

The Allen County Board of Commissioners met for regular session at 9:00 a.m. with Chairperson William H. "Bill" King, Commissioner Jerry Daniels, Commissioner Bruce Symes and Sherrie L. Riebel, Allen County Clerk.

Nick Reynolds, Humboldt Union, Trevor Hoag, Iola Register, Robert Johnson, II, Allen County Counselor, and Bryan J. Murphy, Sheriff, was present to observe the meeting.

Chairman King led the flag salute.

Jami Clark, Allen County Appraiser, requested to hire Postalocity by Broadstroke to send out rendition sheets for a cost of \$4,434.76. She explained this company will print, stuff, seal, stamp and mail all the renditions she is required by statute to send. Commissioner Daniels moved to approve the use of Postalocity for the Appraiser's office. Commissioner Symes seconded; motion passed 3-0-0.

Chairman King presented a contract with Advantage Computer for annual retainer support for \$1,200.00. Commissioner Symes moved to approve. Commissioner Daniels seconded; motion passed 3-0-0.

Cole Herder, City of Humboldt Administrator, discussed Senate Bill 294 and the repercussions.

Terry Call, EMS Financial Director, presented pictures of the proposed signs for both the new ambulance stations. Discussion followed. He is still waiting on another company.

Terry stated they have had to hold off on the Moran station until it dries a little bit so that the construction crew can get equipment at the location.

Cole was reporting on happenings at the new Humboldt Ambulance Station.

Walter Wolf, Monarch Cement, joined the meeting.

Counselor Johnson reminded the commission they needed to make a decision on Sales Tax Question proposed April 7, 2020.

Mitchell Garner, Allen County Public Works Director, discussed the weather predicted to come in. They are already on equipment. Commissioner Symes discussed the streets in the Berg Addition which is located in the county. Discussion followed. Mitch will take a look at them.

Mitch reported he will be bringing bids for loader tires next week. They are L5 tires.

Commissioner Symes asked if Mitch has had to purchase rock; he said yes.

Mitch discussed service on the crusher and how it is proceeding.

Sherrie requested discussion on the sales tax for April 7, 2020. Commissioner Symes would like to see a quarter for five years. Discussion followed. Commissioner Symes motioned to have quarter cent sales tax for 5 years. Commissioner Daniels seconded; motion passed 3-0-0.

Commissioner Daniels moved to go into executive session for 5 minutes to discuss property acquisition. Commissioner Symes seconded; motion passed 3-0-0. Those in the room will be

Chairman King, Commissioner Symes, Commissioner Daniels, and Robert Johnson, II, Allen County Counselor. The time is now 8:48 a.m. Commissioners reconvened at 8:53 a.m. No action was taken.

RESOLUTION NO. 202003

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE CALLING OF A SPECIAL ELECTION IN ALLEN COUNTY, KANSAS, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE COUNTY THE QUESTION OF IMPOSING A ONE-QUARTER PERCENT (0.25%) COUNTY-WIDE RETAILERS' SALES TAX FOR THE PURPOSE OF FINANCING THE PROVISION OF HEALTH CARE SERVICES BY ALLEN COUNTY HOSPITAL.

WHEREAS, pursuant to K.S.A. 12-187 *et seq.* (the "Act"), the Board of County Commissioners (the "Board") of Allen County, Kansas (the "County") currently imposes a one-quarter percent (0.25%) retailers' sales tax in the County for health care purposes, which sales tax shall terminate as of January 1, 2021 (the "Existing Sales Tax"); and

WHEREAS, the Board finds it necessary and advisable to continue to impose a County-wide retailers' sales tax to finance health care services in the County, including facilities, such tax to commence upon the expiration of the Existing Sales Tax; and

WHEREAS, the Act authorizes the Board to submit to the electors of the County the question of imposing a County-wide retailers' sales tax for the purpose of financing provision of health care services; and

WHEREAS, in order to finance the costs of providing health care services in the County, including facilities, the Board deems it advisable to provide for the calling of a special question election in the County for the purpose of submitting to the qualified electors of the County the question of imposing a one-quarter percent (0.25%) County-wide retailers' sales tax (the "New Sales Tax"), such New Sales Tax to commence upon the expiration of the Existing Sales Tax, on January 1, 2021, and expire on January 1, 2026; and

WHEREAS, in order to authorize such New Sales Tax, it is deemed advisable to call a special question election in the County to be held on April 7, 2020.

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

SECTION 1. In order to finance the costs of providing health care services in the County, including facilities, it is necessary and advisable pursuant to the authority of the Act to institute the New Sales Tax. Collection of the New Sales Tax, if approved by the electors of the County, shall commence upon expiration of the Existing Sales Tax, on January 1, 2021, and shall expire on January 1, 2026.

SECTION 2. The implementation of the New Sales Tax shall not be effective unless a majority of the qualified electors of the County voting on the proposition shall vote in favor thereof at a special question election to be held in the County for that purpose.

SECTION 3. It is hereby authorized, ordered and directed that a special question election shall be and is hereby called to be held in the County on April 7, 2020, at which time there shall be submitted to the qualified electors of the County the following proposition:

Shall the following be adopted?

Shall Allen County, Kansas, be authorized to impose a one-quarter percent (0.25%) retailers' sales tax (the "New Sales Tax") for the purpose of financing health care services, including facilities, by Allen County Hospital, with collection of such New Sales Tax to commence on January 1, 2021, upon termination of the existing one-quarter percent (0.25%) retailers' sales tax collected in the County for health care purposes, and to expire on January 1, 2026, all pursuant to the provisions of K.S.A. 12-187 *et seq.*, as amended?

SECTION 4. The vote at said special question election, shall be by ballot, and the proposition stated above shall be printed on the ballot, together with voting instructions as provided by law.

SECTION 5. The County Election Officer shall give notice of the special question election as provided by law by publishing a Notice of Special Election in substantially the form attached hereto as *Exhibit A*, once each week for two (2) consecutive weeks in a newspaper of general circulation in the County, with the first publication to be not less than twenty-one (21) days prior to the date of the special question election and the last publication not more than forty-five (45) days prior to the date of the election.

ADOPTED by the Board of County Commissioners of Allen County, Kansas, on February 4, 2020.

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 Chairman presided and the following members of the Board were present: Chairman William H. King, Commissioner Jerry Daniels and Commissioner Bruce Symes.

The following members of the Board were absent: none.

Thereupon, and among other business, a Resolution was presented entitled:

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE CALLING OF A SPECIAL ELECTION IN ALLEN COUNTY, KANSAS, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE COUNTY THE QUESTION OF IMPOSING A ONE-QUARTER PERCENT (0.25%) COUNTY-WIDE RETAILERS' SALES TAX FOR THE PURPOSE OF FINANCING THE PROVISION OF HEALTH CARE SERVICES BY ALLEN COUNTY HOSPITAL.

Thereupon, on motion of Commissioner Symes, seconded by Commissioner Daniels, the Resolution was adopted by the following roll call vote:

Aye: Chairman King, Commissioner Daniels and Commissioner Symes

Nay: there were none.

Thereupon, a majority of the members of the Board having voted in favor of the Resolution, it was declared duly adopted and the Resolution was then duly numbered Resolution No.202003; and was directed to be signed by the Commissioners and attested by the Clerk. The Clerk was further directed to take all action necessary to proceed with calling said special question election in the manner prescribed by law.

Scott Welch, Paul Zirjack, joined the meeting.

Ken Rowe, citizen, discussed the new grocery store requesting monies. He reviewed the history of the old committee deciding who gets money. Ken discussed who got denied and who received monies. He stated he has visited with those on the committee and feel it is wrong to open that can of worms back up; there will be hurt feelings and problems. He understands economic development for large manufacturing and giving monies for getting them in the county.

Carla Nemecek, Southwind Extension District Executive Director, joined the meeting.

Ken stated this is throwing money to a small private grocery store, not a business that will employ a lot of people, but just a few. Explanation continued. Ken asked if the commissioners have one on one visited with ex-grocery store owners, none had. Ken discussed food deserts/ grocery desert. People are mobile and don't think of having to drive over 16 miles or more.

Commissioner Symes asked about the shut in's and getting groceries. Ken stated they have businesses that deliver and also some get Meals on Wheels. How many customers will it take to make the grocery store viable? Discussion followed. Commissioner Daniels stated yes, he is committed to get a grocery store in Humboldt, whether it is that one or another one. Discussion followed. Cole stated a manager would be managing the store within a budget. Scott explained who the manager (Devin Donaldson) will be and who manages current stores. Ken stated he likes the City of Humboldt and hopes Scott Welch opens up a grocery store and thrives! Ken asked about economic impact on the two existing convenient stores and Dollar General. How fair is it to give tax dollars to a private store and not the others. Cole stated that the study done shows the business will be pulled from Chanute, not Humboldt. Discussion followed on the Moon's Store.

Commissioner Daniels requested Scott Welch to explain some of the viable plans for their store. Scott discussed the sales tax that would come back into the county. Discussion continued on pros and cons, AWG Coop (\$35,000 or \$100,000).

Ken asked how the butcher shop asking for free money and declined but a new one in direct competition and gets money. Is the same standard applied to both Bolling's and Scott's market equal? Ken requested the commission, since they are the ones making the vote, to do the research not relying on Cole or others for input, make their own research. Commissioner Symes stated it is a weighty decision, once he feels he can he will make a decision.

Scott explained they have applied for an R.E.A.P. Grant from USDA so the money will not be \$2K that was announced in the paper, probably about \$165,000 would be closer to what is needed.

Commissioner Daniels stated there would be stipulations if the county approved the funding. Cole mentioned energy savings, equipment and lighting and hardware. Ken asked who is going to own the refrigeration, Monarch owns the building. Scott said he would own the equipment. Cole said it did not come the the building. Mr. Wolf stated he doesn't want to own the fixtures, just the building, they have done everything to bring the building up to code; sprinkler system and such.

Ken asked if the commission has visited with the Moran Store to see if they are doing ok since they received monies from the county. Commissioner Symes stated he has visited what he could but there is a lot they cannot divulge. Ken stated "It is not the role of the commissioners to pick winners and losers, to give money, you first have to take it away from someone else."

Commissioner Daniels stated Coffee with the Commissioners will be held at Chauncy's on February 13 at 7:30 a.m. Commissioner Symes reminded the commission there will be a town hall meeting at Allen County Community College on February 17, 2020 at 6:00 p.m.

Commissioner Daniels moved to go into executive session for 15 minutes to discuss Attorney-Client Privilege. Commissioner Symes seconded; motion passed 3-0-0. Those in the room will be Chairman King, Commissioner Symes, Commissioner Daniels, and Robert Johnson, II, Allen County Counselor. The time is now 9:55 a.m. Commissioners reconvened at 10:00 a.m. No action was taken.

Commissioner Daniels moved to go into executive session for 5 minutes to discuss Attorney-Client Privilege. Commissioner Symes seconded; motion passed 3-0-0. Those in the room will be Chairman King, Commissioner Symes, Commissioner Daniels, and Robert Johnson, II, Allen

County Counselor. The time is now 10:01 a.m. Commissioners reconvened at 10:06 a.m. No action was taken.

Commissioner Symes reported on the Juvenile Detention meeting, cutting expenses, 2nd year in a roll. So, it will be lowered for counties; they will see another 10% savings from them due to the law change so for 2021.

Commissioner approved the following documents:

- a) Clerks Vouchers – \$206,569.96
- b) Payroll – Reimbursement for Hazmat finger printing for Christopher W. Craft.
- c) Payroll – Mileage reimbursement for Bruce Symes and Cindy Scovill
- d) Annual inventory – Humboldt Senior Center, District Court,
- e) Annual Township and Special Districts Reports for Fire District #4 and Iola Township
- f) Abatements: RE Value 5859, \$1122.36, Yr 2019

With no further business to come before the board, Commissioner Symes moved to adjourned, Commissioner Daniels seconded, and motion passed 3-0-0. Meeting was adjourned at 10:20 a.m. until February 11, 2020 at 8:30 a.m. in the Commissioner room of the courthouse.

William H. King, Chairperson

Jerry Daniels, Commissioner

Sherrie L. Riebel, County Clerk

Bruce Symes, Commissioner