

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner William H. "Bill" King, Commissioner Bruce Symes and Sherrie L. Riebel, Allen County, in the Commissioner's room at the courthouse.

Nick Reynolds, Humboldt Union, Eric Spruill, Iola Register, John F. Brocker, Allen County Realty, Bryan J. Murphy, Allen County Sheriff, Robert Johnson II, Allen County Counselor, and Larry Walden, citizen, was present to observe the meeting.

Commissioners approved the minutes of the regular meeting on May 14, 2019.

Chairman Daniels led the flag salute.

Commissioner King moved to go into executive session for 10 minutes to include county counselor discuss Land Acquisition. Commissioner Symes seconded; motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Symes, Commissioner King, John Brocker, Allen County Realty, and Robert Johnson, II, Allen County Counselor. The time is now 8:31 a.m. Commissioners reconvened at 8:41 a.m. No action was taken.

Mitchell Garner, Allen County Public Works Director, discussed the flooding. Several of the roads are washed out. They are crushing rock trying to keep up with the demand. Discussion followed on mending roads. Mitch stated the crews just trying to keep things so they are travelable for now with the projection of more rain. Crews have been working after hours and through the holiday weekend trying to keep up.

Mitch had to move items out of the shop and area due to the predicted flooding; they were moved to the airport. Discussion followed. The Neosho River is still at over flood stage; John Redmond is still letting out water but not as much. There are still chances of rain through the week.

Commissioners discussed the emergency Resolution 201015 they had to sign off on to declare state of emergency for Allen County.

RESOLUTION # 201905 AND PROCLAMATION

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

WHEREAS on the 22nd day of May, 2019, 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 22ND DAY OF MAY, 2019.

Commissioner Symes asked about FEMA Funding. Mitch stated it is not enough damage for FEMA at this time. Discussion followed.

Commissioner King discussed appointing a Public Information Officer. Discussion followed. No action was taken.

Commissioner Symes discussed he had attended a meeting at the dispatch office with several individuals; none elected officials except for Sheriff. Discussion followed. Commissioner King stated Mitch was relaying information to the him.

Michael Burnett, Allen County EMS Director, Sid Fleming, City of Iola Administrator, Tim Thyer, City of Iola Fire Chief, Terry Call, EMS Financial Director, Rick Zingre, Zingre & Associates, were present to discuss the new EMS Substation Facilities for Allen County. Rick stated they are trying to get the core samples done at Moran and Humboldt locations but the rain has postponed them. Rick stated the plans he presented for review have not changed but the site work is different; parking laid out differently. The real drawings are not done at this time. Rick asked if the commission want anything different in bidding the project. He requested Counselor Johnson review the qualifications. Counselor Johnson stated they don't want to leave out the options of local contractors to bid. Discussion followed. Rick explained what bidders' bonds or cashier's check are the company's way of assuring they stand by their bid. He has an assurance of completion bond that guarantees insurance to cover if something changes for whoever gets the contract.

Kent Thompson, State of Kansas House Representative, joined the meeting.

Commissioners asked to include Advanced System Homes, Yetz Construction, Crossland Construction Company, Inc., Waverly Lumber and Cleavers Farm & Home when sending bid spec out to the public.

Rick explained the commission have several different options they can request of the contract bidders:

1. Successful contract with cashiers' bond - Provide a lien release that has been paid for completion.
2. ** letter of credit from bank that might open up- if a normal contractor they already have a bond. Any over \$100,000. Must be bonded.
3. Performance bond

Rick stated who all he would send the option to bid; the pool of bidders will be more local. He stated first he will publish for job, next hold a pre bid meeting then review the sites. The pre bid opening date will be a regular commission meeting. Rick needs to have the Geo reports first. He suggested the commission stick with the standard bonding requirements to be used for this project.

Rick will leave the spec bid and plans for review for the commission to review. Discussion followed. The generator is part of the spec bid. Commissioner Symes asked about driveway specs...concrete or gravel. Rick stated anything on the concrete slab is on the contractor but the county will be responsible for most of the driveway. Contractor will only be responsible for pad and up. Paving will be a decision the commission can make later.

Rick stated he showing the appliances purchased by the owner but installed by the contractor, so the county will provide. The contractors will be responsible for any building permits. Rick stated what the next few steps will be to start the process. Interested contractors will pay for \$100 for plans and refunded if returned.

Commissioner King commented it is to wet to do the Geo testing; needs to be after the ground dries out. Commissioner King stated he would have Terry Call and Mitch Garner work on the driveway entrance.

Angie Murphy, 911 Director, joined the meeting.

Tracy Keagle, Humanity House representative, requested financial help from Allen County to repair sheds; 5 gallons of exterior paint for building walls, picnic tables and benches at \$60.00 per gallon; 2 gallons of exterior trim paint for building and shelters at \$60.00 per gallon; and replacement door for south shed for \$100.00. Commissioner Symes stated he gardens down there but they give to the entire county. All the work is volunteer and the City of Lola provides water. Plots can be rented out to whoever wants to garden. Tracy and volunteers will be trying to plant in the fall. Commissioner Symes stated he does see it as a county asset. Commissioner Symes moved to approve up to \$566 towards material costs for building repairs. Commissioner King seconded; motion passed 3-0-0.

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

Angie Murphy, 911 Dispatch, and Sid Fleming, Tim Thyer, Mitch Garner, Michael Burnett, Bryan Murphy, Leadership Team members, to discuss possible flood damage and costs. There are more storms forecast that might cause water to rise more. The flooding started on May 21st started. The Leadership Team met 3-4 times a day; group worked well together. The Neosho River is currently at 21.38' but was projected to reach over 31' several time. Leroy site is not certified to predict. Discussion followed. Angie asked what it would take to get a station in Leroy since it is the closest to Allen County. Kent stated the panic was because of the projected flood level reported. He said he called and a USGS, U.S. Geological Service representative headed this way for more accurate information. He congratulated the Leadership Team and acknowledge Angie as job well done. More discussion followed. Bryan learned as a team coming straight out from the National Weather System (NWS) and it was wrong; so, they went to the Corps of Engineers. NWS was wrong, not putting in any effort for making sure what was said was what was happening. Discussion followed on credibility with all the reports. Cole stated over and over in the past the NWS has overstated weather for Allen County. Representative Thompson commented ever since the Joplin Tornado it has been over estimated but at the very least now Allen County will have accurate information going forward. Discussion followed.

Angie said take away from this experience is that they have formed relationships with several key people. She commended the community because they took action while they could. Several businesses donated water for use. All of this obviously the City of Lola, Allen County and City of Humboldt were affected; \$50,542 everyone collectively has to hit that amount but the cities have to file separately, Angie presented information for what would be claimed. Discussion followed.

Commissioner Symes asked if the process should wait until after the event is finished. Angie stated they need to be documenting items now. Commissioner Symes stated he didn't think there is any problem to reach they amount. Angie discussed the percentage each entity would be responsible for. She stated there will be monies coming into Kansas so Allen County should be included. Chairman Daniels stated documenting should be happening because it will be over the \$50,542. Discussion followed on what will qualify. Angie stated they are reporting damages continuously to KDEM.

Cole stated there is a lot of damage that Allen County hasn't seen yet due to the flood waters are still above flood level. Discussion followed. Crop land doesn't get included in county responsibility.

Representative Thompson discussed Steve Watkins, Allen County's US House Representative classifying Allen County as an IA (individual assistance) County; the declaration is is setting there in case it is needed. He visited with Bill Roe to help with it. Discussion followed on flood classification what would be what in comparison to the 1951 and 2007 floods. This flood has been lower so far.

Larry asked about a boat in case of flooding. Chairman Daniels stated he has bids on boats; it's been in the folder since March. Chief Thyer stated they need life jackets as well. Commissioners discussed whether the current bid could be used at this time as an emergency or not since it is after the need now. Chief Thyer stated it would be good for boats to have the option to connect together.

Representative Thompson commented on John Redmond; it wasn't there in the 1951 Flood. The state had spent a lot of money dredging John Redmond and he is grateful they did.

Sid discussed places in South lola that the City of lola had to shut off electric and gas for high waters last Tuesday evening.

Commissioner King moved to authorize Terry Call to advertise for bids for a boat. Commissioner Symes seconded; motion passed 3-0-0.

Chief Thyer stated there are 3 ambulances broke down, including the one sold which hasn't been picked up at this time.

Commissioner King moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner Symes seconded; motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Symes, Commissioner King, Sherrie L. Riebel, Allen County Clerk, and Robert Johnson, II, Allen County Counselor. The time is now 10:20 a.m. Commissioners reconvened at 10:25 a.m. No action was taken.

Commissioner King moved to go into executive session for 5 minutes to discuss non-elected personnel. Commissioner Symes seconded; motion passed 3-0-0. Those in the room will be Chairman Daniels, Commissioner Symes, Commissioner King, and Robert Johnson, II, Allen County Counselor. The time is now 10:25 a.m. Commissioners reconvened at 10:30 a.m. No action was taken.

Commissioners approved the following documents:

- a) Clerk's Vouchers – 5/16/19-\$172,277.33 & 5/24/19-\$80,710.18
- b) Clerk's Journal Entry: # 23, #24, #25, #26 & #27
- c) Payroll – Johnathon Lynn, new hire, Robert Johnson, II, 6 months, William Wilson, seasonal.
- d) Payroll – Vacation carryover of 31½ hours for Terry J. Johnson to be used within 6 months.
- e) Payroll – Reimbursement for cell phone monthly – Addie Reeder & Brian Rutherford. Reimbursement for mileage – Bruce Symes, Terry Call, Jill Allen

f) Payroll – Process Service for April 2019

With no further business to come before the board, Commissioner King moved to adjourn, Commissioner Symes seconded, and motion passed 2-0-0. Meeting was adjourned at 10:26 a.m. until June 4, 2019 at 8:30 a.m. in the Commission room of the courthouse.

Jerry Daniels, Chairperson

William H. King, Commissioner

Sherrie L. Riebel, Allen County Clerk

Bruce Symes, Commissioner