commissioners met in an adjourned session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, Allen County Clerk, for the purpose of discussing 2012 Budget issues.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Rodney Burns, Schlotterbeck & Burns Auditors, and Commissioners reviewed and discussed the department requests.

Commissioner McIntosh moved to sign the summary page for the 2012 Allen County Budget for publication. Commissioner Works seconded, motion passed 3-0-0.

Commissioner McIntosh stated he would like to establish facts for the setting up an ambulance committee. The thought is to have both the City of Iola and Allen County choose 4 persons each to serve on this commission who are not employees or elected personnel.

With no further business to come before the board, the meeting was adjourned until August 2, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, and Sherrie L. Riebel, County Clerk. Commissioner Gary G. McIntosh was absent.

Bob Johnson, Iola Register representative, and Chuck Richey, Allen County citizen, were present to observe the meeting.

Commissioners corrected and approved the minutes of the July 26 & 27, 2011 meeting.

Chuck Richey discussed hospital land issues.

Chuck stated the letter in Saturday's paper regarding ambulance service stating "the county already has everything in place to take care of the entire county and the city's proposal to have the county give them the entire department expenses is not a good idea" was an excellent comment. Discussion followed on options.

Commissioners discussed voting delegates for Kansas Association of Counties annual conference in November. Chairman Francis moved to appoint Commissioner Dick Works as the voting delegate, Chairman Francis as 1<sup>st</sup> Alternate, Commissioner McIntosh as 2<sup>nd</sup> Alternate. Commissioner Works seconded, motion passed 2-0-0.

Jerry Skidmore, Allen County citizen Iola area, joined the meeting.

Bob explained a record set back in 1934 the temperature for August 2 was 107 and the proposed temperature is suppose to reach 110 for today.

Vada Aikins, Allen County citizen Humboldt area, joined the meeting.

Commissioners reviewed resolutions 201111, 201112, 201113, and 201114.

**Resolution No. 201111**

A resolution expressing the property taxation policy of the Board of Allen County Commissioners with respect to financing the 2012 annual budget for Allen County.

Whereas, K.S.A. 79-2925b provides that a resolution be adopted if property taxes levied to finance the 2012 Allen County budget exceed the amount levied to finance the 2011 Allen County budget, except with regard to revenue produced and attributable to the taxation of 1) new improvements to real property; 2) increased personal property valuation, other than increased valuation of oil and gas leaseholds and mobile homes; and 3) property which has changed in use during the past year, or with regard to revenue produced for the purpose of repaying the principal of and interest upon bonded indebtedness, temporary notes, or no-fund warrants; and

Whereas, budgeting, taxing and service level decisions for all county services are the responsibility of the board of county commissioners; and

Whereas, Allen County provides the essential services to protect the health, safety, and well being of the citizens of the county; and

Whereas, the cost of provision of these services continues to increase; and

Whereas, the 2011 Kansas State Legislature failed to fulfill its obligations in regard to the statutory funding of demand transfers and, by significantly limiting state revenue sharing payments to counties, has contributed to higher county property tax levies to finance the 2012 Allen County budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Allen County Commissions that is our desire to notify the public of the possibility of increased property taxes to finance the 2012 Allen County budget due to the above mentioned constraints, and that all persons are invited and encouraged to attend budget meeting conducted by the Board of Allen County Commissioners. The date and time of budget hearings with the Board of Allen County Commissioners will be published in the Iola Register. Interested persons can also address questions concerning the budget to County Clerk by calling 365-1407 between the hours of 8:00 a.m. to 5:00 p.m., Monday through Fridays, excluding holidays.

Commissioners published budget in the Iola Register. Interested persons can also address.

Adopted this 2nd day of August 2011 by the Board of Allen County Commissioners.

Commissioner Works moved to adopt Resolution 201111. Chairman Francis seconded, motion passed 2-0-0.

SPECIAL DISTRICT RESOLUTION

**RESOLUTION NO.201112**

*A resolution expressing the property taxation policy of the Board of Allen County Commission with respect to financing the 2012 annual budget for Fire District #2, Allen County, Kansas.*

Whereas, K.S.A. 79-2925b provides that a resolution be adopted if property taxes levied to finance the 2012 Fire District #2 district budget exceed the amount levied to finance the 2011 Fire District #2 except with regard to revenue produced and attributable to the taxation of 1) new improvements to real property; 2) increased personal property valuation, other than increased valuation of oil and gas leaseholds and mobile homes; and 3) property which has changed in use during the past year, or with regard to revenue produced for the purpose of repaying the principal of and interest upon bonded indebtedness, temporary notes, or no-fund warrants; and

Whereas, budgeting, taxing and service level decisions for all district services are the responsibility of the district board; and

Whereas, Fire District #2 provides essential services to district residents; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Allen County Commission that is our desire to notify the public of the possibility of increased property taxes to finance the 2012 Fire District #2 budget as defined above.

Adopted this 2nd day of August 2011 by the Board of Allen County Commission, Allen County, Kansas.

THE BOARD OF COUNTY COMMISSIONER  
OF ALLEN COUNTY, KANSAS

Commissioner Works moved to adopt Resolution 201112. Chairman Francis seconded, motion passed 2-0-0.

SPECIAL DISTRICT RESOLUTION

**RESOLUTION NO.201113**

*A resolution expressing the property taxation policy of the Board of Allen County Commission with respect to financing the 2012 annual budget for Fire District #3, Allen County, Kansas.*

Whereas, K.S.A. 79-2925b provides that a resolution be adopted if property taxes levied to finance the 2012 Fire District #3 district budget exceed the amount levied to finance the 2011 Fire District #3 except with regard to revenue produced and attributable to the taxation of 1) new improvements to real property; 2) increased personal property valuation, other than increased valuation of oil and gas leaseholds and mobile homes; and 3) property which has changed in use during the past year, or with regard to revenue produced for the purpose of repaying the principal of and interest upon bonded indebtedness, temporary notes, or no-fund warrants; and

Whereas, budgeting, taxing and service level decisions for all district services are the responsibility of the district board; and

Whereas, Fire District #3 provides essential services to district residents; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Allen County Commission that is our desire to notify the public of the possibility of increased property taxes to finance the 2012 Fire District #3 budget as defined above.

Adopted this 2nd day of August 2011 by the Board of Allen County Commission, Allen County, Kansas.

THE BOARD OF COUNTY COMMISSIONER  
OF ALLEN COUNTY, KANSAS

Commissioner Works moved to adopt Resolution 201113. Chairman Francis seconded, motion passed 2-0-0.

SPECIAL DISTRICT RESOLUTION

**RESOLUTION NO.201114**

*A resolution expressing the property taxation policy of the Board of Allen County Commission with respect to financing the 2012 annual budget for Sewer District #2, Allen County, Kansas.*

Whereas, K.S.A. 79-2925b provides that a resolution be adopted if property taxes levied to finance the 2012 Sewer District #2 district budget exceed the amount levied to finance the 2011 Sewer District #2 except with regard to revenue produced and attributable to the taxation of 1) new improvements to real property; 2) increased personal property valuation, other than increased valuation of oil and gas leaseholds and mobile homes; and 3) property which has changed in use during the past year, or with regard to revenue produced for the purpose of repaying the principal of and interest upon bonded indebtedness, temporary notes, or no-fund warrants; and

Whereas, budgeting, taxing and service level decisions for all district services are the responsibility of the district board; and

Whereas, Sewer District #2 provides essential services to district residents; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Allen County Commission that is our desire to notify the public of the possibility of increased property taxes to finance the 2012 Sewer District #2 budget as defined above.

Adopted this 2nd day of August 2011 by the Board of Allen County Commission, Allen County, Kansas.

THE BOARD OF COUNTY COMMISSIONER  
OF ALLEN COUNTY, KANSAS

Commissioner Works moved to adopt Resolution 201114. Chairman Francis seconded, motion passed 2-0-0.

Bill presented bids for aluminized pipe. He received bids from J.R.C. & Company for 48" 12 gauge for \$70.10 per foot times 580 foot equals \$40,658.00, 36" 14 gauge at \$33.25 per foot times 580 foot equals \$19,285.00, 24" 14 gauge at \$33.25 per foot times 580 foot equals \$12,876.00 for a total from J.R. C. & Company of \$72,819.00; Contech for 48" 12 gauge for \$60.10 per foot times 580 foot equals \$34,800.00, 36" 14 gauge at \$33.25 per foot times 580 foot equals \$19,285.00, 24" 14 gauge at \$22.15 per foot times 580 foot equals \$12,847.00 for a total from Contech of \$66,932.00; Welborn Sales for 48" 12 gauge for \$53.00 per foot times 580 foot equals \$30,740.00, 36" 14 gauge at \$29.90 per foot times 580 foot equals \$17,342.00, 24" 14 gauge at \$20.30 per foot times 580 foot equals \$11,774.00 for a total from Welborn Sales of \$59,856.00. Bill also presented a steel comparison of 48" 12 gauge for \$84.50 per foot times 580 foot equals \$49,010.00, 36" 14 gauge at \$39.50 per foot times 580 foot equals \$22,910.00, 24" 14 gauge at \$28.50 per foot times 580 foot equals \$16,530.00 for a total of \$88,450.00. Commissioner Works moved to approve the purchase from Welborn Sales. Chairman Francis seconded, motion passed 2-0-0.

Michael Burnett, EMS Shift Supervisor, and Terry Call, Allen County employee, joined the meeting.

Bill presented bids for a computer. The Noxious Weed department's computer was destroyed by weather. The only bid received was from Advantage Computers for \$1,380. Commissioner Works moved to accept the bid from Advantage Computers. Chairman Francis seconded, motion passed 2-0-0.

Bill discussed the dam east of the Elm Creek Bridge south of Iola. Discussion followed on the damage and the proposal to fill it with gravel. Commissioners approved Bill to work on this project as time allowed.

Terry discussed ambulance billing. Commissioner Works asked if run forms are available for public viewing. Terry stated they are not.

Teri Cezar, Randy Holtz, Chris Nungesser, and Grady Ratliff, EMS employees, joined the meeting.

Jason Nelson, Allen County EMS Director, stated he had staff that had concerns after the Iola Register printed that the Commission was receptive to the idea of the City of Iola taking over the county ambulance service. Commissioners Works and Francis stated they were not aware of the power point presentation until the City of Iola Ambulance personnel showed up. They were being polite but not considering it as an option. Vada expressed her concerns of what would happen to the rest of Allen County if Iola took over the ambulance. She stated persons in the entire county should be considered in any decision. Commissioners assured her both of them are fully in support of Allen County continuing their services. They feel Allen County services are one of the best ambulance services in the State of Kansas and if citizens are paying for Type 1 services they should be getting Type 1 service. Different ambulance staff commented on their concerns on mixing fire and ambulance. They felt in most Fire/EMS stations that fire takes first place at all times. This was evident when the City of Iola had a downtown fire and the City of Iola called in the Allen County Ambulance as mutual aid because they were busy fighting the fire and did not have time to take ambulance runs. Discussion followed on what other services are doing. Chairman Francis discussed Neosho County's setup is fire responses as 1<sup>st</sup> Responders and the ambulance goes in for patient care. The City of Iola's employee residential requirements would not work for some of the current EMS employees. Jason elaborated on specialty care training. They are trained for extrications or rescue items; those are left to fire fighters because they are trained specially for rescue. Grady stated the whole reason the two different departments were ever created anywhere is for specialty in their area. Chairman Francis asked of Jason what would happen if Allen County would take over the City of Iola ambulance? Jason stated nothing except only a few more calls. Chairman Francis asked Jason what he thought would happen if the City of Iola took over the calls. Jason stated they City would have to have more ambulances and staff and would have the option to drop ambulance at anytime and give it back to the county who would have to rehire staff and it would be difficult to find staff that would want to work as a firefighter/paramedic.

Alan joined the meeting.

Jason discussed the changes in State of Kansas requirements. He explained the different levels of care. Discussion followed on the difference between administering drugs and knowing why you are administering the drug and what it does.

Commissioner Works stated the City of Iola should realize the duplication of ambulance services is an unnecessary expense. Vada stated the City of Humboldt has an architect working on

plans to see what the best option would be for all entities for housing fire and EMS together in the City of Humboldt.

Alan Weber, Allen County Counselor, discussed the hospital trustees' new option on a tract of land south of Oregon Road and west of Kentucky Street. This new option would not have an Oregon Road access. Discussion followed. Commissioners stated they really appreciate the trustees. Alan stated this land (Hopper) would be shorter sewer lines and such. The cost of Huskey land would be cheaper but the utilities would be more expensive, Hopper land would cost more but the utilities would be cheaper, so cost would be similar.

Alan discussed Elm Creek Bridge. Discussion followed.

Commissioners discussed EMS driving policy and compared it to Sheriff's driving policy. They wondered about having a countywide policy which would include all departments, EMS, Sheriff and Public Works.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Sheriff Williams left the meeting.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Journal Entries 62-64
- c) Clerk's Vouchers Totaling \$78,680.77

With no further business to come before the board, the meeting was adjourned until August 9, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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absent  
Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 9, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the August 2, 2011, meeting.

Ron Holman, Allen County House and Grounds Director, requested to attend a Master Gardening Program offered by K-State Extension. Discussion followed. Commissioners approved.

Sherrie requested on behalf of Mary LaCrone to use the south courtyard for the annual Alzheimer's Walk. Discussion followed. Commissioners approved and requested Ron to contact Mary to work out details.

Sherrie discussed a request for Allen County to set up a web page and update weekly for a foundation. Commissioners suggested to link to the page but not to design the page.

Sherrie updated the commission on the air conditioner issue at the Moran Senior/Community Center. Tholen's Heat and Air was called in to take care of the issue once Kale Electric figured out what was wrong.

Sherrie reminded the Commissioners that Allen County will be hosting the March Southeast Kansas Regional County meeting.

Commissioners discussed together that their position on the ambulance is that nothing has changed unless the new City of Iola Council wants things to change. There is still four years left on the original agreement in which Allen County will pay the City of Iola \$80,000 per year.

Jason Nelson, Allen County EMS Director, checked in with the commission to see if they had any questions. Discussion followed.

Commissioners congratulated Jason on his new arrival. Kinley Ann Nelson was born August 4, 2011.

Thomas R. Williams, Allen County Sheriff, discussed Master Deputy Qualifications in his department. Discussion followed.

Bill King, Public Works Director, discussed oil issues. Oil is coming cold for chip seal; it is currently coming out of Dodge City. Discussion followed on changing oil distributors with issues changing situations. They are hoping to start chip and seal next week.

Bill discussed fixing the Elm Creek dam. His crew fixed the holes in the dam with gravel and a little bit of concrete.

Bill stated he currently has two mowers down. He would like to replace all six of the boom mowers but due to budget restraints he is not able to do that. Bill has received two of the new regular mowers. Discussion followed.

Alan Weber, Allen County Counselor, discussed Health Care Foundations and fundraisers.

Joe Hurla and Aaron Etkorn, 360 Energy, discussed they have been waiting on Tamko to make the roof inspection. Discussion followed. Aaron presented the warranty for the roof. The original will be found in the Commissioner's file, copies will be in the Energy Audit file and at the 410 N. State building. Discussion followed on final reimbursement and "360 Energy" payment. Aaron discussed tracking for the next 18 months to determine the guarantee.

Chairman Francis opened the public hearing at 10:00 a.m. for 2012 Allen County Budget. No public was present. Commissioners reviewed the proposed 2012 Budget. Discussion followed on insurance costs. Commissioner Works moved to adopt the 2012 Budget and close the hearing. Commissioner McIntosh seconded, motion passed 3-0-0.

Sherrie left the meeting. Joyce Foster, Allen County Deputy Clerk, joined the meeting.

Commissioners approved the following documents:

- a) Journal Entry #65
- b) Clerk's Vouchers Totaling \$228,351.36 signed August 4  
\$121,493.88 signed August 9
- c) Abatements: Gas: Value 5343; \$767.24, Year 2009  
Value 1,386,963; \$207,192.86, Year 2010

With no further business to come before the board, the meeting was adjourned until August 16, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

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Joyce Foster, Deputy County Clerk

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 16, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Gary G. McIntosh, and Sherrie L. Riebel, Allen County Clerk. Commissioner Dick Works was absent.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Wade Bowie, III, Allen County Attorney, mentioned 3 years ago they purchased a copier for \$3,420 from Copy Products. This one needs work and the warranty has expired. They could purchase Total Care Maintenance on the existing Toshiba E-Studio 233 covering all parts, labor, mileage, toner, developer & drum for 70,000 copies per year at a cost of \$840.00. Excess copies will be billed quarterly at the rate of \$0.12 per copy. Bids for a new Toshiba E-Studio 255SE Copier (25 copies per minute) for \$9,393.00 less trade of old copier and Governmental Discount of \$6,626.00 for a total cost of \$2,767.00. Commissioner McIntosh moved to approve the purchase and for Chairman Francis to sign the contract for purchase and maintenance from Copy Products. Chairman Francis seconded, motion passed 2-0-0.

Wade discussed getting laptops for himself and the assistant attorney from Costco for \$614.99 each. He presented bids from Costco for \$614.00, Best Buy for \$639.97, Buy.Com for \$747.58, Tiger Direct for \$764.98, Office Depot for \$749.98, Dell for \$1,148.00, Advantage Computer for \$1,224.00. Commissioner McIntosh moved to approve the purchase of two lap tops from Costco. Chairman Francis seconded, motion passed 2-0-0.

Bill King, Public Works Director, reported they are shooting oil for chip and seal. Between mowing and chip seal they had been keeping busy doing that.

Bill reported he has had a employee resign so he will be working on hiring again.

Commissioners discussed the Burn Ban Allen County is currently under. Thomas R. Williams, Allen County Sheriff, expressed his opinion on the Burn Ban. He said he thinks people get confused when burning anyway. He said individuals are required by law anyway to notify law enforcement when burning any type of agriculture. They could just notify 911 and 911 would notify the appropriate authorities. Commissioner McIntosh moved to remove the Burn Ban. Chairman Francis seconded, motion passed 2-0-0.

Joe Weiner, Wood.com, Inc., reported on progress and findings at the Humboldt Senior Center. July 27<sup>th</sup> he removed books and with help moved the bookcase. He explained he had invested 3 days in rebuilding jack stands so they were small enough to go down the staircase. In the process of moving equipment into the basement one of the steps broke. He requested approval to work on the stairwell. He explained what needed to be done. There are gas lines that could be moved to allow a wider staircase.

Currently inadequate lighting is an issue; Joe suggested adding a minimum of 4 light fixtures. He suggested a person taking a maintenance position checking on the senior center regularly. Joe had already installed a sump pump with permission from Chairman Francis.

He presented a list of suggestions of work at the Humboldt Senior Center:

1. Staircase.
2. Sump pump drain, isolated pump on separate circuit.
3. Rewire and replace conduit and add 1 circuit. The conduit is rusted through and wires are exposed, which is a potential fire hazard. Test for fault.
4. Lighting at the time of rewire.
5. Plumbing - Urinal, toilet. Snake drain and outside sump pump. Reroute gas line and pressure test.
6. HVAC condensation leak into the basement repair.
7. High mold, fungus content and needs to be addressed. He recommended a powered air vent, which would be less expensive operating cost than a dehumidifier.
8. Additional floor repair under bathrooms and adjacent NW corner of building.

Joe reported he has been requested to perform some of the above items; others he has not. He hasn't had time to break down expenses per item for a hard bid but proposed that plumbing and electrical labor costs of \$60 per hour for 2 workers, materials at cost, plus labor to pickup (Joe's contractor discount cost plus about \$60.00 to go get materials.)

Joe will not build staircase at this time but will be moving the gas line and sump pump drain. Discussion followed. Commissioners requested Joe to clean the sewer and to do some electrical work. He will do some of the urgent electric and plumbing work and report back to the commission next Tuesday. Commissioner McIntosh moved to approve the proposed work. Chairman Francis seconded, motion passed 2-0-0.

Alan Weber, Allen County Counselor, discussed hospital issues. No action was taken at this time.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$105,147.85
- b) Payroll changes
- c) Journal Entries #66-68
- d) Abatements Oil, Value 137, \$990.28, Year 2009

With no further business to come before the board, the meeting was adjourned until August 23, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Absent  
Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 23, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk. Commissioner Dick Works was absent.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the August 16, 2011 meeting.

Thomas R. Williams, Allen County Sheriff, joined the meeting as 911 Chairman as well as sheriff.

Angie Murphy, Allen County 911 Communications Director, presented information on the 911 Communications Center that was furnished to educate the public on what services they do.

Angie received a letter from Hutchinson Community College concerning two employees that attended 2011 Joint Community College Field Ops. Hutchinson Community College acknowledged Kim Knavel and Jody Mader as outstanding in their help and communications expertise.

Angie discussed Yates Center's request for supplying them with dispatch. She presented a letter from the City of Yates Center checking into Allen County supplying them with the 911 service. The City of Yates Center has been considering options with regards to dispatching police and fire departments. As of July 1, 2011, Kansas Senate Bill 50 provides any county with a population of less than 25,000, 100% of the money collected from service users whose place of primary use, as provided by the providers, is within the county shall be distributed to the Public Safety Answering Points (PSAP) within the county based on place of primary use information. There shall be a minimum county distribution of \$50,000 and no county shall receive less than \$50,000 of direct distribution moneys. Based on population and primary use, the City of Yates Center shall receive 36% to 37% of the \$50,000. The City of Yates Center has agreed to pay the \$21,000 of 911 Dispatch plus \$10,000 for a total of \$31,000. She explained this would not cause any hardships to the current staff. Discussion followed on technology and area. Sheriff Williams discussed areas of concern; one being center lines corrected. All Angie is concerned with is that individuals have safety and 911 dispatch. Commissioner McIntosh made a motion Angie and Alan move forward with inter local agreement with the City of Yates Center. Chairman Francis seconded, motion passed 2-0-0.

Sheriff Williams stated the 911 Committee is in full support of this contract.

Chairman Francis moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 2-0-0. Those in the room will be Chairman Francis, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:56 a.m. Commissioners reconvened at 9:01 a.m. No action was taken.

Ken Rowe joined the meeting.

Bill reported chip and seal is about complete. He will be helping a few more cities.

Bill stated he has gotten a message from Dan Arbuckle that he is no longer physically able to mow the college cemetery.

Bill presented bids for 125 tons of salt. He received bids from Cargill for \$53.46 per ton for a total of \$6,682.50; Central Salt for \$49.87 per ton for a total of \$6,233.75; and Frank Bills Trucking for \$50.50 per ton for a total of \$6,312.50; Dale Brothers, Morton Salt declined to bid. Last year's cost was \$49.00 per ton and in 2001 was \$25.80 per ton. Commissioner McIntosh moved to approve the purchase from Central Salt. Chairman Francis seconded, motion passed 2-0-0.

Bill presented bids for signs. He received bids from Welborn Sales for \$8,965.50 and Grimco for \$10,428.58. This is for approximately 300 signs. Chairman Francis moved to approve the bid from Welborn Sales. Commissioner McIntosh seconded, motion passed 2-0-0.

Ken Rowe, as a citizen, brought up the ambulance issue. He discussed level of care and quality. Ken stated he has visited with Dick Works and feels he is not on board with the City of Iola taking over the ambulance. Ken stated he had visited with Gary and was under the opinion that Gary would still like to see the City of Iola take the county ambulance. Ken discussed hypothetical questions and answers. Ken stated he does not feel the committee is the correct way to go. He feels it is the County Commission and City Council's jobs. He will take it to the City of Iola Council to see if they are willing to go forward on solving the two ambulances to one service. Chairman Francis stated he had met with some of the former City of Iola officials before this last election concerning ambulance services. Discussion followed. Ken requested notes and emails from Chairman Francis on the meetings with Mayor Maness and Ron Conway. Alan stated those are not open records; they are Chairman Francis' private information since it has never been addressed in an open meeting.

Alan discussed the L.E.P.P. funding from the State of Kansas. He stated they are fazing out the funding.

Alan discussed the Drug Court Study. He mentioned the study would determine if it would work in Allen County.

Joe Weiner, Wood.com, Inc., had presented pictures of the underside of the Humboldt Senior Center floor. He stated the electrical is 95% complete. The conduit is all installed loosely until the flooring is complete, and they have installed two circuit breakers. He stated concerns of the underside of the sink.

Joe stated he has visited with the City of Humboldt manager to check on permit requirements. The City of Humboldt does not require any permits.

Joe asked if the intention is to replace the stairs leading downstairs at the Humboldt Senior Center. Discussion followed.

Joe stated the sewer line is cleaned up. He needs to lower the sump pump to a lower level. He went into detail on other needed items. He discussed adding to the original contract on working on the floors. Alan asked him if he has finished the original contract. Joe stated no because he had ran into the other urgent issues. If he completes the contract it will not include the bathrooms. The original inspection the foundation is solid, his concern is the masonry between the rocks need to be re-tucked pointed but should not be done until the inside is done. He needs permission to extend the beam and raise and stabilize the restroom floors for approximately \$1,000. Chairman Francis moved to approve to extend the beam and raise and stabilize the restroom floors and to bring a list of other items needed for future. Commissioner McIntosh seconded, motion passed 2-0-0.

Mike Jewel, Farm City Days Committee representative, discussed Farm City Days to be held October 13 – 15, 2011. Commissioners approved the use of the courtyard and advised him to check with Ron Holman, Allen County House and Grounds Director.

Alan discussed David Toland's efforts to set up an Allen County Community Foundation. Greater Horizons will actually deal with the monies. Alan explains Kansas Health Foundation is providing matching grants for any permanent endowment funds. Commissioner McIntosh had suggested putting \$100,000 from the Solid Waste Fund into this fund for landfill/health/environmental issues. This would generate a matching \$25,000 grant from Kansas Health Foundation that would go into a Health fund for use for Allen County health issues. Alan explained that the contribution by the county is contingent on the grant being approved. The monies would need to be paid into the Foundation by December 31, 2012. Commissioner McIntosh moved to approve the commitment of \$100,000 to be dedicated to the Allen County Community Foundation providing the Kansas Health Foundation Grant Grow Healthy Kansas is approved. Chairman Francis seconded, discussion followed. Motion passed 2-0-0.

Alan explained this would only be possible since Allen County is no longer required to put monies into their Landfill Trust Fund. Money will be left in this fund for future use.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$47,866.09
- b) Payroll Changes
- c) Journal Entry #69

With no further business to come before the board, the meeting was adjourned until August 30, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Absent  
Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**August 30, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh, and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the August 23, 2011 meeting.

Gene Myrick, member of the Junior Class After Prom Committee, discussed last year they sponsored a fund run and want to do it again this year. They want to do a sanctioned Halloween race and wheelbarrow races on the square. Gene requested restrooms be open from 10:00 p.m. – 1:00 a.m. Commissioners stated usually the county is reimbursed for the time. If the courthouse does not open, could he have permission to use the courtyard? Commissioners approved use of the property as long as he checks with Ron on setup, but declined to open the courthouse. Gene stated he would have people clean up after the events.

Dina Morrison, 31<sup>st</sup> Judicial Court Clerk, requested to do some painting in the court area offices and probation office. She stated she would take some of the costs out of the court budget and would like to take some out of County General. Discussion followed. She requested Ron be the one to paint due to the sensitivity of the area. Commissioners approved the color choice and Ron to paint. Commissioners approved Ron to get bids to paint the probation office walls.

Commissioners discussed senior centers.

Bill King, Public Works Director, discussed crack sealing. He stated they usually don't do this until fall. The hot weather is really cracking several of the hard surface roads.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:58 a.m. Commissioners reconvened at 9:03 a.m. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:03 a.m. Commissioners reconvened at 9:08 a.m. No action was taken.

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

Bill discussed shoulder work on Oregon Road.

Bill advised \$50,000 worth of work was needed to improve the fuel system at the Allen County Regional Airport. The county can apply for a grant to pay for 75/25. Commissioners approved for Bill to apply for the grant.

Bill reviewed other Public Works projects.

Bryan Pekarek, USD#257 Superintendent, and Scott Stanley, USD#257 Director of Operations, discussed the old Lowell James building on State Street. USD#257 would like to use it for a bus barn. He presented a drawing to give the commission showing a proposed layout. They would like commission to consider a five-year lease. The school district would have to put a fence around the perimeter. Currently they have 25 buses plus activity buses. They would request the county lay gravel and do grade work. They are currently paying \$750.00 per year for the lot they are using. They would like to open up a pit for changing oil so that a person was not on a creeper all day long. Discussion followed on needed improvements and desired improvements. Commissioners stated they would have to have Alan look at the legal aspects of improvements, and sharing the area with the county and contracts. Discussion followed on utilities and existing poles. Commissioners would like to take under consideration before making any decision. The school district has the option to purchase the lot they are currently renting but would like have a place to work on the buses themselves along with parking all the buses.

Chuck Apt was present to thank the county for some drainage work on some of his property out in the county.

Sharon K. Utey, Allen County Treasurer, requested to write off checks under \$50.00 that have not been cashed. She will contact the people who have money over \$50.00 to find out if they want the check reissued. Discussion followed. Commissioner Works moved to approve Sharon to write off the outstanding checks prior to 2011. Commissioner McIntosh seconded, motion passed 3-0-0.

Sharon reported getting notification from Great Southern Bank that as of August 18 interest rates on checking account dropped from .70% to .20%. August 25 Sharon purchased a Cdars CD through Great Southern at .41% for 6 months. Community Bank declined to bid and Citizens Bank bid .06%. At this time the county only has three CD's.

Sharon discussed delinquent RE taxes paid after published in paper. 2009 was collected at .0698% and 2010 was collected at .0398%.

Sharon reported the Motor Vehicle department would be shut down December 1 through December 7 to get the new program installed. Discussion followed.

Sharon reported the counter work is finished in her office. This work was done in preparation for the State of Kansas new motor vehicle program and regulations. Commissioners went to view the finished product.

Alan Weber, Allen County Counselor, discussed appointing a surveyor for Allen County on surveys required by law. He expressed it is not that expensive to have a surveyor on new plats. Discussion followed. Commissioners approved James Schmitz to be the designated county surveyor.

Commissioners discussed the State Street property with Alan. They discussed a five-year lease with an escape clause, new improvements, insurance and utilities. Alan will check into this.

Alan mentioned the Hospital Advisory Board would be meeting this evening at 7:30 p.m. Discussion followed on the zoning hearing for Hopper land within Iola City limits.

Sandra Drake, Allen County Appraiser, discussed Neighborhood Revitalization in the City of Iola concerning some area already built in east Iola.

Commissioners discussed fees for tax exemptions for producing wells with Sandra. Exemptions do not follow a sale of property; a new owner has to reapply.

Sandra requested permission to purchase an Orion Portal on our website for Allen County. This will replace the current portal that supports Cama. The cost for installation and software is \$1,593.84; annual support will still be \$1,200. Commissioner McIntosh moved to approve the purchase of the Orion Portal. Commissioner Works seconded, motion passed 3-0-0.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:55 a.m. Commissioners reconvened at 11:00 a.m. No action was taken.

Sherrie discussed monies for the homeless shelter for \$3,000 for 2012. Discussion followed. Commissioners stated they would not take any action until they see how the rest of this year goes.

Joe Wiener, Wood.com, Inc. reported he ordered some 6x6 columns for the Humboldt Senior Center. He stated he submitted an invoice to the Clerk's office. He reviewed in detail each item on the invoice. He reported on another issue of concern. Joe will keep the commission updated on progress at the Humboldt Senior Center. Discussion followed.

Wade Bowie, II, Allen County Attorney, discussed software products for the laptop computers. He explained he would like to be able to purchase the needed software. Commissioners approved.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$58,612.42
- b) Payroll Changes
- c) Journal Entry #70
- d) Abates PP Value 0; \$97.14, year 2010  
Value 0; \$63.74, year 2009

With no further business to come before the board, the meeting was adjourned until September 6, 2011 at 8:00 a.m. in the Commission room of the courthouse for the purpose of canvassing.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 6, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the August 30, 2011 meeting.

Bryan Pekarek, USD#257 Superintendent, dropped off information concerning the building and land on State Street they had requested to use for a bus barn/parking.

Bill King, Public Works Director, presented an agreement Project No. 1 X-0092-01 for Crossing of the Union Pacific Railroad Company's track and South Dakota Road in Allen County with the State of Kansas for installation of railway-highway crossing signals, flashing light straight post type with gates at a grade crossing on South Dakota (intersection of South Dakota Road and the Company's tracks approximately 1,015 feet West of the Southeast Corner of Section 1, Township 24 South, Range 20 East, in Allen County, Kansas). The County will install and maintain the advance warning signs. Commissioners requested Alan to review. Discussion followed.

Bill requested to allow Henry Jackman to carryover 84 hours of vacation. Commissioner Works moved to allow the carryover to be used within 6 months. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill reported Steve Coles' last day will be September 15. He would like to fill it with a full time position. Discussion followed. Commissioners approved.

Bryan Pekarek, USD#257 Superintendent, and Scott Stanley, USD #257 Directors of Operations, discussed the roof at 502 N. State Street. Scott said he viewed the roof and it needs extensive work. Discussion followed on mopping the roof. Scott stated he was going to have Cory Boren with Boren's Roofing to view the roof to see about what extensive work would need to be done. Commissioner McIntosh asked if it was an option to purchase the building. Bryan stated he would have to visit with the School Board. Discussion followed. Bryan state he was going to have Robert Johnson Jr., Johnson's Law office visit with Alan Weber, Allen County Counselor, for details when time comes for contract or purchase.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Loren Korte, Personal Service Insurance (PSI), presented the commission with a dividend check for \$28,311.22 from EMC. 40 EMC counties are in Kansas County Safety Dividend Group Pool that had an overall profit for August 2010 to August 2011.

Thomas R. Williams, Allen County Sheriff, left the meeting.

Ron Holman, Allen County House and Grounds Director, and commissioners reviewed areas outside. Commissioners advised Ron to visit with Bill King to see if the Public Works department could do any of the outside work.

Ron requested to get bids for carpeting for District Court office. Commissioners approved to get bids.

Ron mentioned the Master Gardener's Class has been cancelled due to lack of participation.

Sharon K. Utley, Allen County Treasurer, reported there will be approximately another \$293,000 coming into the General Fund.

Pam Beasley, Allen County Emergency Manager, MERC was asked if they would assist Bourbon County with an activity there. They are still going to go to Route 66 event in Southeast Kansas. Pam discussed she is getting more grant monies for Community Response Team.

Pam Beasley, Allen County Emergency Manager, and Donald Leapheart, City of Lola Fire Chief, in conjunction with Allen County 911 Committee, would like an opportunity to offer training assistance to all responders. Over the last few years they have offered ICS series of classes to any responder that needs training. In addition, they have offered the in-class ICS 300 and ICS 400 series once a year. They feel the time has come to make sure all responders are on the same page when responding to an emergency situation. They plan on doing this in phases with ICS classes, training, accountability and faster response, and to update the Emergency Operations Plan and educate responders in the countywide plan as to their roles and responsibilities.

Pam and Donald introduced phases as Phase 1 – City and Rural Fire Departments, Phase 2 – Public Health, Hospital, EMS and all Medical Departments, Phase 3 – City and County Law Enforcement, Phase 4 – City and County Public Works, and Phase 5 – City and County Government and Nongovernmental personnel. They would hold a countywide meeting to explain why they are doing this and to educate the jurisdictions on the importance of proper emergency response training.

LEPC will be having a tabletop session on October 6. The next meeting will be hosting a person from the State of Kansas, to discuss Wolf Creek hazard response.

Donald and Sheriff Williams requested the commission issue another fire ban. Commissioners reviewed Resolution 201115.

**RESOLUTION NO. 201115 ALLEN COUNTY, KANSAS  
A RESOLUTION INSTITUTING A BURN BAN FOR  
ALLEN COUNTY, KANSAS**

WHEREAS, on this 6th day of September, 2011, the same being a regular meeting day of the Board of County Commissioners of Allen County, Kansas, the Commissioners find that dangerous conditions continue to exist in the unincorporated areas of Allen County, Kansas due to excessively dry and windy weather and that the potential for fires which could cause damage to both persons and property has greatly increased; and

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

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

7. That pursuant to K.S.A. 48-932, a local emergency exists within Allen County, Kansas.
8. That the entire unincorporated area of Allen County, Kansas is covered by this resolution.
9. That the Board of County Commissioners has all rights and powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Preparedness Act of 1975.
10. That a ban on all open burning, inclusive of any type of controlled burning of grass, brush, weeds, trees, trash or debris as well as campfires within the unincorporated area of Allen County, Kansas shall go in effect at 12:00 noon on Wednesday, September 7, 2011 with the following exceptions:
  - (a). Building, maintaining, attending or using an open fire or campfire in permanent stove or fireplaces or barbeque grills in developed recreational sites or residential sites.

(b). Prescribed burning for crop production or grassland management may be conducted upon the written permission of and upon the specific conditions required by the Allen County Sheriff, Thomas R. Williams.

11. This burn ban shall remain in effect until lifted by the Board of County Commissioners of Allen County, Kansas.
12. A violation of this resolution shall constitute a Class A Misdemeanor punishable under the Laws of the State of Kansas, and the Sheriff of Allen County, Kansas his deputies and authorized agents shall have the authority to enforce this resolution and the provisions therein.
7. Effective upon publication in the official county newspaper, The Iola Register.

RESOLVED THIS 6th DAY OF September, 2011.

Commissioner Works moved to activate Resolution 201115 Burn Ban, Commissioner McIntosh seconded, motion passed 3-0-0.

Alan discussed a county surveyor agreement between James D. Schmitz and Allen County to serve as Allen County's official land surveyor. Commissioner McIntosh moved to approve the surveyor agreement. Commissioner Works seconded, motion passed 3-0-0.

Alan discussed a railroad crossing agreement Project No. 1 X-0092-01 presented by Bill King earlier in the meeting. Alan stated the agreement looks good. Commissioner McIntosh moved to approve Chairman Francis to sign the agreement. Commissioner Works seconded, motion passed 3-0-0.

Alan discussed bond issue concerning the Allen County Hospital. He explained some items of cleanup that need to be signed off on before the bond is issued. Discussion followed regarding requirements and payments.

Alan discussed the request by USD #257 for leasing land and building on North State Street. Discussion followed.

Commissioners requested Alan to start writing up bids for insurance purposes.

Jason Nelson, Allen County EMS Director, reported his crews would be participating with Safe Base.

Jason updated the commission on reporting runs and reviews. They are now all reports are done online and reviewed the same way for Q & A.

Jason discussed bids for an ambulance. Commissioners will not be taking action on purchasing an ambulance at this time.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$186,844.22 for Sept. 2 payout  
\$249,978.15 for Sept. 6 special payout
- b) Payroll Changes
- c) Journal Entries #71 & 72

With no further business to come before the board, the meeting was adjourned until September 13, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 13, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Commissioner Dick Works acting vice chairman, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk. Chairperson Robert A. Francis was absent.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the September 6, 2011, meeting.

Ron Holman, Allen County House and Grounds Director and Dina Morrison, 31<sup>st</sup> Judicial District Court Clerk, presented bids for carpet for District Court front office flooring. Bids were received from Home Detail for \$1,065.00, Mike's Carpet World for \$1,081.80 and Decorator Supply, Inc. for \$1,096.76. Commissioner Works moved to approve the bid from Home Detail. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners went to view the probation office floors and ceiling tiles. After returning to the commission office, Commissioners advised Ron to get bids on both the floors and ceiling tile.

Sherrie requested permission on behalf of Iola High School to use the Iola Bandstand on October 7, 2011, for the purpose of Iola High School Homecoming. Commissioners approved.

Commissioner McIntosh discussed the Allen County Jail and bond issues. Discussion followed. Commissioners will discuss with Alan Weber, Allen County Counselor.

Sherrie presented information on flu shots for employees. The cost is \$25.00 per person. Commissioner McIntosh moved to approve flu shots for all employees are paid for by the Allen County health fund. Commissioner Works seconded, motion passed 2-0-0.

Bill King, Public Works Director, discussed the road work at the City of Humboldt will continue even with harvest season coming up.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Bill King, Public Works Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:00 a.m. Commissioners reconvened at 9:05 a.m. No action was taken.

Bill discussed other road projects the road crews will be working on next week.

Bill updated the commission on the airport KDOT grant. An updated figure is now \$92,720, which will raise the county's portion to \$23,180. Discussion followed. Bill requested permission to continue. Commissioners approved Bill to continue on the application.

Commissioners discussed the Airport Advisory Board and their purpose. Bill stated it isn't as important to have the board since the county no longer has an FBO but an Airport Manager. Discussion followed.

Bryan Pekarek, USD#257 Superintendent, and Scott Stanley, USD #257 Director of Operations, discussed the roof at 502 N. State Street. Scott presented information on the cost of repair of the roof, sewer line, heaters, rock parking area, plumbing and electrical updating and fencing material. He stated there is an issue with a collapsed sewer line and inefficient heating. Bryan stated there is no time line. Commissioners will look into the issues and costs.

Sherrie Riebel left the meeting and Joyce Foster joined the meeting.

Alan Weber, Allen County Counselor, discussed a recent Thrive meeting, setting up the Foundation and how it would work. This is contingent on getting a grant, which they won't know until December.

Alan discussed the burn ban and penalties attached to the same.

Alan presented a letter from Red Cross regarding an agreement for them to use the Humboldt Senior Center in the event of a disaster. Alan will gather the contact numbers as requested.

Commissioners discussed the jail and what the Commissioner's responsibilities are in this area.

Commissioners reviewed a letter from Allen County Rural Fire District #3 advising the Board had nominated Michael Miller to the position of Fire Chief. Commissioner Works moved to accept the nomination and appoint Michael Miller as Fire Chief for Allen County Rural Fire District #3. Commissioner McIntosh seconded, motion passed 2-0-0.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$182,316.96
- b) Payroll Changes
- c) Journal Entry #73

With no further business to come before the board, the meeting was adjourned until September 20, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Absent  
Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

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Joyce C. Foster, Deputy Clerk

**IOLA, KANSAS      OFFICE OF THE ALLEN COUNTY CLERK      September 20, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the September 13, 2011.

Thomas R. Williams, Allen County Sheriff, joined the meeting. Commissioners congratulated him on his appointment to Kansas Crime Victims Compensation Board by Attorney General Derek Schmidt.

Commissioner McIntosh stated the Friends of the Airport have airport plans posted on the board at the Allen County Regional Airport.

Bill King, Public Works Director, discussed the Sheriff's Department catching the arson individual. Discussion followed.

Bill discussed chip/seal and striping project for the summer of 2012.

Bill presented a list of the current Airport Advisory Board. Don Copley (term expires 2012), Gene Burrows (term expires 2011), Elvin Nelson (term expires 2012), Keith Locke (term expires 2012), Ron Smail (term expires 2011), Jim Heffernon (term expires 2012), Jerry Daniels (term expires 2011), members, Ken Johnson (term expires 2011), and Mitch Garner, Allen County Airport. Ken Johnson is deceased. Mitch had visited with Gene Burrows; he does not wish to serve any more. Commissioner McIntosh moved to reappoint Ron Smail, Jerry Daniels and newly appoint Bill Lamb and Mike Hough to serve until 2014. Commissioner Works seconded, motion passed 3-0-0.

Bill discussed airport projects proposed by the Friends of the Airport.

Sheriff Williams left the meeting.

Bill mentioned that Burns MacDonald is losing Brandi Kean who is transferring to Denver, Colorado. Discussion followed on State of Kansas requirement changes that are forthcoming.

Joe Weiner, Wood.com, Inc., discussed and updated the commission on the Humboldt Senior Center project. Discussion followed on other items of interest he thinks should be addressed. Commissioners will visit with Alan to check on the legality of publishing for more work since it is not an emergency. Commissioners stated they appreciate the work Joe has done to date.

Ron Holman, Allen County House & Grounds, presented bids on cement work on sidewalk. Bids were received from J&J Contractors, Inc for \$21,693.00 and Hofer, Hofer & Associates, Inc for \$23,352.00. Discussion followed. Commissioners rejected both bids.

Alan Weber, Allen County Counselor, discussed hospital land. There is a rezoning hearing scheduled for tomorrow for the City of Iola Planning Commission. There will be a protest period after that. A final decision will not be able to be made until later in October. Discussion followed.

Alan stated there will be a special hospital meeting this evening concerning surrounding landowners.

Commissioners discussed bids for Humboldt Senior Center with Alan. He advised them to advertise for bids.

Rhonda Fernandez, Professional Insurance Consultants, presented information on businesses that offer wellness program for exercise. She presented information for Wellness Program with BMI & MCM for \$14,328 annually, Biometric Screening at Allen County Hospital \$9,000, Biometric Screening annual fee for MCM for \$1,000, Professional Insurance Consultant, Inc for \$1,800, Cedar Brook Fitness for \$9,632.88 (would be if 51 employees participate) for a total of \$35,760.88. All the above numbers include enrollment of 120 employees except for the Cedar Brook Fitness. Rhonda explained how each of these items would benefit Allen County. Discussion followed on requirement options and Wellness Committee participation. Rhonda discussed January is a New Year when people make resolutions and would like commissioners to take under consideration.

Alan updated the commission on hospital property that might be sold on the south side of the property. Discussion followed. Alan will keep the commission updated.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$176248.10
- b) Payroll Changes
- c) Journal Entries 74-77

With no further business to come before the board, the meeting was adjourned until September 27, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**September 27, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the September 20, 2011 meeting.

Sherrie asked if the commission plans to lift the Burn Ban. Commissioners state it is still to dry and will not lift the Burn Ban.

Sherrie visited with the commission concerning having a County Auction on November 10, 2011. Discussion followed.

Sherrie discussed the Southeast Kansas Regional meeting to be held on March 15, 2011.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Bill King, Public Works Director, presented Project No. 1 X-0093-01 Crossing of the Union Pacific Railroad Company's tracks and Oregon Road in Allen County DOT#412662N. This would be to install crossing arms at Oregon Rd and HWY 59. Commissioner Works moved to approve the installation. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill presented bad debts for landfill fees. They are Beerbower Disposal for \$943.28, Collins Trash Service for \$227.09, Mission Construction Co for \$4,069.75 and John O'Mara, Jr. for \$415.29 for a total of \$5,655.41. Commissioners will visit with Alan Weber, Allen County Counselor, about this debt.

Bill discussed sidewalks around the courthouse. Discussion followed on hazard portions of sidewalk. Bill will write up an advertisement to publish for bids.

Bill stated Ron Holman, Allen County House and Grounds Director, is stripping floors at the Allen County Regional Airport. They are doing several clean up items.

Bill reported the chip seal was finished up yesterday and they will start on the mowing county roads.

Sheriff Williams left the meeting.

Bill reported on the State of Kansas requirement on emissions on Green Gases. Discussion followed.

Alan Weber, Allen County Counselor, visited with the commission about the bad debts at the landfill. Alan will check on putting them in set-off.

Alan presented the points of contact for the Statement of Agreement for the use of Humboldt Senior Center facility as an American Red Cross Shelter during a disaster. They will be Cindy Scovill, Humboldt Senior Center Administrator, Dick Works, Allen County Commissioner District #1, and Sherrie L. Riebel, Allen County Clerk. Commissioner Works moved to authorize Chairman Francis' signature on the Statement of Agreement. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan updated the commission on the hospital project and where it stands as of today. Discussion followed.

Commissioner McIntosh discussed the 502 N. State building. Discussion followed on sale, auction or rental. There is work that needs to be done on the building before anything is done to it. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$65,665.86
- c) Payroll Changes
- d) Journal Entries 79-80

With no further business to come before the board, the meeting was adjourned until October 4, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 4, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, Allen County Clerk.

Commissioner Works moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:30 a.m. Commissioners reconvened at 8:40 a.m. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Jason Nelson, Allen County EMS Director, and Sherrie L. Riebel, Allen County Clerk. The time is now 8:41 a.m. Commissioners reconvened at 8:46 a.m. No action was taken.

Jason Nelson, Allen County EMS Director, discussed getting a new ambulance in 2012. Discussion followed.

Sherrie requested on behalf of Ted Clous, Allen County Community College, to use the bandstand on May 6<sup>th</sup> and May 10<sup>th</sup> of 2012. Commissioners approved the request.

Sherrie reported on a call from Ben Allen, QUAD County representative. She reported she had told him the same thing the commission stated on the homeless and ACARF.

Sherrie requested on behalf of Caroline McLean to have the courthouse open on Farm/City Days for the veterans to come out of bad weather to sign a form requesting a Veterans hospital in Allen County. Discussion followed. Commissioners approved if it is raining to open the courthouse court lobby.

Sherrie presented a Manufacturer's Certificate for Chairman Francis to sign. This form will finish up the Energy Audit Grant for reimbursement. Commissioner Works moved to approve Chairman Francis to sign. Commissioner McIntosh seconded, motion passed 3-0-0.

Sherrie discussed the 2011 HAVA Endowment Program. She explained the Secretary of State will be paying 90% on all requests except for the electronic poll books which they will pay only 65%. Allen County's portion for all would be \$4,287.75 and the State of Kansas' portion would be \$16,502.25 on HAVA Endowment Program. Allen County would be responsible for \$5,935 for the accessories and \$5,500 for a five-year maintenance agreement. Commissioner Works moved to approve. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill King, Public Works Director, discussed a call concerning the airport.

Bill discussed that the Solid Waste Committee of the Southeast Kansas Regional Solid Waste Authority will be conducting a meeting on October 10, 2011 at 10:00 a.m.

Bill discussed bridge project 1C-3665-01, which is Old Iron Bridge one mile west and one-half mile south of Geneva, which was originally scheduled for 2013 has been postponed until 2016. Discussion followed on Hegwald Bridge (west of Humboldt) that could be done within the next couple of years depending on grant approval.

Bill presented bids for channel post and flex markers. Bids were received from Welborn Sales for Flex Marker (480) at \$18.95 each for a total of \$9,096, Channel Post (300) at \$29.60 each for a total of \$8,880 for a total cost of \$17,976 plus freight; Grimco for Flex Marker (480) at \$21.15 each for a total of \$10,152, Channel Post (300) at \$33.50 each for a total of \$10,152 for a total cost of \$20,202 plus freight. Commissioner Works moved to approve the purchase from Welborn Sales. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill discussed Friends of the Airport ideas at the Allen County Regional Airport: TV, furniture, cleaning.

Carl Slough, City of Lola Administrator, discussed exceptions on the City of Lola's Neighborhood Revitalization Plan. Discussion followed. Commissioners asked if a copy of the NRP was presented at the same time persons apply for their building permit. Carl stated it is.

Angie Murphy, 911 Communications Director, requested to carry over vacation hours for Lee Roberts of 21.25 hours, Angie Murphy of 60.25 hours, Roberta Ellis of 77 hours and Karen Kimball of 108 hours. Commissioners approved as long as it is used within 6 months.

Angie requested to put out a large Christmas Postcard sign in front of the 911 Dispatch Center. Discussion followed. Commissioners approved. They requested her to check with the City of Lola on ordinance.

Angie requested to purchase a telephone and accessories from 911 funding. She explained their education of the classrooms. She explained she has applied for an Injury Mini Grant in which to purchase the telephone. Angie would like to go ahead and get the phone for a total of \$929.00. She explained how it works and the training children get from the 911 teachers. If the grant comes, it would just go into reimbursement. Discussion followed on future plans. Commissioner Works moved to approve the purchase. Commissioner McIntosh seconded, motion passed 3-0-0.

Angie discussed starting their own website. Discussion followed. Angie will be visiting with Jill Allen, Election Deputy, who does the county website.

Commissioner McIntosh discussed the 502 N. State building. Discussion followed on a training room in the current 911 building. Angie, Jason, and Pam will be meeting next week with the commission concerning this.

Alan Weber, Allen County Counselor, joined the meeting.

Rodney Burns, Schlotterbeck & Burns, LLC, auditor for Allen County reviewed the 2010 audit. He explained Allen County's Hospital Sale Tax should be separated out of the general fund into a

separate fund. Discussion followed with Alan Weber, Allen County Counselor concerning sales tax. Sherrie L. Riebel, Allen County Clerk and Sharon K. Utley, Allen County Treasurer, have already set up a separate fund for the Hospital Sales Tax (126).

Rodney reported there were two funds that were over budget. One was the Ambulance and the other was the Airport. Discussion followed.

Rodney stated he visited with the Sheriff's office about turning in monies daily to the treasurer.

Rodney discussed the tax roll balancing out. The program was new and hopefully the past issues have been addressed and corrected.

Rodney discussed a contract for the 2011 Audit and 2013-budget preparation. Schlotterbeck & Burns, LLC is requesting a \$300 increase next year for a total of \$14,500 for audit and \$1,200 plus direct costs for 2013 budget preparation.

Rodney explained every three years they are required to have a Peer Review Committee of the Kansas Society of CPA's audit them. He presented their report to the commission for review.

Alan discussed the Hospital Board Trustees special meeting last Friday. Discussion followed on corrections and changes for future hospital management agreement with HCA. Commissioner McIntosh stated informally all the County Commissioners agree with the work on the Hospital Management Agreement with HCA. The other two agreed.

Commissioner Works moved to go into executive session for 4 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Sharon K. Utley, Allen County Treasurer, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:26 a.m. Commissioners reconvened at 10:30 a.m. No action was taken.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:30 a.m. Commissioners reconvened at 10:35 a.m. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$318,058.59
- b) Payroll Changes
- c) Journal Entries 81-84
- d) Abatements

With no further business to come before the board, the meeting was adjourned until October 11, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 11, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Commissioners corrected and approved the minutes of the October 4, 2011 meeting.

Bret Heim, Immel Works & Heim PA, discussed the Adult Misdemeanor Contract for 2012. He explained changes that the State of Kansas Legislature enacted this year and the costs related to changes. Discussion followed. Commissioner McIntosh moved to accept the contract with Bret. Chairman Francis seconded, motion passed 2-0-1. Commissioner Works abstained.

Bret discussed the court's indigent budget as well.

Ron Holman, Allen County House and Grounds Director, discussed a "square dry floor machine". Ron would like to purchase the demo for \$2,800. He would not have to use chemicals to strip floors any more if he were to purchase this machine. Commissioners requested more information.

Commissioner McIntosh presented a proposal from Murphy roofing for the building on North State.

Commissioner McIntosh made motion for an entrance from the rail trail to the EMS building, provided the city gets the grant. County share would be 20% of tentatively \$6162.50. Commissioner Works seconded; motion passed 3-0-0.

Commissioner McIntosh moved to approve the bid submitted by Rodney Burns of Schlotterbeck and Burns for preparation of 2013 budget and 2011 audit. Commissioner Works seconded, motion passed 3-0-0.

Sherrie L Riebel, County Clerk left the meeting and Joyce Foster, Deputy Clerk, joined the meeting.

Bill King reported on the tabletop exercises coordinated by Pam Beasley that he attended last week. Discussion followed. He and Chairman Francis agreed it was a very good exercise.

Becky Grey, SEK Community Action, head of Research Planning and Grant Development advised that every three years they are required to do an assessment of each county. She discussed what services SEK-CAP provided in Allen County. She provided statistics and her sources and dates for the same. They use these statistics to guide them in where to direct their future programs. She discussed the poverty levels in Allen County for children and overall. In 2010 they concentrated on Senior Needs Assessment due to the age demographics. She provided the questions put to people participating in the assessment. She also discussed the weatherization program. She talked about how they obtain the funding and requested Commissioners suggest what they felt Allen County needed, i.e. storm sirens, storm shelters, etc. Discussion followed on the need for storm shelters and medical transportation in Allen County and other possibilities.

Sheriff Tom Williams and Pam Beasley joined the meeting. Pam discussed the tabletop exercise briefly.

Angie Murphy, 911 director, joined the meeting. Angie discussed the list compiled by Terry Call of supplies which would be needed for the proposed EOC/Training room remodel. She explained what Pam Beasley, Jason Nelson and she really felt needed to be done. Heating and air would be the first step to making it usable. They discussed doing the remodeling step by step. Discussion followed; no action was taken.

Alan Weber discussed the process that will be followed should the Iola City Council approve the zoning for the hospital meeting tonight.

The roof on the building on North State was again discussed. They decided to get at least one more bid on the same.

Cindy Scovill, Humboldt Senior Center manager, called to report the hot water tank at the Senior Center was dripping from a copper fitting and the floor and the wall were wet. Commissioners requested she call a plumber.

Commissioners and Alan left to tour the jail.

Bob Johnson, Iola Register representative, joined the meeting.

Chairman Francis, Commissioner McIntosh and Alan returned and briefly discussed different aspects of the jail.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$29,332.23
- b) Payroll Changes
- c) Journal Entries 85-90

With no further business to come before the board, the meeting was adjourned until October 18, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

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Joyce Foster, Deputy County Clerk

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 18, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairman Francis, Commissioner Dick Works and Sherrie L. Riebel, County Clerk. Commissioner Gary G McIntosh was absent.

Bob Johnson, Iola Register Representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the October 11, 2011 regular meeting.

Ron Holman, Allen County House and Grounds Director, and Dina Morrison, 31<sup>st</sup> Judicial District Court Clerk, presented bids for ceiling tile, flooring and painting for the probation office. Ann Donaldson, Drycreek Enterprises Inc. presented bids for painting of all walls, windows and reception desk for \$1,200. Home Detail's bid for flooring was \$4,470.00 and Decorator Supply, Inc.'s was \$5,395.00. Home Detail bid for ceiling tile was \$4,400.00 and Day Construction's was \$4,746.00. Discussion followed. Commissioners will take under consideration.

Ron presented bids for Phase I of the sidewalk repair. Bids were received from Lickteig Construction for \$9.90 per square foot, Hofer & Hofer for \$10.63 per square foot, and a bid received after the time limit was \$16.29 per square foot. Discussion followed. Commissioners stated areas with safety issues should be done first, and then they will look at other options in the next phases. Commissioner Works moved to approve Ron work with Lickteig Construction. Chairman Francis seconded, motion passed 2-0-0.

Sherrie presented the commission with sealed bids for the Humboldt Senior Center pool table. Bids were received from Joe Weiner for \$207.00 and Larry Mendoza for \$157.00. Commissioners accepted the bid from Joe Weiner.

Commissioners discussed the burn ban and declined to lift it.

Bill King, Public Works Director, discussed the SEK Regional Solid Waste meeting he went to Monday in Chanute. He updated the commission on the meeting.

Bill discussed a person trying to sell him fuel additive. Discussion followed on the cost increase to add chemicals to fuel.

Bill King, Public Works Director, Sandra Drake, Appraiser, Cara Barkdoll, Register of Deeds, Sharon K. Utley, Allen County Treasurer, Sherrie L. Riebel, Allen County Clerk, Alan Weber, Allen County Counselor, and Jason Nelson, Allen County EMS Director, were present to acknowledge their appreciation of the Commission. Angie Murphy, 911 Communications, was not able to attend due to attending classes in Wichita.

SUBJECT: PROPOSED 2012 HOLIDAYS (8 hour employees & Landfill employees)

NEW YEAR'S DAY	MONDAY, JANUARY 2, 2012
MARTIN LUTHER KING DAY	MONDAY, JANUARY 16, 2012
PRESIDENTS DAY	MONDAY, FEBRUARY 20, 2012
MEMORIAL DAY	MONDAY, MAY 28, 2012
INDEPENDENCE DAY	WEDNESDAY, JULY 4, 2012
LABOR DAY	MONDAY, SEPTEMBER 3, 2012
COLUMBUS DAY	MONDAY, OCTOBER 8, 2012
VETERAN'S DAY	MONDAY, NOVEMBER 12, 2012
THANKSGIVING DAY	THURSDAY, NOVEMBER 22, 2012
DAY AFTER THANKSGIVING	FRIDAY, NOVEMBER 23, 2012
CHRISTMAS EVE	MONDAY, DECEMBER 24, 2012
CHRISTMAS DAY	TUESDAY, DECEMBER 25, 2012
NEW YEARS EVE	MONDAY, DECEMBER 31, 2012 was not approved as a holiday.

SUBJECT: PROPOSED 2012 HOLIDAYS (all 12 & 24 hour and dispatch employees)

NEW YEAR'S DAY	SUNDAY, JANUARY 1, 2012
MARTIN LUTHER KING DAY	MONDAY, JANUARY 16, 2012

PRESIDENTS DAY	MONDAY, FEBRUARY 20, 2012
MEMORIAL DAY	MONDAY, MAY 28, 2012
INDEPENDENCE DAY	WEDNESDAY, JULY 4, 2012
LABOR DAY	MONDAY, SEPTEMBER 3, 2012
COLUMBUS DAY	MONDAY, OCTOBER 8, 2012
VETERAN'S DAY	SUNDAY, NOVEMBER 11, 2012
THANKSGIVING DAY	THURSDAY, NOVEMBER 22, 2012
DAY AFTER THANKSGIVING	FRIDAY, NOVEMBER 23, 2012
CHRISTMAS EVE	MONDAY, DECEMBER 24, 2012
CHRISTMAS DAY	TUESDAY, DECEMBER 25, 2012
NEW YEARS EVE	MONDAY, DECEMBER 31, 2012 was not approved as a holiday.

Commissioners discussed with department heads. Commissioners removed the December 31, 2012 Holiday on both the lists and approved the rest.

Sandra discussed the proposed Neighborhood Revitalization the City of Iola has submitted for previous NRP. The City of Iola has an option to approve their portion if they want but they do not have the authority to approve it for the other participating entities.

Commissioners visited with Department Heads to see how things are going. Sharon reported the new motor vehicle system is to go live December 1, 2011. Sandra reported on the new Orion system.

Jason reported the 2008 ambulance is in the shop again. Discussion followed.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Bill King, Public Works Director and Dave Beecher, Schwab-Eaton Engineers, were present to discuss water problems south of Iola. Discussion followed. Dave recommended that nothing be done because it would cost around \$60,000 to try to fix. KDHE has regulations dealing with species that live in that area. He stated it would not be an easy fix.

Rhonda Fernandez, Personal Insurance Consultant, reviewed the quarterly year to date information on Medtrak for prescription drugs.

Jack Franklin, citizen, joined the meeting.

Rhonda reviewed and discussed the health utilization report for the quarter.

Commissioners discussed the proposed Neighborhood Revitalization the City of Iola has submitted for consideration on some previous property filed for NRP. Two individuals that have built businesses in Iola have requested this exception. They are Iola Pharmacy, Inc and American Self Storage. Discussion followed. No action was taken at this time.

Commissioners discussed bids for roof on the 502 N. State building. Bids were received from Boren's Roofing, Inc. for removal and replacement of the top deck for \$10,000, lower deck for \$11,000 or top deck #2 bid of \$35,872.00 and lower deck bid #2 of \$41,800.00; Murphy Roofing Company by R&P Enterprises for proposal #1 SPF roof for \$41,050.00 and proposal #2 Single Ply roof for \$49,100.00. Discussion followed. No action was taken at this time.

Commissioners approved the following documents:

- a) Clerk's vouchers \$166,956.37
- b) Payroll Changes
- c) Journal Entries 91 & 92

With no further business to come before the board, the meeting was adjourned until October 25, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Absent  
Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**October 25, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works and Sherrie L. Riebel, County Clerk. Commissioner Gary G. McIntosh was absent due to illness.

Commissioners corrected and approved the minutes of the May 31, 2011 meeting.

Ron Holman, Allen County House & Grounds, joined the meeting.

Alfred Link, Veteran's representative, updated the commission on the Veteran's Wall expansion. Commissioners stated they haven't seen a plan for the wall at this time. Mr. Link stated he would have Mr. Robertson come to the meeting with a plan.

Alfred Link requested the courthouse be open during Veteran's Day events from 10:30 a.m. to 1:00 p.m. on November 12<sup>th</sup>. Commissioners approved.

Jason Nelson, Allen County EMS Director, discussed ambulance services. Commissioner McIntosh had requested to let the attending commissioners know he had visited with Mayor Shirley about appointing an ambulance committee. Discussion followed. No action was taken at this time.

Sherrie informed the commission that the ambulance driveway to the Rails to Trails that is \$6,000 is correct but that the county's portion is only 20%.

Jason discussed logging vehicle activities. Discussion followed.

Jason stated he has a meeting with Allen County Community College today concerning classes. Discussion followed. Jason has employees that can teach classes.

Jason updated the commission on vehicle maintenance.

Bob Johnson, Iola Register Representative, joined the meeting.

Bill King, Public Works Director, reported he is doing employee evaluations for end of year.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Bill stated the road crews are cleaning ditches currently. The dry weather is hurting the blacktop roads and making gravel roads especially dusty.

Sherrie requested to shred 2007 Claim Vouchers, 2007 Added & Abatement Taxes, 2007 Daily Work, 2007 Payroll Duplicate Checks, 2007 Bank Statements, 2007 Treasurers Daily Statements, 2007 Check Register, 2007 Motor Vehicle Daily Audits, 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." Commissioner Works moved to approve the request. Chairman Francis seconded, motion passed 2-0-0.

Joe Weiner, Wood.com, Inc., was present for a bid opening of Humboldt Senior Center repairs proposals. Wood.com was the only bid received. Joe explained the scope of work, priority and cost in his proposal and then in detail verbally.

1<sup>st</sup> level is labeled with priority – urgent in the kitchen area. This would be to install floor joists under the floor to repair the North West corner, install new support timbers and install 17 concrete pads with steel post anchor plates for post support. The material costs are estimated cost of \$3,374 and labor costs \$2,430. Commissioner Works moved to approve this one. Chairman Francis seconded, motion passed 2-0-0.

2<sup>nd</sup> level is labeled priority – urgent in ventilation system, This would be to circulate air to keep the air dryer so that gases and molds will not egress back up into the building itself. Discussion followed. Joe will present more information on this proposal as the commission is interested in a ventilation system. No action was taken at this time.

3<sup>rd</sup> level priority – not urgent is in the rock foundation. No action was taken at this time.

4<sup>th</sup> level is labeled – not urgent but needs attention due to open vent hole allowing water in on the roof. Discussion followed on work on the roof. Commissioners requested Joe to fix the vent before it rains.

5<sup>th</sup> level is labeled with a question mark but in need of attention to get rid of mold in the basement. Discussion followed that this could wait to see what happens when the circulation is corrected. Joe stated the removal of some of the timbers has helped on some of the mold. Commissioners stated they would wait on this abatement of mold.

6<sup>th</sup> level is labeled with a question mark on priority to move the gas line pressure test from the stairwell (had been previously approved but not been done yet). Joe stated he had installed a new stairwell but had not completed moving the gas line. Discussion followed on the scope of work needed.

Commissioners will go by the Humboldt Senior Center to review some of the proposals before approving.

Commissioners discussed the burn ban but declined to lift it.

Commissioners approved the following documents:

- a) Clerk's Vouchers \$262,516.03
- b) Payroll Changes
- c) Journal Entries # 93-95

With no further business to come before the board, the meeting was adjourned until November 1, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Absent  
Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 1, 2011**

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

Commissioners corrected and approved the minutes of the October 25, 2011 meeting.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Sharon K. Utey, Allen County Treasurer, reported the new Auto program will not be available on the 1<sup>st</sup> of December as thought. They have put off activating it at this time.

Sherrie L. Riebel, Allen County Clerk, asked if the commission had plans to go out for bids for property & casualty insurance coverage. Commissioners stated they are not planning on it.

Commissioners approved the new vehicle fuel log form for 911 Communications Department.

Sherrie discussed the upcoming Allen County Auction November 10, 2011. Commissioners approved Ross Daniels to call the election for \$100.00. Sherrie will start publications.

Jason Nelson, Allen County EMS Director, updated the commission on the classes at Allen County Community College. His instructors will be teaching the classes and will benefit from use at the college. Jason explained some details. Discussion followed.

Jason stated the KARF Grant is opening up again; he will be applying for some items for his department.

Bill King, Public Works Director, requested Kim Riebel to carryover 75 hours of vacation. Commissioners approved to be used within 6 months.

Bill requested to purchase a van trailer; the axle has gone out from under one of the current trailers. Discussion followed. Commissioners approved if he could keep it under \$6,000.

Bill discussed the difference of using snow plows and blades for roads.

Bill stated he is working on employee evaluations and they are working up plans for the future.

Bill discussed the county is working on tree trimming and suggested if persons are planting trees they need to plant 10 feet back from the property line right of way.

Bill reported the secondary screening part of the crusher is on its last leg. It has been down about two weeks now. They are working on getting it up and going but Bill will be keeping his eye out for another secondary portion.

Bill discussed watching for a tanker trailer for a good price on Purple Wave.

Angie Murphy, 911 Communication Dispatch Director, reported she was asked by Kathy McGaughey the President of the Kansas Chapter of APCO (Association of Public-Safety Communications Officials) to be the APCO's representative on the Southeast Kansas Regional Homeland Security Council. She graciously accepted this presidential appointment. Angie stated "there are many good projects that develop from these meetings that often end up on the door step of a Communication Center and I think having an active role in this group will benefit us all. In many cases Homeland Security is the glue that holds our public safety communities together. Attending these meetings, networking with other attendees and staying

educated on the topics and discussions released by this group will pay great dividends to all Communication Centers in our region (12 counties) as well as our communities."

Thomas R. Williams, Allen County Sheriff, and Carl Slaugh, City of Iola Administrator, joined the meeting.

Sheila Lampe, Iola Area Chamber of Commerce, requested to use the bandstand on November 25 for the Lighting Ceremony to be held at 6:00 p.m. There will be Boy Scout and Girl Scouts helping and Relay for Life will have a presence at the ceremony. There is music planned for 5:30 p.m. The Santa House will once again be on the Southeast corner of the lawn. There will also be reindeer and sleigh displayed, Santa will be in his house every Thursday evening starting December 1, 8, 15, & 22 from 5-7. Santa's first visit will be Saturday, November 26 after his arrival in the Fire Truck, which will start the Candy Cane Treasure Hunt preceding him at 12 noon on the courtyard. Commissioner Works moved to approve all the dates. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners discussed the roof on 502 N. State building.

Alan Weber, Allen County Counselor, stated he was working on the bond issue for the proposed hospital. He updated the commission on the hospital trustees concerns. Discussion followed with Carl concerning the request to have a special meeting on City of Iola Sales Tax. Carl stated the city has questions on whether the county would receive the monies over the \$300,000 per year or if the city would retain the totals over \$300,000. Discussion followed.

Commissioners discussed Neighborhood Revitalization requests from the City of Iola on two properties; Iola Pharmacy, Inc and American Self Storage both filed in 2007. The City of Iola had been asked to make an exception to the filing rule of the City of Iola Neighborhood Revitalization Plan by Dana Watkins of American Self Storage and Jeff Dieker of the Iola Pharmacy, Inc. Discussion followed. Commissioner McIntosh moved to decline to have Allen County participate in the request for Neighborhood Revitalization from the City of Iola on these two properties. Commissioner Works seconded. Discussion followed. Motion passed 3-0-0.

Commissioners discussed looking at finances at the end of the year before making decisions on wage increases. Discussion followed.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:05 a.m. Commissioners reconvened at 10:10 a.m. No action was taken.

Commissioner Works moved to request Alan to contact KDHE to release the Landfill Trust Fund monies back in the name of Allen County. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Payroll Changes
- b) Clerk's vouchers \$46,215.54

With no further business to come before the board, the meeting was adjourned until November 8, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 8, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the November 1, 2011 meeting.

Commissioner McIntosh reported on a call from Iola City Councilmember Ken Rowe who stated the NRP application was received from the persons requesting the tax abatement on time.

Sherrie requested changes to the way payroll will be distributed as per new legislation. The law changed in 2011 to allow mandatory ACH (direct deposit). More and more counties are going to this. The bank and law require a 30-day notice for implementation. There will be one or more employee forums to educate employees regarding the use of direct deposit or payroll card program offered by Allen County. There will be educational information to employees about direct deposits or payroll cards as they may be used under the payroll card program. Employers shall retain no interest in wages paid by electronic funds transferred to an employee's payroll card account, other than the right to correct inadvertent overpayments in accordance with the rules governing direct deposit. Commissioner McIntosh moved to approve the implementation of mandatory ACH. Commissioner Works seconded, motion passed 3-0-0.

Sherrie requested a grievance hearing on November 22, 2011. Commissioner McIntosh 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 Chairman Francis, Commissioner Works, Commissioner McIntosh, and Sherrie L. Riebel, Allen County Clerk. The time is now 9:45 a.m. Commissioners reconvened at 9:50 a.m. No action was taken.

Commissioner Works moved to approve to have a grievance hearing on November 22, 2011 at 10:00 a.m. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners reviewed Resolution 201116 that establishes a new 911 fund for the new legislation that goes into effect January 2012.

**RESOLUTION NO. 201116**  
**A RESOLUTION ESTABLISHING THE ALLEN COUNTY 911 FUND**

At a regular meeting of the Board of County Commissioners of Allen County, Kansas conducted on November 8, 2011; there came before the Board for consideration the matter of establishing a 911 Fund pursuant to the Kansas 911 Act as enacted during the 2011 legislative session.

The Board, upon a motion duly made, seconded, and carried, adopted the following resolution, to-wit:

WHEREAS, the 2011 Kansas Legislature enacted comprehensive legislation entitled the Kansas 911 Act, providing for the collection and distribution of fees relating to emergency communications services; and

WHEREAS, pursuant to the Kansas 911 Act, on or after January 1, 2012, fees will be collected from services capable of contacting emergency communications services; and

WHEREAS, on and after January 1, 2012, Allen County will receive revenues from fees collected and distributed under the Kansas 911 Act; and

WHEREAS, the Board deems it necessary and advisable to establish a separate special fund for the receipt and expenditure of monies under the Kansas 911 Act.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Allen County, Kansas that the Allen County 911 Fund shall be and hereby is established within the Funds and Accounts of Allen County Government, to be administered as hereafter provided:

4. *Fund Establishment.* There shall be and hereby is created a special fund account to be designated the Allen County 911 Fund. The Fund shall be administered as authorized under this resolution for the purposes required under the Kansas 911 Act, as now existing or hereafter amended.
  
5. *Use of Funds.* All monies received by Allen County derived from fees collected pursuant to the Kansas 911 Act shall be credited to and deposited in the Allen County 911 Fund 171. The Allen County 911 Fund 171 shall be a separate fund from the existing funds known as the 911 Landline and 911 Wireless funds, and monies shall not be comingled into or between those funds. Any and all interest earned or accrued on monies in the Fund as computed by the Allen County Treasurer shall be retained in the Fund. All monies in the Fund shall be used only for purposes required or permitted under the Kansas 911 Act, as enacted or hereafter amended, but shall include uses pursuant to any Interlocal Governmental Agreements entered into with those cities in the County which are consistent with the Act.

This resolution shall be and become effective upon adoption.  
RESOLVED THIS 8th DAY OF NOVEMBER 2011.

Commissioner Works moved to approve the resolution 201116. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill King, Public Works Director, reported much needed rain is helping soften the gravel road for working.

Bill reported on a road trip to Bourbon County to review the setup with their rock crusher. Discussion followed on the cost of new and used crushers. Bill discussed the setup of the current crusher in comparison to Bourbon County's setup. Discussion followed. Bill stated he has the opportunity to purchase a secondary portion of a crusher for \$125,000 picked up in Fort Scott, \$10,000 trade in for the current secondary portion for a total cost of \$115,000 from Berry Tractor.

Commissioner McIntosh moved to approve giving Bill King the authority to purchase based on the condition of the plant once it is pulled out of the Bourbon County Quarry. Commissioner Works seconded, motion passed 3-0-0.

Bill reported Allen County was turned down on the grant to redo the Hegwald Bridge (Georgia Road and 400 St).

Mark Freimiller, Dennis Wall, and Terry McDonald, Elm Creek Water District patrons (mile south of City of Gas), requested information so they could get a water district audit. Discussion followed. Alan Weber, Allen County Counselor, joined the meeting. They explained they are currently charged \$25.00 a month for repair charges, which when a repair is needed they are not being fixed without charging again. The commission asked about a board. They stated they did not know of any. Commissioner McIntosh moved to make the open records request for the past 5 years of information. Commissioner Works seconded, motion passed 3-0-0. Alan will prepare the letter of request.

Alan Weber, Allen County Counselor, discussed having the bond counsel meeting. The meeting will be set up next Wednesday at 9:30 a.m. Alan Weber, County Counselor, Sherrie L. Riebel, Allen County Clerk, Dick Works, Allen County Commissioner, and Sharon K. Utley, Allen County Treasurer, will be attending the conference call. Discussion followed.

Alan reported on the special meeting with the City of lola last evening. The City of lola did amend an ordinance to dedicate a quarter cent sales tax to the hospital repayment of bonds. The City of lola and Allen County will be entering into a Sale Tax Disbursement Agreement. The City of lola wants the Allen County to sign off on the agreement before they do with the approval of both the County Counselor and City of lola Attorney. Commissioner Works moved to authorize Chairman Francis to sign the Sale tax disbursement agreement. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:05 a.m. Commissioners reconvened at 10:10 a.m. No action was taken.

Commissioner McIntosh moved to go into executive session for 5 minutes for attorney client discussion. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Sherrie L. Riebel, Allen County Clerk. The time is now 10:10 a.m. Commissioners reconvened at 10:15 a.m. No action was taken.

Alan requested on behalf of Sheriff Williams to have benefits allowed to an employee. Commissioner Works moved to approve benefits to that employee as long as they work at least 30 hours per week to be reviewed annually. Commissioner McIntosh seconded, motion passed 3-0-0. Alan will advise Sheriff Williams of the decision.

Alan stated Allen County's policy is that if it is in the best interest of Allen County to purchase the secondary crusher they have the authority to purchase without the bid process. Discussion followed.

Commissioners discussed going out for bids for health insurance and or broker. Commissioner McIntosh requested to see what Blue Cross Blue Shield could do for Allen County. Discussion followed on offering a three tier insurance coverage.

Commissioners will not be meeting on Tuesday, November 15, 2011 so that they will be able to attend Kansas Associations of Counties.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$34,362.27 for Nov 4 payout signed Nov 3  
\$19,751.27 for Nov 18 payout
- b) Journal Entries 96-101

With no further business to come before the board, the meeting was adjourned until November 22, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 22, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G McIntosh and Sherrie L. Riebel, Allen County Clerk.

Bob Johnson, Iola Register representative, and Bill Manus were present to observe the meeting.

Commissioners corrected and approved the minutes of the November 8, 2011 meeting.

Daniel L. Crook, Southeast Kansas Regional Planning Commission Executive Director, introduced himself and told them a little about himself since he has been on the job about 6 ½ months. Discussion followed on his background. There are seven individuals that work at Southeast Kansas Regional Planning Commission (SEKRPC). He discussed the Revolving Loan fund at SEKRPC. Daniel explained the purpose of this Revolving Loan fund helping persons seeking to start a new business. Commissioner McIntosh stated Resource, Conservation and Development (RC&D) also has a Revolving Loan fund. Discussion followed on grants available for communities. Commissioner Francis expressed his concerns for storm shelters in some of Allen County's 3<sup>rd</sup> class cities, mainly in Mildred, Elsmore, and Savonburg areas. Daniel discussed checking on grants available for specific items.

Daniel reported on plans for 2012 goals. He discussed working with businesses and persons wanting to start up businesses. Discussion followed on grants available and or loans available. He stated most grants are not available for startup businesses.

Bill Maness and Commissioners discussed the Summit Meeting held last Thursday in Iola with Governor Sam Brownback and Senator Jeff King and Senator.

Bill asked what concerns Allen County Commissioners had for the legislature. Commissioners expressed they want to make sure that the legislature does not do away with critical access funding for small hospitals. Discussion followed.

Thomas R. Williams, Allen County Sheriff, stated he felt the burn ban could be lifted. Discussion followed. Commissioner Works moved to lift the Burn Ban. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners presented Kim Riebel, Eula Hutton, Scott Reeder, Mitch Garner and Jeremy Hopkins, for completing the FEMA certifications; which was the National Incident Management System (NIMS), ICS-100, ICS-200, ICS-300, ICS-400, ICS-700 and ICS-800. Mike Hough was absent but also received awards.

Commissioners presented Heath Womack, Jimmy Skaggs, and Joyce Foster with 8 year certificates, Michelle Smith with a 16 year certificate and pin, and Sharon K. Utley, with a 24 year certificate and pin.

Commissioners approved the Service to the Elderly van to be available in the evening for a few days so that the elderly can ride around to see the Christmas lights. The dates will be posted at the Senior Centers.

Commissioners reviewed an agreement for use of the Humboldt Senior Center and Iola Senior Center for the congregate meals program. Commissioner Works moved to authorize Chairman Francis to sign the agreement. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners reviewed a letter in support of transportation providers of the Coordinated Transit District #10 in the application to the Kansas Department of Transportation for capital assistance and/or continued operating assistance under a Section 16 or 18 grant. Commissioner Works moved to approve the letter and all commissioners sign. Commissioner McIntosh seconded, motion passed 3-0-0.

Karl Allen joined the meeting to observe.

Vada Aikins, City of Humboldt City Council Member, Larry Tucker, City of Humboldt Administrator, and Jason Nelson, Allen County EMS Director, discussed the future of ambulance services in Allen County. Larry stated his and the City of Humboldt's concern for the current City

of Humboldt EMS station. He stated the city has a study group reviewing options. The City of Humboldt has hired an architect to help the group as they look into the possibility of new Fire/EMS station. Commissioner Works reported Allen County is the one responsible for the entire county, not any of the cities responsibilities, no matter who provides the service. Vada expressed her concerns stemming from the article in the lola Register stating the City of lola and Allen County would be studying. She and Larry stated there should be representation from the entire county not just the lola area. Larry stated he would like to have an invite to have some representation from the City of Humboldt allowed on the committee. Discussion followed on the size of a good mix of committee members.

Larry also updated the commission on the entrepreneur group that focuses with small businesses. They are trying to develop a team of coaches. Larry stated they would like to have them work with the entire county, not just the City of Humboldt. They are starting a business incubator at the old city hall building. Discussion followed, which led into housing issues for Allen County.

Alan presented Resolution 201117 for commissioner review.

**EXCERPT OF MINUTES OF A MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS OF  
ALLEN COUNTY, KANSAS  
HELD ON NOVEMBER 22, 2011**

The Board of County Commissioners (the "Board") of Allen County, Kansas (the "County"), met in regular session at the usual meeting place in the County at 10:00 a.m. The Chairman presided and the following members of the Board were present:

Chairperson Robert A. Francis  
Commissioner Dick Works  
Commissioner Gary G McIntosh

The following members were 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 AND LEASE WITH THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION; AUTHORIZING ALLEN COUNTY, KANSAS TO ENTER INTO A PLEDGE OF REVENUES AND OPERATION AGREEMENT WITH THE BOARD OF TRUSTEES OF ALLEN COUNTY HOSPITAL; AND AUTHORIZING THE EXECUTION THEREOF AND CERTAIN RELATED DOCUMENTS IN CONNECTION WITH THE ISSUANCE BY THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION OF ITS REVENUE BONDS, SERIES 2011 AND SERIES 2012 (ALLEN COUNTY HOSPITAL PROJECT).**

The Resolution was considered and discussed; and on motion of Commissioner McIntosh, seconded by Commissioner Works, the Resolution as a whole was adopted by the following roll call vote:

Aye:       Chairperson Robert A. Francis  
              Commissioner Dick Works  
              Commissioner Gary G McIntosh.

Nay:       None

Thereupon, a majority of the members of the Board of County Commissioners having voted in favor of the adoption of the Resolution, it was given No.201117 and was signed by the Commissioners and attested by the County Clerk.

**CERTIFICATE**

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Board of County Commissioners of Allen County, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Sherrie L. Riebel  
Clerk

**RESOLUTION NO. 201117**

**A RESOLUTION AUTHORIZING ALLEN COUNTY, KANSAS TO ENTER INTO A BASE LEASE AND LEASE WITH THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION; AUTHORIZING ALLEN COUNTY, KANSAS TO ENTER INTO A PLEDGE OF REVENUES AND OPERATION AGREEMENT WITH THE BOARD OF TRUSTEES OF ALLEN COUNTY HOSPITAL; AND AUTHORIZING THE EXECUTION THEREOF AND CERTAIN RELATED DOCUMENTS IN CONNECTION WITH THE ISSUANCE BY THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION OF ITS REVENUE BONDS, SERIES 2011 AND SERIES 2012 (ALLEN COUNTY HOSPITAL PROJECT).**

**WHEREAS**, the Allen County, Kansas Public Building Commission (the "Issuer") is a duly organized municipal corporation created by Allen County, Kansas (the "County"); and

**WHEREAS**, the Issuer is authorized by K.S.A. 10-1201 *et seq.*, and K.S.A. 12-1757 *et seq.*, as amended and supplemented by Charter Resolution No. 201014 of the County, all as amended (collectively, the "Act"), to issue revenue bonds, the proceeds of which shall be used for the purpose of paying all or part of the cost of acquiring, constructing, furnishing and equipping health care facilities; and

**WHEREAS**, pursuant to the Act, the Issuer proposes to issue its Revenue Bonds, Series 2011 (Allen County Hospital Project) (the "Series 2011 Bonds") and its Revenue Bonds, Series 2012 (Allen County Hospital Project) (the "Series 2012 Bonds") for the purpose of acquiring, constructing, furnishing and equipping a new Allen County Hospital facility; and

**WHEREAS**, the Series 2011 Bonds and Series 2012 Bonds (collectively, the "Bonds") will be issued under a Bond Trust Indenture dated as of December 1, 2011 (the "Bond Indenture"), by and between the Issuer and UMB Bank, n.a., as Trustee (the "Trustee"); and

**WHEREAS**, the Board hereby determines that it is in the best interest of the County that the County and the Issuer enter into a Base Lease (the "Base Lease") whereby the County leases certain real property (the "Land") to the Issuer, and a Lease (the "Lease") to provide for the construction of the new Allen County Hospital facility (the "Improvements") and the leasing of the Land and the Improvements by the Issuer to the County (the Land and the Improvements collectively referred to as the "Project"); and

**WHEREAS**, the Board further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the County execute and deliver certain documents and that the County take certain other actions as herein provided;

**WHEREAS**, the new Allen County Hospital (the "Hospital") will be operated by the Board of Trustees of Allen County Hospital (the "Hospital Board") as provided in K.S.A. 19-4601 *et seq.*, and the Hospital Board will have responsibility for collection and application of the revenues generated from operation of the Hospital; and

**WHEREAS**, it is the intention of the Board and the Hospital Board to provide for rental payments under the Lease in part from such revenues, to the extent that there are available moneys after making provision for payment of the ordinary and necessary operating expenses of the Hospital; and

**WHEREAS**, it is further the intention of the Board and the Hospital Board to provide for the rental payments in part from the proceeds of a portion of a one-half of one percent (.50%) City-wide retailers' sales tax (the "City Sales Tax") approved by the voters of the City of Iola, Kansas (the "City") and pledged to the Hospital Board to assist in paying the costs of the Project, including debt service on the Bonds; and

**WHEREAS**, it is further the intention of the Board and the Hospital Board to provide for the rental payments in part from the proceeds of a one-quarter of one percent (.25%) County-wide retailers' sales tax (the "County Sales Tax") approved by the voters of the County for the purpose of paying costs of the Project, including debt service on the Bonds.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS:**

**SECTION 1. Findings and Determinations.** The Board hereby finds and determines, pursuant to the Act, that (i) developing, constructing and equipping the Improvements; (ii) leasing certain real property to the Issuer pursuant to the provisions of a Base Lease; (iii) leasing the Project from the Issuer under the terms and provisions set forth in the Lease; and (iv) the issuance of the Bonds by the Issuer to finance the costs of the Project, are necessary, convenient and in furtherance of the governmental purposes of the County.

**SECTION 2. Authorization of Documents.** The following documents are hereby approved in substantially the forms presented to and reviewed by the Board at this meeting and attached to this Resolution (copies of which documents shall be filed in the records of the County), and the County is hereby authorized to execute and deliver each of such documents (the "County Documents") with such changes therein as shall be approved by the officials of the County executing such documents, such officials' signatures thereon being conclusive evidence of their approval and the County's approval thereof:

(a) Base Lease under which the County will lease to the Issuer the property financed with the proceeds of the Bonds in consideration of the Issuer's deposit of the proceeds of the Bonds into the funds described in the Bond Indenture;

(b) Lease under which the Issuer will lease its interest in the Project to the County and will make the proceeds of the Bonds available to the County for the purposes herein described, in consideration of rental payments that will be sufficient to pay the principal of, redemption premium, if any, and interest on the Bonds;

(c) Pledge of Revenues and Operation Agreement between the Hospital Board and the County with respect to the operation and maintenance of the Hospital and the pledge of moneys derived from time to time from operation of the Hospital;

(d) Sales Tax Disbursement Agreement among the City, the County, the Hospital Board and the Trustee with respect to the distribution of City Sales Tax revenues and County Sales Tax revenues;

(e) Series 2011 Bond Purchase Agreement pursuant to which UMB Bank, n.a., Kansas City, Missouri (the "Purchaser") agrees to purchase the Series 2011 Bonds;

(f) Series 2012 Bond Purchase Agreement pursuant to which the Purchaser agrees to purchase the Series 2012 Bonds;

(g) Continuing Disclosure Agreement among the County, the Hospital Board and the Trustee, as Dissemination Agent;

(h) Tax Compliance Agreement (the "Tax Compliance Agreement") among the Issuer, the County, the Hospital Board, and the Trustee, pursuant to which the requirements relating to the federal tax status of the Bonds are set forth; and

(i) Preliminary Official Statement.

**SECTION 3. Execution of Documents.** The Chairman is hereby authorized and directed to execute and deliver the County Documents for and on behalf of and as the act and deed of the County. The County Clerk is hereby authorized and directed to attest, by manual or facsimile signature, to the County Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution. Notwithstanding the foregoing, the Chairman is authorized to execute and deliver the Series 2011 Bond Purchase Agreement only if the following criteria are met: The Series 2011 Bonds shall be in an aggregate principal amount not to exceed \$10,000,000, shall have a True Interest Cost not to exceed 5.50%, and shall mature in principal installments with a final maturity date or dates not later than the year 2025. In addition, the Chairman is authorized to execute and deliver the Series 2012 Bond Purchase Agreement only if the following criteria are met: The Series 2012 Bonds shall be in an aggregate principal amount not to exceed \$15,000,000, shall have a True Interest Cost not to exceed 5.50%, and shall mature in principal installments with a final maturity date or dates not later than the year 2036.

**SECTION 4. Official Statement.** The proposed form of Preliminary Official Statement ("Preliminary Official Statement"), relating to the Bonds, in substantially the form as presented to the Board as of the date hereof, the final Official Statement, in substantially the form of the Preliminary Official Statement with such changes and additions thereto as are necessary to conform to and describe the transaction, and any supplement to the Preliminary Official Statement and to the Official Statement are hereby approved, and the public distribution of the same by the Purchaser is hereby approved for use in connection with the sale of the Bonds. The Chairman is hereby authorized on behalf of the County to certify to the Purchaser that the Preliminary Official Statement is deemed final by the County within the meaning of Rule 15c2-12 of the Securities and Exchange Commission except for the omission of such information as is permitted by Rule 15c2-12(b)(1), and the appropriate officers of the County are hereby authorized, if requested, 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 5. Further Authority.** The County shall, and the officials, agents and employees of the County are hereby authorized and directed to, take such further action, and execute such other documents, certificates and instruments, including, without limitation, any credit enhancement and security documents, arbitrage certificate, redemption notices, closing certificates and tax forms, as may be necessary or desirable to carry out and comply with the intent of this Resolution, and to carry out, comply with and perform the duties of the County with respect to the Bonds and the County Documents.

**SECTION 6. Effective Date.** This Resolution shall take effect and be in full force immediately after its adoption by the Board.

**ADOPTED** by the Board of County Commissioners of Allen County, Kansas, on November 22, 2011.

(SEAL)

Robert Francis  
Chairman

Dick Works  
Commissioner

Gary McIntosh  
Commissioner

ATTEST:

Sherrie L. Riebel  
Allen County Clerk

#### CERTIFICATE

I, hereby certify that the above and foregoing is a true and correct copy of Resolution No. 201117 of Allen County, Kansas adopted by the Board of County Commissioners on November 22, 2011, as the same appears of record in my office.

Sherrie L. Riebel  
Allen County Clerk

Commissioner McIntosh moved to adopt Resolution 201117. Commissioner Works seconded, motion passed 3-0-0.

Alan Weber, Allen County Counselor, Jean Barber, PBC President, Loren Korte, PBC Vice President, Ronald D. Moore, PBC Secretary, was present for a meeting. Discussion followed.

#### EXCERPT OF MINUTES OF A MEETING OF THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION HELD ON NOVEMBER 22, 2011

The Allen County, Kansas Public Building Commission (the "PBC") met in special session at the usual meeting place in Allen County, Kansas at 10 a.m., the following members being present and participating, to-wit:

Jean Barber, PBC President,  
Loren Korte, PBC Vice President,  
Ronald D. Moore, PBC Secretary,

Absent: None

The President declared that a quorum was present and called the meeting to order.

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Thereupon there was presented a Resolution entitled:

A RESOLUTION AUTHORIZING THE ISSUANCE BY THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION OF ITS REVENUE BONDS, SERIES 2011 AND SERIES 2012 (ALLEN COUNTY HOSPITAL PROJECT) TO PROVIDE FUNDS TO ACQUIRE, CONSTRUCT, FURNISH AND EQUIP A NEW ALLEN COUNTY HOSPITAL FACILITY, AND AUTHORIZING AND APPROVING CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

Thereupon Commissioner McIntosh 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 passage of said Resolution was carried by the vote of the PBC, the vote being as follows:

Yea: Chairman Robert Francis, Commissioner Dick Works, and Commissioner McIntosh.

Nay: none.

Thereupon, the Resolution, having been received at least a majority vote of the members of the PBC, the President declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. PBC201102 and was approved and signed by the President and attested by the Secretary.

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**CERTIFICATE**

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Allen County, Kansas Public Building Commission, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Ronald D. Moore  
Secretary

**RESOLUTION NO. PBC201102**

A RESOLUTION AUTHORIZING THE ISSUANCE BY THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION OF ITS REVENUE BONDS, SERIES 2011 AND SERIES 2012 (ALLEN COUNTY HOSPITAL PROJECT) TO PROVIDE FUNDS TO ACQUIRE, CONSTRUCT, FURNISH AND EQUIP A NEW ALLEN COUNTY HOSPITAL FACILITY, AND AUTHORIZING AND APPROVING CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

**WHEREAS**, the Allen County, Kansas Public Building Commission (the "Issuer") is a duly organized municipal corporation created by Allen County, Kansas (the "County"); and

**WHEREAS**, the Issuer is authorized by K.S.A. 10-1201 *et seq.*, and K.S.A. 12-1757 *et seq.*, as amended and supplemented by Charter Resolution No. 201014 of the County, all as amended (collectively, the "Act"), to issue revenue bonds, the proceeds of which shall be used for the purpose of paying all or part of the cost of acquiring, constructing, furnishing and equipping health care facilities; and

**WHEREAS**, pursuant to the Act, the Issuer proposes to issue its Revenue Bonds, Series 2011 (Allen County Hospital Project) in the aggregate principal amount of not to exceed \$10,000,000 (the "Series 2011 Bonds") and its Revenue Bonds, Series 2012 (Allen County Hospital Project) in the aggregate principal amount of not to exceed \$15,000,000 (the "Series 2012 Bonds") for the purpose of (a) acquiring, constructing, furnishing and equipping a new Allen County Hospital facility (the "Project") and (b) paying certain costs of issuance, all as further described in the hereinafter referred to Bond Indenture and Lease; and

**WHEREAS**, the Series 2011 Bonds and Series 2012 Bonds (collectively, the "Bonds") will be issued under a Bond Trust Indenture dated as of December 1, 2011 (the "Bond Indenture"), by and between the Issuer and UMB Bank, n.a., as Trustee (the "Trustee"); and

**WHEREAS**, simultaneously with the execution and delivery of the Bond Indenture, the Issuer will enter into a Lease Agreement dated as of December 1, 2011 (the "Lease"), by and between the Issuer, as lessor, and the County, as lessee, pursuant to which (a) the Project will be acquired and constructed and (b) the Issuer will lease its interest in the Project to the County, and the County will agree to pay Basic Rent Payments (as defined in the Bond Indenture) sufficient to pay the principal of and premium, if any, and interest on, the Bonds; and

**WHEREAS**, the Issuer further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the Issuer execute and deliver certain documents and that the Issuer take certain other actions as herein provided;

**NOW, THEREFORE, BE IT RESOLVED BY THE ALLEN COUNTY, KANSAS PUBLIC BUILDING COMMISSION, AS FOLLOWS:**

**Section 1. Findings and Determinations.** The Issuer hereby makes the following findings and determinations with respect to the County and the Bonds to be issued by the Issuer, based upon representations made to the Issuer:

- (a) The County has properly requested the Issuer's assistance in financing the costs of the Project;
- (b) The issuance of the Bonds for the purpose of providing funds to finance the costs of the Project is in furtherance of the public purposes set forth in the Act; and
- (c) The Bonds are being issued for a valid purpose under and in accordance with the provisions of the Act.

**Section 2. Authorization of the Bonds.** The Issuer is hereby authorized to issue the Series 2011 Bonds in the aggregate principal amount of not to exceed \$10,000,000 and the Series 2012 Bonds in the aggregate principal amount of not to exceed \$15,000,000, which shall be issued under and secured by and shall have the terms and provisions set forth in the Bond Indenture. The Series 2011 Bonds shall have a True Interest Cost not to exceed 5.50%, shall mature in principal installments with a final maturity date or dates not later than the year 2025, and shall have such redemption provisions, including premiums, and other terms as set forth in the Bond Indenture. The Series 2012 Bonds shall have a True Interest Cost not to exceed 5.50%, shall mature in principal installments with a final maturity date or dates not later than the year 2036, and shall have such redemption provisions, including premiums, and other terms as set forth in the Bond Indenture. Subject to the conditions set forth herein, the final terms of the Bonds shall be specified in the Bond Indenture, and the signatures of the officers of the Issuer executing such Bond Indenture shall constitute conclusive evidence of their approval and the Issuer's approval thereof.

**Section 3. Limited Obligations.** The Bonds and the interest thereon shall be limited obligations of the Issuer payable solely and only from the net earnings and revenues derived by the Issuer from the Project, including but not limited to the rents, revenues and receipts under the Lease (including, in certain circumstances, Bond proceeds and income from the temporary investment thereof and proceeds from insurance and condemnation awards). The Bonds and the interest thereon shall not be a debt or general obligation of the Issuer, the County or the State of Kansas, and are secured by a pledge and assignment of the Trust Estate as defined in the Bond Indenture, and the Bonds, the interest thereon, or any judgment thereon or with respect thereto, are payable from tax revenues only to the extent that the County generates the rentals payable under the Lease from taxation. The Bonds shall not constitute an indebtedness or a pledge of the faith and credit of the Issuer, the State of Kansas, or any municipal corporation or political subdivision thereof, within the meaning of any constitutional or statutory limitation or restriction.

**Section 4. Authorization and Approval of Documents.** The following documents are hereby approved in substantially the forms presented to and reviewed by the Issuer at this meeting and attached to this Resolution (copies of which documents shall be filed in the records of the Issuer), and the Issuer is hereby authorized to execute and deliver each of such documents (the "Issuer Documents") with such changes therein (including the dated date thereof) as shall be approved by the officials of the Issuer executing such documents, such officials' signatures thereon being conclusive evidence of their approval and the Issuer's approval thereof:

(a) Bond Indenture providing for the issuance thereunder of the Bonds and setting forth the terms and provisions applicable to the Bonds, including a pledge and assignment by the Issuer of the Trust Estate to the Trustee for the benefit and security of the owners of the Bonds upon the terms and conditions as set forth in the Bond Indenture;

(b) Base Lease under which the County will lease to the Issuer the property financed with the proceeds of the Bonds in consideration of the Issuer's deposit of the proceeds of the Bonds into the funds described in the Bond Indenture;

(c) Lease under which the Issuer will lease its interest in the Project to the County and will make the proceeds of the Bonds available to the County for the purposes herein described, in consideration of payments that will be sufficient to pay the principal of, redemption premium, if any, and interest on the Bonds;

(d) Series 2011 Bond Purchase Agreement pursuant to which UMB Bank, n.a., Kansas City, Missouri (the "Purchaser") agrees to purchase the Series 2011 Bonds;

(e) Series 2012 Bond Purchase Agreement pursuant to which the Purchaser agrees to purchase the Series 2012 Bonds;

(f) Tax Compliance Agreement (the "Tax Compliance Agreement") among the Issuer, the County, the Board of Trustees of Allen County Hospital (the "Hospital Board"), and the Trustee, pursuant to which the requirements relating to the federal tax status of the Bonds are set forth; and

(g) Preliminary Official Statement.

**Section 5. Execution of Bonds and Documents.** The President of the Issuer is hereby authorized and directed to execute the Bonds by manual or facsimile signature and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the Issuer in the manner provided in the Bond Indenture. The President of the Issuer is hereby authorized and directed to execute and deliver the Issuer Documents for and on behalf of and as the act and deed of the Issuer. The Secretary of the Issuer is hereby authorized and directed to attest, by manual or facsimile signature, to the Bonds, the Issuer Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

**Section 6. Official Statement.** The proposed form of Preliminary Official Statement ("Preliminary Official Statement"), relating to the Bonds, in substantially the form as presented to the Issuer as of the date hereof, the final Official Statement, in substantially the form of the Preliminary Official Statement with such changes and additions thereto as are necessary to conform to and describe the transaction, and any supplement to the Preliminary Official Statement and to the Official Statement are hereby approved, and the public distribution of the same by the Purchaser is hereby approved for use in connection with the sale of the Bonds. The President of the Issuer is hereby authorized on behalf of the Issuer to certify to the Purchaser that the Preliminary Official Statement is deemed final by the Issuer within the meaning of Rule 15c2-12 of the Securities and Exchange Commission except for the omission of such information as is permitted by Rule 15c2-12(b)(1), and the appropriate officers of the Issuer are hereby authorized, if requested, 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 7. Further Authority.** The Issuer shall, and the officials, agents and employees of the Issuer are hereby authorized and directed to, take such further action, and execute such other documents, certificates and instruments, including, without limitation, any credit enhancement and security documents, arbitrage certificate, redemption notices, closing certificates and tax forms, as may be necessary or desirable to carry out and comply with the intent of this Resolution, and to carry out, comply with and perform the duties of the Issuer with respect to the Bonds and the Issuer Documents.

**Section 8. Effective Date.** This Resolution shall take effect and be in full force immediately after its adoption by the Governing Body of the Issuer.

**ADOPTED** by the Allen County, Kansas Public Building Commission this 22nd day of November, 2011.

Jean Barber  
President

(Seal)

ATTEST:  
Ronald D. Moore  
Secretary

**CERTIFICATE**

I, hereby certify that the above and foregoing is a true and correct copy of Resolution No. PBC201102 of the Allen County, Kansas Public Building Commission adopted on November 22, 2011, as the same appears of record in my office.

Ronald D. Moore  
Secretary

Sharon K. Utley, Allen County Treasurer, presented information on bank account balances and interest. Sharon also presented sales tax information with previous years for comparison. The totals on the last quarter also include the hospital sales tax.

Sharon reported she is having trouble collecting bad checks. The Sheriff's office by two state statutes is to collect these bad checks. They total \$1,217.00.

Sharon reported the Motor Vehicle program that was to start later this year will not start now until after the first of the year sometime. The state is not releasing a date. Sharon reported on the personnel changes in her office.

Jason Nelson, Allen County EMS Director, presented the commission with information on calls in Bourbon County. Discussion followed. Emergency runs total 20, with some of them being considered dry runs which means no money is collected. They have collected 47% of these runs. Hospital transfers 15, which are all charged runs. They have collected 82% of these runs. Discussion followed.

Jason informed the commission that they have been meeting with Allen County Community College and will be ready to start teaching classes next fall.

Jason stated he has applied for \$80,000 worth of grant monies. Discussion followed on the items applied for. Jason explained the defibrillator usage.

Dana Watson, American Self Storage, and Benny Beurskens, American Self Storage, discussed their application for the Neighborhood Revitalization Program (NRP). He stated he was invited to build in lola with a tax abate available. Dana explained the costs they have paid for conservation upgrade. Benny stated they were requested to reapply for the application. Discussion followed. They stated they do not live in the City of lola. Dana stated in the City of lola, Council members were anxious to have the business in lola. Discussion followed on things that happened in the City of lola planning office on NRP. Dana requested the County start to rebate taxes on the 2011 taxes and start their 10-year abatement starting January 2012. Mayor Bill Shirley stated it is the City of lola's code enforcement's office fault for not getting the correct filings on time. Commissioners requested this to be in writing from the City of lola of the error. Mayor Shirley stated he would get a letter stating the error was on the City of lola, not American Self Storage. Commissioner McIntosh moved to approve the request as soon as the documentation is received from the City of lola to begin January 2012.

Dana inquired if there is anything to do for future applications. They currently have an application at the City of lola. Alan requested Mayor Shirley and Carl Slough send the monies and application to Sandra Drake, Allen County Appraiser. Discussion followed.

Commissioners reviewed an agreement for state funds for our Service to the Elderly van operating funds and requested Alan Weber, Allen County Counselor review. Alan reviewed and stated it is the same as previous agreements. Commissioner Works moved to approve the Agreement for Capital Assistance Funds between the Secretary of Transportation of the State of Kansas and Southeast Kansas Area Transit Coordination Council, Inc. and Allen County and have Chairman Francis sign the application. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill Shirley, City of lola Mayor, and Carl Slough, City of lola Administrator, stated he had the city clerk check to see if they had a voided check on the American Self Storage. The check was voided when the county rejected the check due to the application being outside the allotted filing time.

Commissioners, Mayor Shirley and Carl discussed ambulance issues. No action was taken at this time.

Commissioners approved the following documents.

- a) Clerk's Vouchers Totaling \$283,414.99 Signed Nov. 17 for Nov. 18 payout  
\$ 14,768.58 for Dec. 5 payout
- b) Payroll Changes
- c) Journal Entries 102-110
- d) Abatements  
Oil Value 1850; \$ 252.19 Year 2010  
RE Value 433,128; \$75,146.62 Year 2011  
PP Value 4,874; \$ 738.18 Year 2011  
TR Value 2,825; \$ 381.80 Year 2011  
Oil Value 120,953; \$17,257.64 Year 2011

With no further business to come before the board, the meeting was adjourned until November 29, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**November 29, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Joyce Foster, Allen County Deputy Clerk.

Richard Luken, lola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the November 22, 2011 meeting.

Commissioners reviewed a request for amending Road and Bridge Fund. Commissioner Works moved to approve amending the fund and holding a public hearing on December 20<sup>th</sup> at 10:00 a.m. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners discussed meeting the last day of 2011. They will be meeting on December 30 at 1:30 p.m. for the purpose of yearend business.

Bill Walden, Iola Pharmacy, explained his side of what happened with the Neighborhood Revitalization Program (NRP) and Industrial Reimbursement Bonds (IRB) status. Discussion followed. He stated they were not aware at the time of setting up the IRB documents that the pharmacy portion did not qualify. When they realized the Iola Pharmacy – outlet was not included in the IRB it was too late to request the NRP within the qualifying application time. They applied as soon as they found out they were not included in the IRB. He felt the building has improved the county tremendously by bringing in three new doctors, improving the site and the county is benefitting by the building being there. Iola Pharmacy owns 30% of the building so it might not have been built if they had known all the expenses. Commissioner McIntosh requested documentation concerning his request from Iola Pharmacy and City of Iola. Discussion followed. Commissioners stated they need to look out for the taxpayers of Allen County but will take the request under consideration.

Bill King, Public Works Director, requested to carryover 89 hours of vacation. Commissioners approved the carryover to be used within 6 months.

Bill updated the commission on the crusher he purchased from Berry Tractor. He discussed crusher stackers.

Commissioner McIntosh complimented Bill on the updating at the Allen County Regional Airport on the office building on remodeling.

Bill stated he has had inquiries about hanger space at the airport.

Phil Young, DOC & JJA Administrator, Mary Tucker, Assistant JJA Administrator, and Alan Weber, Allen County Counselor, discussed transferring Home County (fiscal duties) from Allen County to Wilson County. Phil explained the background of Juvenile Justice Authority. Discussion followed. Phil requested permission and signatures on the Interlocal Agreement and Resolution #201118 that will move the Home County to Wilson County for 5 years, then Woodson County for 5 years, then Neosho County for 5 years and back to Allen County for 5 years. Discussion followed on insurance issues.

INTERLOCAL AGREEMENT  
COMMUNITY AND JUVENILE CORRECTIONS SERVICES  
THIRTY-FIRST JUDICIAL DISTRICT

The Governing Bodies of the counties of Allen, Woodson, Wilson and Neosho, State of Kansas, being authorized by K.S.A. 75-5292, K.S.A. 75-7039 and K.S.A. 12-2901, et-seq., to enter into interlocal cooperation agreements for the purposes hereinafter stated, do hereby enter into such agreement upon the following particular terms and conditions:

1. This agreement shall continue in effect for the perpetual duration, subject to withdrawal by any party as set forth hereinafter.
2. There is hereby established the Thirty-First Judicial District Community and Juvenile Corrections Advisory Board pursuant to K.S.A. 75-5297, subsections (a) through (c), and K.S.A. 75-7044(e). Membership on such board shall be expanded to comply with the requirements of K.S.A. 75-7044(a).
3. The Thirty-First Judicial District Community and Juvenile Corrections Advisory Board is being organized, composed and empowered as set forth in the Kansas Community Corrections Act, K.S.A. 75-5290 et seq. and as set forth in the Kansas Juvenile Justice Authority Act, 75-7001 et seq., to carry out the purposes therein stated.
4. The Thirty-First Judicial District Community and Juvenile Corrections Advisory Board shall establish and maintain a budget for its organization and operation, which budget shall be funded by grants from the Secretary of Corrections and the Commissioner of Juvenile Justice, grants from outside sources, and by proceeds of operation. No participating county shall be obligated to make financial contributions toward said budget without prior notice to and consent by such county.
5. The Thirty-First Judicial District Community and Juvenile Corrections Advisory Board shall also serve as the Administrative Body pursuant to K.S.A. 75-5295 and K.S.A. 75-7042 and have the powers enumerated therein, to:
  - (a) Acquire by any lawful means, including purchase, lease or transfer of custodial control the lands, buildings and equipment necessary and incidental to such purposes;
  - (b) Enter into contracts, which are necessary and incidental to such purposes;

- (c) Determine and establish the administrative structure best suited to the efficient administration and delivery of such correctional services;
  - (d) Employ a director and such other officers, employees, and agents as deemed necessary to carry out the provisions of this act;
  - (e) Make grants in accordance with the comprehensive plan of funds provided by grant payments under K.S.A. 75-52,105 and amendments thereto and K.S.A. 75-7050 and amendments thereto to corporations organized not for profit, for development, operation and improvement of such correctional service; and
  - (f) Use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for, accept and expend federal funds.
6. This agreement may be terminated as to any cooperating county upon that county giving notice of intent to withdraw at least 90 days prior to the date for submission of the budget and grant application for the next ensuing fiscal year. Any county so withdrawing shall deliver to the Thirty-First Judicial District Community and Juvenile Corrections Advisory Board all funds and property of the board then in the possession or control of such county. Upon withdrawal of any county, this agreement shall continue in effect as to the remaining counties unless and until such remaining counties otherwise agree or withdraw.
- In the event that this agreement is terminated, or the Board hereby created is disbanded or ceases to operate, then the assets remaining on hand after final expenses shall be divided equally between the four participating counties; either through liquidation or through in-kind division.
7. Unless otherwise agreed upon, the fiscal agent for the operation of the Thirty-First Judicial District Community and Juvenile Corrections Advisory Board shall be rotated among the four counties as follows: Wilson County will serve a five (5) year term as the fiscal county beginning January 1, 2012, followed by Woodson County serving a five (5) year term beginning January 1, 2017, then Neosho County serving a five (5) year term beginning January 1, 2022, then Allen County serving a five (5) year term beginning January 1, 2027 and so forth.
8. This agreement shall be construed broadly, so as to confer full authority under the Kansas Community Corrections Act, the Kansas Juvenile Justice Authority Act and the Interlocal Cooperation Act.

This agreement shall be submitted for the approval of the Attorney General, pursuant to K.S.A. 12-2904(f). Upon approval by the Attorney General and adoption by all parties hereto, this agreement shall be filed in the Office of the Secretary of State and shall be filed in the office of the Register of Deeds in each cooperating county, and shall thereupon take effect.

THIS AGREEMENT APPROVED BY THE FOLLOWING LISTED PARTIES ON THE DATES SHOWN.

BOARD OF COUNTY COMMISSIONERS  
ALLEN COUNTY, KANSAS

\_\_\_\_\_  
ROBERT FRANCIS - CHAIRPERSON

DATED: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
SHERRIE L. RIEBEL - ALLEN COUNTY CLERK

DATED: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
ALAN WEBER - ALLEN COUNTY COUNSELOR  
BOARD OF COUNTY COMMISSIONERS  
NEOSHO COUNTY, KANSAS

DATED: \_\_\_\_\_

\_\_\_\_\_  
HUGO SPIEKER - CHAIRPERSON

DATED: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
RANDAL NEELY - NEOSHO COUNTY CLERK

DATED: \_\_\_\_\_

APPROVED TO FORM:

\_\_\_\_\_  
MELISSA DUGAN - NEOSHO COUNTY ATTORNEY

DATED: \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS  
WILSON COUNTY, KANSAS

\_\_\_\_\_  
RUSS WALKER - CHAIRPERSON

DATED: \_\_\_\_\_

ATTEST:

\_\_\_\_\_

DATED: \_\_\_\_\_

RHONDA WILLARD - WILSON COUNTY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
JILL CHARD-WILSON COUNTY ATTORNEY

DATED: \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS  
WOODSON COUNTY, KANSAS

\_\_\_\_\_  
GWEN MARTIN - CHAIRPERSON

DATED: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
SHELLEY A. STUBER - WOODSON COUNTY CLERK

DATE: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
ZELDA SCHLOTTERBECK - WOODSON COUNTY ATTORNEY

DATE: \_\_\_\_\_

Commissioner Works moved to approve Chairman Francis to sign the Local Interlocal Agreement. Commissioner McIntosh seconded, motion passed 3-0-0. Chairman Francis signed the Interlocal Agreement. The reminder will be signed by the respective commissions.

### Commissioners reviewed Resolution 201118.

#### RESOLUTION NO. 201118 AND AGREEMENT

RESOLUTION AUTHORIZING "ALLEN" COUNTY TO JOIN WITH AND PARTICIPATE IN THE THIRTY-FIRST JUDICIAL DISTRICT COMMUNITY AND JUVENILE CORRECTIONS PROGRAMS AND AGREEMENT TO COOPERATE.

WHEREAS, K.S.A. 75-5290 et seq, commonly known as the "Community Corrections Act" and K.S.A. 75-7001 et seq. commonly known as the "Kansas Juvenile Justice Authority Act" provides that the Secretary of Corrections and the Commissioner of Juvenile Justice may make grants to counties for the development, implementation, operation and improvement of community correctional services; and

WHEREAS, K.S.A. 75-5290 et seq. and K.S.A. 75-7001 et seq. provides that a group of counties may cooperate together to establish a corrections advisory board which has been approved by the Secretary of Corrections and the Commissioner of Juvenile Justice to provide for the centralized administration and control of the correctional services; and

WHEREAS, The Judges of the Thirty-First Judicial District have recommended that the four counties within their judicial district; to-wit: Allen, Neosho, Wilson and Woodson, enter into an inter-local agreement establishing an adult and juvenile multi-county community correctional program and to establish a corrections advisory board; and

WHEREAS, The Board of County Commissioners of Allen County determine it to be in the best interest of the county to enter into an agreement with the other three counties within the district to establish a district multi-county community corrections program and juvenile community correctional services program; and

WHEREAS, This county has jointly established, with the other three counties within the district, the Thirty-First Judicial District Community and Juvenile Corrections Advisory Board and designated said Board as the Administrative body to receive grants under the "Community Corrections Act" and the "Juvenile Justice Authority Act", and act as the agent for the four counties in retaining an authority for the expenditures of monies, including grants received, and for the implementation of and the operations under the comprehensive plans approved by the Secretary of Corrections and Commissioner of Juvenile Justice; and

WHEREAS, The county has agreed, pursuant to K.S.A. 12-2904, to enter into an Inter-local Agreement with the other counties within the Thirty-First Judicial District who shall execute similar agreements for the following:

1. To establish a Corrections Advisory Board and programs as mandated by K.S.A. 75-5290 et seq. and K.S.A. 75-7001 et seq.
2. To contract with and utilize a separate organization known as the Thirty-First Judicial District Community and Juvenile Corrections Advisory Board, which Board shall have all the powers and authorities as defined in K.S.A. 75-5290 et seq. and K.S.A. 75-7001 et seq., to develop and implement the district multi-county corrections programs as proposed in the comprehensive plans.
3. To establish a Thirty-First Judicial District Community and Juvenile Corrections Advisory Board, which Board shall act as the administrative body pursuant to K.S.A. 75-5295 and 75-7042 and shall have the powers enumerated in K.S.A. 75-5295 and K.S.A. 75-7042, to:

- (a) Acquire by any lawful means, including purchase, lease or transfer of custodial control the lands, buildings and equipment necessary and incidental to such purposes;

- (b) enter into contracts, which are necessary and incidental to such purposes;
  - (c) determine and establish the administrative structure best suited to the efficient administration and delivery of such correctional services;
  - (d) employ a director and such other officers, employees, and agents as deemed necessary to carry out the provisions of this act;
  - (e) make grants in accordance with the comprehensive plan of funds provided by grant payments under K.S.A. 75-52, 105 and amendments thereto and K.S.A. 75-7050 and amendment thereto to corporations organized not for profit, for development, operation and improvement of such correctional services; and
  - (f) use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for, accept and expend federal funds.
4. To acquire, hold and dispose of any real and/or personal property used in the implementation of the corrections services under these plans as prescribed by law.
  5. This agreement shall begin and continue so long as there is state funding available and granted for community and juvenile correctional services, as deemed sufficient by the Board's plan. To be totally funded by the State of Kansas.
  6. Upon written notice to the other and the Board, any county may withdraw from this agreement, effective at the conclusion of any state fiscal year, as long as any withdrawing county satisfies its legal responsibilities pursuant to K.S.A. 75-5290 et seq. and K.S.A. 75-7001 et seq.

WHEREFORE BE IT RESOLVED AND AGREED THAT: The Board of County Commissioners of Allen County shall participate in the Community and Juvenile Corrections Acts by participating in a four county plan, known as the Thirty-First Judicial District Community Corrections and Juvenile Justice Administration, comprised of the Thirty-First Judicial District, and utilize the Thirty-First Judicial District Community and Juvenile Corrections Plans to implement the community corrections and juvenile justice administration programs, as mandated by K.S.A. 75-5290, et seq. and K.S.A. 75-7001 et seq.

This Board further resolves and agrees to act as the fiscal county to receive and administer all grant monies for community and juvenile corrections purposes on a five (5) year alternating schedule with the other counties as follows: Wilson County will serve a five (5) year term as the fiscal county beginning January 1, 2012, followed by Woodson County serving a five (5) year term beginning January 1, 2017, then Neosho County serving a five (5) year term beginning January 1, 2022, then Allen County serving a five (5) year term beginning January 1, 2027 and so forth.

WITNESS HERETO THE PARTIES HAVE SET THEIR HANDS THIS 29th DAY OF November 2011.

Commissioner Works moved to approve Resolution 201118. Commissioner McIntosh seconded, motion passed 3-0-0.

Phil and Commissioners discussed the possible future of JJA. Discussion followed.

Alan Weber, Allen County Counselor, requested signature on Bond Purchase Agreement for \$10,000,000 Public Building Commission of Allen County, Kansas Revenue Bonds (Allen County Hospital Project) Series 2011 dated November 29, 2011. Commissioner Works moved to approve Chairman Francis to sign the Bond Purchase Agreement. Commissioner McIntosh seconded, motion passed 3-0-0.

Phillip Drescher, and Stephen Euston, Benefit Consultants for Bukaty Companies Employee Benefit Services, presented information, history, services provided, contact personal information, needs assessments and implementation on the Bukaty Companies. Phil presented a list of current clients. He discussed Wellness Programs; it is usually a 3-year program. They start with incentive programs, then charging premiums for those who do not follow the program. He explained how that would work. He stated it is against the law to give an incentive to those that are 65 years of age, but that they need to be educated about the better benefits. He explained Spousal waiver provision. Insurance is not available if a spouse has insurance available through their employment.

Phil explained their company is very good about sending out information whenever laws change concerning insurance. They send out News Letters and present seminars on Cobra information and help with FMLA. Discussion followed on several items.

Stephen explained his background and what services he provides through Bukaty. Phil explained his background and what services he provides from Bukaty.

Commissioner McIntosh moved to go into executive session for 30 minutes for non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be

Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor, Thomas R. Williams, Allen County Sheriff, Bryan Murphy, Allen County Undersheriff, Denise Howard, Attorney, David Ingle, Allen County Sheriff Deputy, Timothy Francis, City of Iola Police Officer and Sherrie L. Riebel, Allen County Clerk. The time is now 10:59 a.m. Commissioners reconvened at 11:29 a.m. No action was taken.

Commissioner McIntosh moved to go into executive session for 30 minutes for non-elected personnel. Commissioner Works seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor, Thomas R. Williams, Allen County Sheriff, Bryan Murphy, Allen County Undersheriff, Denise Howard, Attorney, David Ingle, Allen County Sheriff Deputy, Timothy Francis, City of Iola Police Officer and Sherrie L. Riebel, Allen County Clerk. The time is now 11:29 a.m. Commissioners reconvened at 11:59 a.m. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$56,488.94
- c) Payroll Changes
- d) Journal Entries 111-112
- e) Abates PP Value 0; \$ 5.78, Year 2010
  - RE Value 13,473; \$2,303.72, Year 2011
  - PP Value 9,024; \$1,571.96, Year 2011
  - TR Value 1,348; \$ 336.60, Year 2011

With no further business to come before the board, the meeting was adjourned until December 6, 2011 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 6, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A. Francis, Commissioner Dick Works, Commissioner Gary G. McIntosh and Joyce C Foster, Deputy County Clerk.

Richard Luken, Iola Register, was present to observe the meeting.

Commissioners corrected and approved the minutes of the November 29, 2011 meeting.

Ron Holman reported on the sidewalk project. It was decided the contractor should wait until Spring to begin the project.

Judge Daniel Creitz, Dina Morrison, District Court Clerk, and Wade Bowie, County Attorney, joined the meeting. Dina requested, on behalf of Judge Saxton, that a railing be constructed in the small courtroom similar to what is in the large courtroom. They discussed the disposal of barrister bookshelves that would have to come out of the courtroom and other improvements that might be needed. It was decided to put vinyl flooring in the public area of the courtroom and carpet in the rest. It will be decided later whether the present carpet will need replacing.

Judge Creitz reported on Direct Court training in San Diego in February. Expenses will be paid by the vendor for eight people to attend. They do not expect to begin using Direct Court before January 2013.

Joyce Foster, Deputy County Clerk, requested on behalf of Jason Nelson, EMS Director, to carry over 72 hours of vacation. Commissioners approved the carryover to be used within 6 months.

Commissioner McIntosh reported briefly on the meeting he and Sherrie Riebel, County Clerk, had with David Dillon of Blue Cross Blue Shield.

Thomas R. Williams, Allen County Sheriff, joined the meeting. He advised the sheriff's department needs to replace two vehicles because they are to the point they will need more repairs. Safety issues are a concern because of their condition. He presented bids from Twin Motors and the KHP program. The vehicles have the same specs and are close to the same dollar amount. Disposal of the old vehicles was discussed. He requested to order now to take advantage of

prices. Commissioner Works moved to allow Sheriff Williams to buy two vehicles from Twin Motors Ford no sooner than the 28<sup>th</sup> of December. Commissioner McIntosh seconded; motion passed 3-0-0.

Wade Bowie reported Internet problems when downloading videos from the cameras the deputies wear. These are stored and downloaded from a remote secure site and the process often times out before the download can be completed or takes an inordinate amount of time. He requested to subscribe to a higher Internet speed from Cox which will increase the price. Commissioners requested he check the contracts as to what he would need and possibly check into AT&T Internet. Wade also expressed how much the videos from the cameras worn by the officers helped in his work and that that he felt they would pay for themselves very soon. Sheriff Williams also expressed how satisfied he is with the cameras. He also discussed the use of the videos.

Angela Murphy, 911 Director, joined the meeting.

Commissioner McIntosh moved to go into executive session for 10 minutes to discuss non-elected personnel. Commissioner Works seconded, motion passed 2-0-0. Those in the room will be Commissioner Works, Commissioner McIntosh, Angela Murphy, 911 Director, Thomas R. Williams, Allen County Sheriff and Joyce C Foster, Allen County Deputy Clerk. The time is now 9:05 a.m. Commissioners reconvened at 9:15 a.m. No action was taken.

Commissioner Works moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner McIntosh seconded, motion passed 2-0-0. Those in the room will be Commissioner Works, Commissioner McIntosh, Angela Murphy, 911 Director, Thomas R. Williams, Allen County Sheriff and Joyce C Foster, Allen County Deputy Clerk. The time is now 9:16 a.m. Commissioners reconvened at 9:21 a.m.

Jason Nelson, EMS Director, joined the meeting. He and three of his staff members will be in Alabama in training from March 25-31. This training covers weapons of mass destruction, how to treat contaminated patients, etc. Allen County's only cost for this training will be wages for him and the three staff members; FEMA will pay the other costs.

Jason advised he is also looking at class Cowley College to be held June 4-June 15. He would like to send a couple of the paramedics to this critical care class. He will furnish more details when they are available.

Alan Weber joined the meeting.

Commissioner Works moved to go into executive session for 10 minutes for attorney client discussion. Commissioner McIntosh seconded, motion passed 3-0-0. Those in the room will be Chairman Francis, Commissioner Works, Commissioner McIntosh, Alan Weber, Allen County Counselor and Joyce C Foster, Allen County Deputy Clerk. The time is now 9:31 a.m. Commissioners reconvened at 9:40 a.m. No action was taken.

Commissioners approved the following documents:

- a) Vouchers signed 12/5/11 for payout that date \$350,431.71  
for payout Dec. 20 \$6884.27
- c) Payroll Changes
- d) Journal Entries #113
- e) Abatements TR Value 293; \$ 36.00, Year 2010  
PP Value 93; \$ 16.24, Year 2011  
TR Value 5067; \$684.96, Year 2011

With no further business to come before the board, the meeting was adjourned until December 13, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Joyce C. Foster, Deputy County Clerk

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Gary G. McIntosh, Commissioner

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A Francis, Commissioner Gary G. McIntosh, Commissioner Dick Works and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register representative, was present to observe the meeting.

Commissioners corrected and approved the minutes of the December 6, 2011 meeting.

Ron Holman, House and Grounds Director, Dina Morrison, 31<sup>st</sup> Judicial Court Clerk, wanted to touch base with the Commission concerning the bookcases in the court area. She stated the probation office needs one and the county attorney wants the rest of them, so there will not be any available for sale. Commissioners thanked her for her information and stated the investment should stay in the county.

Sherrie requested permission from the commissioners to write off \$4,748.22 worth of checks that have not been cashed, to be entered back into the county budgetary system. Discussion followed. Commissioners approved.

Bill King, Public Works Director, requested Kevin Covey to carry over 71 vacation hours past his anniversary date. Commissioner Works moved to approve the carryover to be used within 6 months. Commissioner McIntosh seconded, motion passed 3-0-0.

Bill reported the crusher from Bourbon County has been moved into Allen County. His crew is setting it up currently at the landfill. Bill reported he has found a crusher stacker on Purple Wave. Neosho County has one they are going to go look at to see what condition it is in.

Bill discussed the county crew that assisted a home fire in Elsmore. Discussion followed.

Alan Weber, Allen County Counselor, requested signatures for bond paperwork previously discussed. Commissioner McIntosh moved to approve Chairman Francis signature on all paperwork. Commissioner Works seconded, motion passed 3-0-0.

Alan requested Commissioners approve and authorize Chairmen Francis to sign Form of Requisition for Payment of Project Costs, Allen County, Kansas Public Building Commission Payment Order #1 for reimbursement for project costs advanced by Allen County General Fund for \$501,315.04 and reimbursement for project costs advanced by Allen County but covered by Hospital Sales Tax collections of \$223,324.78. These will go to UMB Bank for debt service reserve fund. Discussion followed. Commissioner Works moved to approve Chairman Francis sign the payment order #1. Commissioner McIntosh seconded, motion passed 3-0-0.

Alan presented Payment #2, which should be sent to UMB Bank for payment to Health Facilities Group, LLC of \$71,820.06. Commissioner McIntosh moved to approve Chairman Francis sign the payment order #2. Commissioner Works seconded, motion passed 3-0-0.

Alan presented Payment #3, for payment to Seigfreid, Bingham, Levy, Selzer & Gee of \$6,446.00. Commissioner McIntosh moved to approve Chairman Francis sign the payment order #2. Commissioner Works seconded, motion passed 3-0-0.

Alan presented Payment #4, for payment to Shafer, Kline & Warren, Inc. of \$24,959.91. Commissioner McIntosh moved to approve Chairman Francis sign the payment order #4. Commissioner Works seconded, motion passed 3-0-0.

Commissioners reviewed the Guardian ad Litem contract with Apt Law Office. The contract is for \$3,500.00 plus reasonable expenses, including long distance, postage and photocopying fees, and mileage at the state rate. In addition, the county will pay \$125.00 an hour for that time which exceeds 45 hours per month for all cases, plus \$375.00 for 10 paralegal hours per month. Commissioner Works moved to approve the Guardian ad Litem contract with Apt Law Office for 2012. Commissioner McIntosh seconded, motion passed 3-0-0.

Commissioners approved the following documents:

- a) Clerk' vouchers \$103,447.81
- b) Payroll changes
- c) Journal Entries 114-120
- d) Abatements RE Value 14,497; \$2,085.12, Year 2011  
PP Value 10,079; \$1,450.04, Year 2011  
TR Value 1,301; \$ 175.92, Year 2011

With no further business to come before the board, the meeting was adjourned until December 20, 2011, at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 20, 2011**

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Robert A Francis, Commissioner Dick Works, Commissioner Gary G McIntosh and Sherrie L. Riebel, County Clerk.

Bob Johnson, Iola Register, was present to observe the meeting.

Commissioners corrected and approved the minutes of the December 13, 2011 meeting.

David Toland, Thrive, Inc. Executive Director discussed Rails to Trails 6 miles between the City of Iola and the City of Humboldt owned by Sunflower Rail-Trails Conservancy. Thrive Inc. wants to apply for grants to complete the trail between the two cities. Thrive, Inc. requests to write two grants on behalf of the county for funding to open the 6-mile stretch of former Santa Fe right-of-way. The first grant is to the Sunflower Foundation and is due January 5, 2012. It will pay up to \$25,000 for construction and soft costs related to the trail. An additional \$5,000 is available for landscaping and lighting. David explained the Sunflower Foundation requires a dollar-for-dollar match on the amount requested, which they intend to obtain from a second private foundation, the Health Care Foundation of Greater Kansas City (HCF).

The second grant application to HCF will provide the cash match for the Sunflower Foundation grant. HCF can only pay for "soft" costs related to the project. He can submit it after January 5<sup>th</sup>.

Thrive is currently developing budget numbers for both grants and does not have the exact amounts but will not exceed \$30,000 total. Commissioner McIntosh moved to approve support of Thrive to apply for the grants. Commissioner Works seconded, motion passed 3-0-0.

David reported a group of Thrive representatives and Boy Scouts did an initial survey of the northern end of the proposed trail this weekend. The right of way is blocked by overgrowth in many areas. They intend to approach Bill King, Public Works Director, to request his department's assistance this winter in clearing brush in order to facilitate continued fact-finding and construction that they hope will begin in the Spring (depending on funding). David will visit with Bill.

Paul Sorenson, citizen, expresses his appreciation of the commission for a job well done in 2011.

Commissioner McIntosh left the meeting.

Commissioners discussed the reappointment of Harry Lee, Jr. and Debra P. Roe to the Board of Trustees of the Allen County Hospital. Commissioner Works moved to reappoint Harry Lee, Jr. and Debra P. Roe to serve three-year terms, commencing January 1, 2012 and ending December 31, 2014. Commissioner Francis seconded, motion passed 2-0-0.

Commissioners discussed the reappointment of June Terrill to the Moran Senior/Community Center Board. Commissioner Works moved to reappoint June Terrill to serve three-year term commencing January 1, 2012 and ending December 31, 2014. Commissioner Francis seconded, motion passed 2-0-0.

Sherrie discussed the Ambulance budget for 2011.

Bill reported they are getting the equipment ready in case we get snow or ice later this week. Discussion followed.

Bill discussed Mine Safety Health Administration (MSHA's) inspections. The quarry is the making changes requested by MSHA.

Alan Weber, Allen County Counselor, updated the commission on hospital bond issues.

Joe Weiner, Wood.com, Inc., discussed work on the Humboldt Senior Center. He explained some of the changes made. He wants to check the roof due to all the rain. Joe congratulated the commission on their decision to do this project updating the building, by restoring a historical building in Humboldt. Joe reviewed what he has completed in the current contract with Allen County. He did have leeway to do a few other items as he came to them. Discussion followed. (1<sup>st</sup> level is labeled priority – urgent in the kitchen area. This would be to install floor joists under the floor to repair the Northwest corner, install new support timbers and install 17 concrete pads with steel post anchor plates for post support. The materials are estimated at a cost of \$3,374 and labor costs \$2,430.) This is complete. Joe reported on his original bid concerning the 4<sup>th</sup> level – not urgent but needs attention due to open vent hole allowing water in on the roof. He stated the opening is in the side of the building not the roof.

Joe discussed his original bid concerning the ventilation system, which would take care of several issues. (2<sup>nd</sup> level is labeled priority – urgent in ventilation system, This would be to circulate air to keep the air dryer so that gases and molds will not egress back up into the building itself.) He requested to clean the basement before the 5<sup>th</sup> level, which is labeled with a question mark but in need of attention to get rid of mold in the basement. A trench should be dug connection made to the sump on the east side at the bottom of the stair stoop to promote drainage, possibly install a second sump pump. Joe explained the cleaning process and chemical he suggests be used within the basement area to abate mold. Discussion followed. Joe brought up the potential issue he has labeled 3<sup>rd</sup> level priority – not urgent - the rock foundation. It needs to be looked at sometime. Commissioners will take the rest of the project under consideration and let him know.

Thomas R. Williams, Allen County Sheriff, joined the meeting.

Joe took care of the hot water heater, which ended up being on the carpet and padding under it. He has fixed the leaks and lifted the tank out of the carpet.

Commissioner Francis opened the public hearing for the purpose of Amending the Allen County 2011 Budget. No public was present. Sheriff Williams stated he thought the Public Works Department does a "Great Job". Hearing no objections, Commissioner Works moved to adopt the amended budget as published. Commissioner Francis seconded, motion passed 2-0-0.

Mike Keller and Alisha Davis, Hardman Benefit Plan representatives, discussed services offered. Mike explained 34<sup>th</sup> year in business out of Wichita. He outlined the process to see if they could help which is "The Pathway". 1. Discovery Session - to help analyze our current situation and clarify our most important goals. Mike presented a survey that would be expected to be filled out by the powers to be, if Hardman is chosen as a contract representative. 2. The Pathway – a strategic overview of the actions, tools, and timelines required to achieve our goals. 3. Implementation – A step by step plan to achieve your goals and implement our timeline. 4. Strategic Review – Review your progress to keep us on track towards reaching our goals. The fees are made from contracts and commission. Discussion followed.

Alan announced they would be closing on the land for the hospital project today.

Commissioner Works moved to authorize Chairman Francis signature on the Federal Surplus Property application for eligibility form. Chairman Francis seconded, motion passed 2-0-0. Chairman Francis signed.

Thomas R. Williams, Allen County Sheriff, left the meeting.

Angie Murphy, 911 Director, discussed the tower located at 410 N. State. She explained that tower is within compliance. She has had some requests to put a light on this tower. The cost to change a light is \$1,500 just for climbing the tower without any expenses to fix or install. Discussion followed. Commissioners declined to install a light since we are in compliance. They will consider installation when an inspection is required next time.

Angie discussed the narrow band requirement. She stated the rural fire departments are not in compliance but all others are. They are radio compliant but the repeaters for these radios are not updated. Discussion followed. She presented a quote of \$2,825 to rebuild and install. The radios do not communicate with the repeaters, so they are back to calling on the phone. The repeater that is out of compliance is on the tower located in LaHarpe. City of LaHarpe, LaHarpe Rural (part of Fire District #2), Allen Rural Fire (part of Fire District #2), City of Humboldt Fire, Fire District #3 (Elsmore Twp and area), Fire District #4 (Cottage Grove, Salem, Humboldt, Logan Twps) are the ones the repeater affects. Commissioners approved to have the repeater updated and charged to the respective fire departments based on their valuations.

Commissioners approved the following documents:

- e) Clerk's Vouchers Totaling \$153,793.80

- f) Payroll Changes
- g) Journal Entries 121-123
- h) Abatements: TR Value 98; \$ 12.00, Year 2010
  - RE Value 12,211; \$ 1,712.38, Year 2011
  - PP Value 858; \$ 230.34, Year 2011
  - TR Value 4,074; \$ 550.90, Year 2011
  - Oil Value 73,599; \$10,698.42, Year 2011

With no further business to come before the board, the meeting was adjourned until Friday, December 30, 2011 at 1:30 p.m. for the purpose of yearend. Commissioners will not be meeting on Tuesday, December 27, 2011.

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Robert A. Francis, Chairperson

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Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner

**IOLA, KANSAS**

**OFFICE OF THE ALLEN COUNTY CLERK**

**December 30, 2011**

The Allen County Board of Commissioners met in yearend session at 1:30 p.m. with Chairperson Robert A Francis, Commissioner Gary G McIntosh and Sherrie L. Riebel, County Clerk. Commissioner Dick Works was absent.

Bob Johnson, Iola Register, was present to observe the meeting.

Alan Weber, Allen County Counselor, presented an extension of employment contract for Bill King, Public Works Director, through December 31, 2014. Commissioner McIntosh moved to approve the extension for an extra year. Chairman Francis seconded, motion passed 2-0-0.

Bill King, Public Works Director, discussed the old crusher. The cost would be \$10,000 and this would allow parts for the new crusher. Discussion followed. Commissioner McIntosh moved to authorize paying Berry Tractor \$10,000 for the old crusher. Chairman Francis seconded, motion passed 2-0-0.

Commissioner McIntosh discussed setting up an ambulance committee. Chairman Francis stated he would like to do that in January 2012.

Sandra Drake, Allen County Appraiser, discussed how she values homes.

Sandra discussed purchasing computers for 2012. Discussion followed. She will try and get a couple more bids.

Commissioners discussed wages. No action was taken at this time.

Alan discussed the exemption filing for the new hospital land.

Commissioners reviewed the annual report of LaHarpe Volunteer Fire Department (Fire District #2).

Sharon Utley, Allen County Treasurer, reported at 4:10 p.m. that all the yearend financials have been faxed to the auditor.

Commissioners approved the following documents:

- a) Clerk's Vouchers Totaling \$115,137.13
- b) Payroll Changes
- c) Journal Entries 124-
- d) Abatements: TR Value ; \$ , Year
  - RE Value ; \$ , Year
  - PP Value ; \$ , Year

With no further business to come before the board, the meeting was adjourned until Tuesday, January 3, 2012 at 8:30 a.m. in the Commission room of the courthouse.

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Robert A. Francis, Chairperson

\_\_\_\_\_absent\_\_\_\_\_  
Dick Works, Commissioner

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Sherrie L. Riebel, County Clerk

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Gary G. McIntosh, Commissioner