

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairperson Jerry Daniels, Commissioner William H. King, and Sherrie L. Riebel, Allen County Clerk. Commissioner John F. Bocker was absent.

Robert Johnson, Iola Register, Nick Reynolds, The Humboldt Union, Roy Smith, Allen County Undersheriff, Bruce Symes, candidate for County Commission Dist. #3, Mike Bruner, Allen County Democratic Chairman/Commissioner Candidate for District #1, Robert and Juanell Garrett, Paul Zirjack and Larry Walden, citizens, was present to observe the meeting.

Ron Holman led the flag salute.

Commissioners approved the minutes of the regular meeting on October 2, 2018.

Ron reported they will not be having the Car Show on the courtyard lawn due to the amount of rain.

Bryan J. Murphy, Allen County Sheriff, and Robert Johnson, II, Attorney, joined the meeting.

Larry Walden, citizen, presented a letter with a caveat to be added to any organization requesting financial or permission support as in allowing use of County property, facilities or lands. "Any funding provided by the Allen County Commissioners, at the behest of any group, for providing public services or entertainment is subject to being repaid by that group if in its performance of providing that public service or entertainment the group misrepresents itself as being politically biased or brings any question of ill repute or intention upon itself and thereby impugning the reputation and good intent of the Allen County Commission and the funds provided by the good Citizens of Allen County." The commissioners will take under consideration.

Alan Weber, Allen County Counselor, joined the meeting.

Bob Johnson, Iola Register, requested the commission add a water fountain south of the courthouse outside. Cost would be around \$2,000 to \$3,000. Every other city is looking to restore the historical portion of their town. He would like to see a water fountain bought back. Discussion followed.

Mitchell Garner, Allen County Public Works, discussed a majority of wash outs due to the amount of flooding. His crews have been busy with repair and clean up.

Mitch stated the chip and seal projects are probably on hold for the rest of the year due to the flooding and all the rework they will have to do to fix the roads.

Mitch reported the hanger work is on hold due to the rain as well. Discussion followed on other hangers.

Mitch commented the quarry has too much water to crush at this time.

Cole Herder, City of Humboldt Administrator, joined the meeting. He reported to Mitch the brush is gone from under Humboldt Bridge due to the rain.

Debbie Bearden, GROW Food and Ground Council Member, recommend to appoint Jacque Gabbert, Ben Alexander, and Lucinda Lucas to serve on the GROW Council. Debbie explained that Nisha Ingle (College Student/Humboldt) and Donna Beebe had resigned their positions. Commissioner King moved

to appoint Jacque Gabbert, Ben Alexander, and Lucinda Lucas to serve on the GROW Council. Chairman Daniels seconded, motion passed 2-0-0.

Debbie reported on the other expansions of the GROW Council; 1. Farmer's Market Expansion is obtaining a small trailer and extra cones for use at other locations throughout Allen County. 2. Healthy Menu Item with locally owned restaurants in lola, 3. Healthy Vending items at Allen County Regional Hospital to use cool vending machines for when the kitchen shuts down at 2 p.m.

Debbie reported the GROW Council is also 1 of 5 chosen to participate in a State wide training program.

Debbie commented the GROW Council program is working on getting their own 501 C.

Alan discussed he had received an email from Cole Herder, City of Humboldt Administrator, showing that Monarch Cement Company had requested to annexation a portion of property into the City of Humboldt. Cole presented Resolution 10-08-2018 that the City of Humboldt passed on October 8, 2018 City Council Meeting:

Resolution 10-08-2018

A RESOLUTION REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF ALLEN COUNTY, KANSAS TO MAKE CERTAIN FINDINGS REGARDING THE ANNEXATION OF PROPERTY IN ALLEN COUNTY, KANSAS

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HUMBOLDT, KANSAS:

SECTION 1. The Governing Body of the City of Humboldt, Kansas hereby FINDS as follows:

A. That a request for annexation of the following described land (the Property) has been presented to it by the owner of the Property, the Monarch Cement Co., 449 1200 Street Humboldt:

That part of the Southwest Quarter of the Southwest Quarter of Section 34 lying East of a road leading to Mount Hope Cemetery, LESS a tract commencing at a point 5.24 chains and 40 feet East of the Southwest Corner of said Section 34, thence North along the East side of said road to the North line of the said Southwest Quarter of the Southwest Quarter of said Section 34, thence East along the said North line 208 feet, thence South to the South line of said Section 34, thence west to Point of Beginning,

And

The West 17 acres of the Southeast Quarter of the Southwest Quarter of section 34, LESS a tract beginning at the Southeast Corner of said 17 acres, thence West 198 feet, thence North 880 Feet, thence East 198 feet to the East line of said 17 acres of the Southeast Quarter of the Southwest Quarter, thence South along said East line to the Point of Beginning,

And also LESS: Beginning at a point 948 feet West of the Southeast Corner of said Southwest Quarter, thence North 880 feet, thence West 370 feet, thence South 880 feet, thence East 370 feet to Point of Beginning, all in township 25 South, Range 18 East of the 6th p.m., Allen County, Kansas

A simplifying alternate description is as follows:

A tract described as: Commencing at the Southeast Quarter of the Southwest Quarter of Section 34, Township 25 South, Range 18 East of the 6th p.m., Allen County, Kansas, thence South 89°58'01" West along the South Section line, 1318.00 feet to the True Point of Beginning of said tract; thence North 00°10'41" West, 880.00 feet; thence North 39°58'01" East, 557.49 feet; thence North 00°10'41" West, 441.42 feet to the North line of the South Half of said Southwest Quarter; thence South 89°53'29"

West along the Quarter-Quarter Section line 1290.18 feet;
thence
South 00°54'04" East, 1319.87 feet to the South section line;
thence North 89°58'01" East along said line, 716.03 feet to the
Point of Beginning: containing 27.599 acres, more or less,
including that part used as county road right-of-way (the
Property).

B. That the Property does not adjoin land within the boundaries of the City of Humboldt.

C. That the annexation of the Property at the request of the Property's owner is advisable, desirable, beneficial, and in the public's interest.

SECTION 2. The City of Humboldt, Kansas hereby respectfully requests that the Board of County Commissioners of Allen County, Kansas, by a 2/3rds vote, find and determine that the annexation of the Property will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located within Allen County, Kansas, all as provided in KSA 12-520(c), as amended.

THIS RESOLUTION ADOPTED AND PASSED BY THE HUMBOLDT CITY COUNCIL ON THE 8th DAY OF OCTOBER 2018.

APPROVED BY THE MAYOR THE 8th DAY OF OCTOBER 2018.

Alan explained about the process of annexation of the City of Humboldt. Alan presented the resolution 201810 to the commissioners for review.

RESOLUTION NO.201810
ALLEN COUNTY, KANSAS

A RESOLUTION CONSIDERING THE ANNEXATION OF CERTAIN LANDS BY THE CITY OF HUMBOLDT AND MAKING CERTAIN FINDINGS RELATIVE THERETO

WHEREAS, the City of Humboldt, Kansas has expressed its intent to annex certain lands near to said City by and through its Resolution No. 10-08-2018; and,

WHEREAS, pursuant to K.S.A. 12-520c, the City of Humboldt has requested that the Allen county Commission consider the effect of the annexation and make findings as required by said statute

NOW THEREFORE, be it resolved by the Board of County Commissioners as follows:

1. That the real estate described in Humboldt City Council Resolution No.10-08-2018 lies adjacent to or near to the city limits of the City of Humboldt;
2. That annexation of said real estate is consistent with the natural growth of the City of Humboldt;
3. That the annexation will in no way hinder or prevent the growth and development of the area and will in fact promote growth and development;
4. That the annexation will not hinder, prevent or affect in any way the growth and development of any other city in the county.

RESOLVED THIS 9th day of October, 2018.

Commissioner King moved to approve Resolution 201810. Chairman Daniels seconded, motion passed 2-0-0.

Cole reported how nice the Biblesta went last weekend. Discussion followed concerning Farm/City Days this coming weekend.

Cole reported Civil War Day will be in two weeks in Humboldt.

Cole requested on help from the State Troopers and County Sheriff's Department this last weekend.

Larry reported gubernatorial candidate Kris Kobach will not be at the Farm City Days due to some political issues happening.

Chairman Daniels asked about naval assets that the county might have. Neosho and Coffey County's and Montgomery County has helped in the past. Chairman Daniels asked Sheriff Murphy to look into the option, to be used in conjunction with the Fire Department. Discussion followed.

Commissioners will not be holding a meeting next week to allow them to attend Kansas Association of Counties annual conference.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$238,728.53
- b) Payroll Changes - reimburse mileage Alan Weber and Sherrie L. Riebel
 - reimbursement for parking garage for Larry Churning
 - reimbursement for food for Chelsie Angleton
 - annual increase for Donald Leapheart
 - position changes for Lisa Sears and J.D. Harris
- c) Clerk's Journal entries: #51 & 52

With no further business to come before the board, Commissioner King moved to adjourn, Chairman Daniels seconded, and motion passed 3-0-0. Meeting was adjourned at 9:10 a.m. until October 23, 2018 at 8:30 a.m. in the Commission room of the courthouse.

Jerry Daniels, Chairperson

absent
John F. Brocker, Commissioner

Sherrie L. Riebel, Allen County Clerk

William H. King, Commissioner