

The Allen County Board of Commissioners met in regular session at 8:30 a.m. with Chairman Bruce Symes, Jerry Daniels, Commissioner, David E. Lee, Commissioner, and Sherrie L. Riebel, Allen County Clerk.

Trevor Hoag, Iola Register, Terry Call, Allen County EMS Financial Director, Mitchell Garner, Allen County Public Works Director, Daniel Creitz, 31<sup>st</sup> Judicial Chief Judge, Daniel Schowengerdt, Attorney, Becky Voorhies, Thrive Allen County, Arlyn Briggs, Leo Nilges, Justin Hoepker, and Paul Zirjacks, citizen, was present to observe the meeting.

Chairman Symes led the group in the Pledge of Allegiance.

Commissioners approved the minutes of the regular meeting on July 27, 2021.

Arlyn Briggs, landowner, discussed county roads. He requested speed limit signs on West Virginia Road. Discussion followed.

Bryan J. Murphy, Allen County Sheriff, and Becky Voorhies, Thrive, joined the meeting.

Arlyn asked Sheriff Murphy about the stops along this road.

Mitchell Garner, Public works Director, dust abatement is completed everywhere in Allen County.

Mitch still mowing, one mower down, trimming trees continued this week. Chip and seal on 4400 Road and should be able to move on. Discussion followed on other roads on the list.

Mitch reported the crusher is down again. Discussion followed on reasons why it is down.

Terry Call, Allen County Zoning Administrator, reported there was a Zoning hearing held on July 22, for Conditional Use Permit for Wide Open Speedway. Terry explained 4 events a year. He reported the Zoning Board recommended it be approved. Chairman Symes moved to approve the CUP. Commissioner Lee seconded; motion passed 3-0-0.

Terry reported Monarch would be having a hearing on August 26, 2021.

Becky Voorhies, Thrive Allen County, requested from the commission if they are going to approve the grant request for Storm Shelters. Chairman Symes asked about the grant CDBG and the request for architect, site approved, plumbing for the shelters, for 5 shelters, 2 in Savonburg, 1 in Mildred, 1 in Petrolia, 1 in Carlyle. CDBG covers 50% of the project, not including plenary costs. Discussion followed on cost and county portion. Chairman Symes would like to know a more definite cost on whether the county approves the CDBG with regulations or county funding alone without regulations or other options available. Discussion followed. Commissioners requested a spreadsheet of the architects and costs and sizes for the next step. LMI requirements. CDBG's are drawn down reimbursements.

Commissioner Lee asked Becky about long term out of county transportation. Becky will make sure Lisse or Jessica will be available next week for questions.

Judge Creitz reported on the County Court Committee to discuss what is expected of the Committee. He stated COVID has magnified the need to do something. Judge Creitz stated the consistence was a remodel would not work, but an annex on the courthouse. Discussion followed. The committee could be checking on engineering firms. Judge would like the ARPA funding to pay for it. Commissioner Lee discussed the committee would like to go south as there is no place to go north. It has to be attached

for security reasons. Judge Creitz explained if the thought was to expand to the north would be a long narrow room that would not be sufficient. Discussion followed on thoughts and ideas. Judge Creitz stated he wants to be proactive.

Darolyn "Crickett" Maley, Allen County Treasurer, and Jerry Hathaway, Allen County Attorney, joined the meeting.

Judge Creitz reported the next committee meeting is September 7, 2021. Commissioner Daniels stated the commission needs a foot print of what is needed by the Judges and staff. Commissioner Lee stated it would be a big-ticket item and they want it to look nice and reflect the pride of the courthouse. The Commissioners requested the committee develop and RFP for commissioners to review.

Sheriff Murphy stated he would check to see if there is more funding elsewhere.

Crickett presented monthly reports for the commission to review.

Sherrie reminded the commission they need a replacement for Sandy Hildinger on the Southeast Kansas Area Agency on Aging, Inc. Commissioner Lee will be filling in for her at the next meeting on Tuesday, August 10, 2021.

Sherrie requested on behalf of Larry Alsiep, Allied Business, to conduct an audit of Allen County's phone bills. Larry said he is recommended by Kansas Association of Counties. Discussion followed. Commissioners declined this service at this time.

Chairman Symes discussed the Code of Conduct:

ALLEN COUNTY, KANSAS CODE OF CONDUCT

As a grant recipient of a CDBG-CV contract, Allen County Government shall avoid, neutralize or mitigate actual or potential conflicts of interest so as to prevent an unfair competitive advantage or the existence of conflicting roles that might impair the performance of the CDBG-CV contract or impact the integrity of the procurement process.

For procurement of good and services, no employee, officer, or agent of Allen County shall participate in the selection, award, or administration of a contract supported by CDBG-CV funds if he or she has a real or apparent conflict of interest. Such a conflict could arise if the employee, officer, or agent; any member of his/her immediate family; his/her partner; or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract.

No officer, employee, or agent of Allen County shall solicit or accept gratuities, favors or anything of monetary value from contractors or firms, potential contractors or firms, or parties to sub-agreements, except where the financial interest is not substantial, or the gift is an unsolicited item of nominal intrinsic value.

Contractors that develop or draft specifications, requirements, statements of work, or invitations for bids or requests for proposals must be excluded from competing for such procurements.

For all other cases, no employee, agent, consultant, officer, or elected or appointed official of the state, or of a unit of general local government, or of any designated public agencies, or subrecipients which are receiving CDBG funds, that has any CDBG function/responsibility, or is in a position to participate in a decision-making process or gain inside information, may obtain a financial interest or benefit from the CDBG activity.

The conflict or interest restrictions and procurement requirements identified herein shall apply to a benefitting business, utility provider, or other third-party entity that is receiving assistance, directly or indirectly, under a CDBG contract or award, or that is required to complete some or all work under the CDBG contract in order to meet the National Program Objective.

Any person or entity including any benefitting business, utility provider, or other third-party entity that is receiving assistance, directly or indirectly, under a CDBG contract or award, or that is required to complete some or all work under the CDBG contract in order to meet a National Program Objective, that might potentially receive benefits from CDBG awards may

be participate in the selection, award, or administration of a contract supported by CDBG funding.

Any alleged violations or these standards of conduct shall be referred to the Allen County Attorney. Where violation appear to have occurred, the offending employee, officer or agent shall be subject to disciplinary action, including but not limited to dismissal or transfer; where violations or infractions appear to be substantial in nature, the matter may be referred to the appropriate officials for criminal investigation and possible prosecution.

ADOPTED AND APPROVED BY THE GOVERNING BODY OF ALLEN COUNTY, KANSAS THIS 3RD DAY OF AUGUST 2021.

THE BOARD OF COUNTY COMMISSIONER OF ALLEN COUNTY, KANSAS.

Commissioner Lee moved to approve all Commissioners sign the code of conduct. Commissioner Daniels seconded; motion passed 3-0-0.

Chairman Symes mentioned the Memorandum Of Agreements (MOA) between Allen County Emergency Communications and Anderson County Emergency Communications, Anderson County Emergency Communications and Allen County Emergency Communications, Allen County Emergency Communications and Labette County Emergency Communications, Labette County Communications and Allen County Communications, Woodson County Sheriff's Office and Allen County Emergency Communications, City of Chanute 911 and Allen County Emergency Communications presented to them last week for review. Commissioner Daniels moved to approve sign all MOA's. Commissioner Lee seconded; motion passed 3-0-0.

Chairman Symes discussed a Farm City Days request for monies for October 14 to 17, 2021 Farm City Days. Commissioner Lee moved to approve \$1,500. Chairman Symes seconded; motion passed 3-0-0.

Chairman Symes discussed the 2022 estimated budget. Commissioner Daniels stated he would like to see the mill levy at 61.500; which would generate \$281,185. He doesn't ever want to do catchup for the next year but this still lowers the levy from 2021. Commissioners all agreed with the 61.5. Commissioner Daniels stated it is a tribute to the county for the growth.

Commissioner Lee reported on the Southeast Kansas Multi County Health (SEKMCHD) this week's COVID cases; Allen County has 59 cases and Bourbon has 105.

Chairman Symes discussed an article from Rebecca Johnson, Executive Director at the SEKMCHD recommendations to practice; it is highly recommended to get educated with creditable information (Kansas Department of Health and Environment and CDC's website is filled with useful, easy to understand information), get Vaccinated if able, wear mask in large gatherings, continue to use good hand hygiene, social distance when possible and stay home when sick. Chairman Symes just wanted to remind the public as COVID is surfacing again in Allen County.

Commissioners discussed roads that will need attention in the near future; New Hampshire Road between 200 Street and 400 Street is one of them. Commissioners requested Mitch to have his crew to tear out the current cement road. Discussion followed.

Terry stated the Medical Arts Building is storing medical records for the hospital. The hospital personnel is marking files to remove to different storage or destroy. Chairman Symes stated he talked to the athletic director about using students for community service projects; one to serve meals at the SEK Regional Meeting and second to haul files up and down stairs. Whoever move the boxes would have to sign a HIPPA confidentially form. Discussion followed.

Chairman Symes discussed the SEK Regional Meeting.

Commissioner Daniels moved to go into executive session for 15 minutes to discuss Attorney Client Privilege. Commissioner Lee seconded; motion passed 3-0-0. Those in the room will be Chairman Symes, Commissioner Lee, Commissioner Daniels, Terry Call, EMS Financial Director/Zoning Administrator, and Charles Apt, II. The time is now 9:48 a.m. Commissioners reconvened at 10:03 a.m. No action was taken.

Commissioner Daniels moved to go into executive session for 10 minutes to discuss Attorney Client Privilege. Commissioner Lee seconded; motion passed 3-0-0. Those in the room will be Chairman Symes, Commissioner Lee, Commissioner Daniels, Terry Call, EMS Financial Director/Zoning Administrator, and Charles Apt, II. The time is now 10:04 a.m. Commissioners reconvened at 10:14 a.m. No action was taken.

Commissioners reviewed the following documents:

- a) Treasurer's monthly reports
- b) Reports from the Department of Commerce on the CDBG-CV Grant
- c) Quarterly Financial Statement from KWORCC
- d) Monthly cash receipting reports from Allen County Clerk's office, Appraiser's office, Attorney's office and Register of Deeds office.

Commissioners approved the following documents:

- a) Clerk's Vouchers – \$137,007.61
- b) Payroll – 6<sup>th</sup> month pay change for Chelsie Angleton
- c) Payroll – reimbursement for mileage for Bruce Symes and Jackson Meats.
- d) Journal Vouchers - #49

With no further business to come before the board, Commissioner Lee moved to adjourn, Commissioner Daniels seconded, and motion passed 3-0-0. Meeting was adjourned at 10:20 a.m. until Tuesday, August 10, 2021 at 8:30 a.m. in the Assembly's Room of the courthouse.

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Bruce Symes, Chairperson

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Jerry Daniels, Commissioner

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Sherrie L. Riebel, Allen County Clerk

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David Lee, Commissioner