

1. The Coffey County Commission Chambers opened at 8:00 a.m. Monday, April 24, 2006, to allow commissioners to individually review correspondence. Chairman Fred Rowley, Jr. called the meeting to order at 9:00 a.m. with members R. Kraig Kirchner, Tim Sipe, Gene Merry and Larry Crotts present. Also present were Angie Kirchner, Coffey County Clerk, Doug Witteman, Coffey County Attorney, and Donna Berland, Administrative Assistant.

2. Crotts moved to approve the minutes of Monday, April 17, 2006, as written, seconded by Sipe. Motion carried.

3. Consent Agenda

A. Move to authorize and direct the Chairman to sign the Coffey County Payroll Notice for CSA compensation for April 2006, Tanya Cathcard, Lead Jailer.

B. Move to authorize and direct the Chairman to sign the Coffey County Payroll Notice for CSA compensation for April 2006, Scott Huddleston, Lead Jailer.

C. Upon the request of the Coffey County Housing Authority Board and the recommendation of the County Attorney, move to authorize and direct the Chairman to sign the Real Estate Mortgage Release, acknowledging satisfaction in full debt secured by Melissa A. Combes, regarding Lot Twelve (12), in Block Thirteen (13) in the Original Town of City of Lebo, Coffey County, Kansas.

D. Upon the request of the Coffey County Housing Authority Board and the recommendation of the County Attorney, move to authorize and direct the Chairman to sign the Real Estate Mortgage Release, acknowledging satisfaction in full debt secured by Ruby V. Combes, regarding Lots Seven (7), Eight (8) and Nine (9), all in Block Fourteen (14) West Lebo Portion of the Supplemental Map of West Lebo and Lebo.

E. Upon the request of the Coffey County Housing Authority Board and the recommendation of the County Attorney, move to authorize and direct the Chairman to sign the Real Estate Mortgage Release, acknowledging satisfaction in full debt secured by Earl D. Scott, regarding Lot Five (5), in Block Forty-seven (47) in the City of Burlington, Kansas.

3a. Rowley moved to approve the Consent Agenda as submitted, seconded by Merry. Motion carried.

4. Kirchner moved, upon the recommendation of the Sheriff, to find that approximately 460 lbs. of spent brass casings are no longer required, or cannot prudently be used for public purposes of the County and should be disposed of by sale to Osage Salvage, Osage City for \$.80 per pound, seconded by Merry. Motion carried.

5. Merry moved, upon the recommendation of the Sheriff and approval of the County Attorney as to form, to approve Cooperative Agreement No. LE06-JR-COFFEY between Coffey County and the Corps of Engineers related to contract lake patrol services, with sending Letter of

Notice to raise the fees from \$5,000 to \$7,500 for the County's fiscal year 2007 budget, seconded by Kirchner. Motion carried.

6. Coffey County Fire Administrator Bill Walker and Sheriff Randy Rogers met with the Board to discuss the burn permit regulations. Walker explained that there was a call last Thursday north of I-35 and north of a gravel road on property where there was a grass fire. There was a two vehicle accident from apparent smoke that was across the highway. Walker expressed that last Thursday was a great day to burn. Wind speeds were 10 to 15 miles per hour. The wind switched and caused the fire to jump the road and smoke to cross the highway. Rowley expressed receiving a complaint regarding fine tuning the burning regulations based on the need for higher wind speeds to carry the fire and keep smoke from entering the highway. Walker didn't want to make exceptions. Rowley felt that maybe there are times he should consider making exceptions. State regulations allow 5 to 15 miles per hour for fire burning. Walker felt that allowing wind speeds of 5 miles per hour to 20 to 22 miles per hour was appropriate for a safe burn. Walker gave examples of extreme winds that cause white caps on Coffey County Lake and the Sheriff has to call for an evacuation of the lake. Walker reported that the Fire District has responded to 104 alarms from April 1st to April 24th - 70 were grass related due to dry conditions. Walker stated that there have been 700 burn permits issued. The two largest complaints were - No. 1 Burn permits should be a 2 to 5 year burn permit and - No 2. The Sheriff's telephone number should be on the front of the permit so that it is easier to find in case of an emergency. Merry stated that Walker should make the call and keep the burn permit where it is set now and that the Board should not micro-manage the fire department. Walker expressed that he will work with people all that he can to keep things from being difficult. Sipe expressed that there should be a way to track the permits by the permit number to tell what year that they were issued or due to be renewed.

7. Hub Caspar, County Engineer, presented and discussed the weekly report dated April 24, 2006. Robert Reed, Road Supervisor, and John Zuern, Administrative Assistant, were also present.

8. Item No. 93-01; Road Permits Report: One Road Permit was issued during the past week.

9. Item No. 99-99; Zoning Permit/Applications Report: No Zoning Permits were issued during the past week.

10. Item No. 99-13; Landfill: Request authorization to solicit sealed bids for Landfill Liner Project No. LL2601-C. Bid opening May 17, 2006 @ 2:00 p.m.

10a. Merry moved, based upon the recommendation of the County Engineer and Jeff Beyer, Landfill Supervisor, and the approval of the County Attorney, to find that approximately 150 tons of scrap iron and metal appliances are no longer required and cannot prudently be used for public purpose of Coffey County, and as such, the same shall be disposed of by sale to the best bid, based on high competitive bid per ton, at the time of disposal, seconded by Crofts. Motion carried.

11. Item No. 2005-02; Watershed Dam Breach Inundation Area Protection.

12. Item No. 2006-09; PAVING PROJECT: Request authorization to solicit sealed bids for Hot Mix Pavement – Project No. A2601- C. Bid opening April 18, 2006 @ 2:00 pm.

13. Item No. 2006-09; PAVING RECYCLING PROJECT: Request authorization to solicit sealed bids for Hot-in-Place Recycling – Project No. A2602-C. Bid opening May 2, 2006.

13a. Kirchner moved, based upon the recommendation of the County Engineer, that the bid submitted by Killough Construction, Inc., for Hot Mix Pavement Project No. A2601-C be approved as being the best bid and that award be made to Killough Construction, Inc. according to the terms of the bid at a cost of \$161,500, to be paid from the General Fund, Public Works Asphalt Program line item, seconded by Rowley. Motion carried.

14. Jon Hotaling, Economic Development Director, submitted the weekly report for the week of April 24, 2006.

15. Item No. 95-25; Hotaling hosted the 11th Annual Elected Officials Breakfast at the Coffey County Hospital on Thursday, April 20th. Local elected officials presented information about their organizations' activities. Representatives from other entities and organizations such as USD 245, USD 244, Coffey Health System, Coffey County Chamber of Commerce, and Coffey County Fire District #1 also updated attendees on their organizations' activities. Representative Bill Otto and Senator Derek Schmidt updated attendees on the 2006 Legislative Session.

16. Item No. 95-29; Hotaling hosted the Leadership Coffey County Youth Program graduation dinner & program. The class enjoyed their afternoon session with Phil Coleman and the tour of the museum with their parents after the class. Both the graduates and their parents enjoyed Phil Coleman's motivational graduation presentation and his handwriting analysis of several of the parents in attendance.

17. Item No. 96-3; Hotaling collected an affidavit of publication and other documents for close out of the CDBG loan #04-BF-R08 to Mid-American Machine, LLC.

18. Item No. 00-3; Hotaling spoke with the publisher of the Coffey County Republican about the 2006 tourism tabloid. The publisher will have the tabloid printed in time for the Kansas Sampler Festival on May 6th & 7th. Hotaling is considering the Independence Newspaper for a tabloid insertion. A large number of Independence residents travel through Coffey County on their way to Topeka and Kansas City.

19. Item No. 02-2; Hotaling received two additional Flight Training Scholarship Applications that had been mailed to the Coffey County Airport on April 12th, one day before the April 13th deadline. Hotaling asked USD counselors to select one applicant from all applications. One single applicant was not recommended by one of the districts which sent 2 applications to the airport and one was received from a student at the Economic Development office. The best resolution to solve this situation was to award 4 scholarships for 2006-2007. One applicant that is a sophomore was asked to reapply next year as the other two students from this district were already juniors.

- 20.** Item No. 06-1; Hotaling attended the SEK Economic Development Council meeting in Chanutte. The council discussed action projects for 2006. The final 8 projects for 2006 were: 1) activation of the “Home Again” Program; 2) development of an SEK Industrial Directory; 3) organize a Workforce Development and Education Committee; 4) target strategies to support entrepreneurship; 5) market and fund the SEK Prosperity Foundation; 6) enhance SEK, Inc. website; 7) consider development of an SEK Manufacturing Zone; and 8) start a Housing Council.
- 21.** Item No. 06-3; Hotaling attended the SEK Prosperity Foundation Board of Directors meeting. The board is making sure that marketing materials are ready if the legislature votes to increase the tax credits from 50% to 75% of donations made to the foundation. The foundation’s application for 501c-3 status has been submitted to the IRS.
- 22.** Item No. 06-4; Hotaling spoke with a representative of the call center project who informed him that the Legislature approved and the Governor signed the SRS budget that contains funding for the operation of the call center. Requests for bids will be out in 45-60 days and a contract should be awarded in 90-120 days. Hotaling is meeting with a call center representative, a City of Burlington representative and the President of the Corporation (via conference call) on Tuesday, April 25th at 10 a.m.
- 23.** Crotts moved to enter into a public hearing at 10:15 a.m. to close out CDBG #04-BF-R08, seconded by Kirchner. Motion carried.
- 24.** There was no one from the public in attendance for the public hearing.
- 25.** Merry moved to close the public hearing at 10:16 a.m. for the purposes of closing out CDBG #04-BF-R08, seconded by Sipe. Motion carried.
- 26.** Kirchner moved to authorize and direct the Chairman to sign the Grantee’s Release Form for CDBG Grant Agreement No. 04-BF-R08, seconded by Crotts. Motion carried.
- 27.** Merry moved to authorize and direct the Chairman to sign the Certificate of Completion for CDBG Grant Agreement No. 04-BF-R08, seconded by Rowley. Motion carried.
- 28.** Crotts moved to authorize and direct the Chairman to sign the Grantee’s Legal Review and Closeout Report for CDBG Grant Agreement No. 04-BF-R08, seconded by Sipe. Motion carried.
- 29.** Merry moved to enter into Executive Session for 10 minutes at 10:20 a.m. to include each of the Commissioners, the County Attorney, Jon Hotaling, and Wayne Symmonds to discuss confidential data relating to financial affairs or trade secrets of a corporation regarding a prospect for the Dream Homes Property, seconded by Sipe. Motion carried.
- 30.** The Board resumed regular session at 10:30 a.m.
- 31.** Donna Pashman of BlueCross and BlueShield met with the Board to discuss the 25% increase in health insurance for the County. Pashman informed the Board that there were eight (8)

large claims last year that has affected the County's increase in rates. Coffey County has been below the loss ratio (claims expense/premium) and received money back each year since 2002. Pashman presented different options for the Board's review. The Board will consider the options and make a decision on renewal later in May or the first part of June.

32. Harley Schlotterbeck of Hutinet, Schlotterbeck and Burns met with the Board to present the Letter of Engagement for the 2005 Audit and the Engagement Letter for Budget Preparation Assistance.

32a. Kirchner moved to approve the Audit Engagement Letter and the Engagement Letter for Budget Preparation Assistance with Hutinet, Schlotterbeck, and Burns, LLC and to authorize and direct the Chairman to sign same, seconded by Sipe. Motion carried.

33. Merry moved to recess into Executive Session for 5 minutes at 11:57 a.m. to include each of the Commissioners and the County Attorney to discuss personnel matters of non-elected personnel, seconded by Crofts. Motion carried.

34. The Board resumed regular session at 12:02 p.m.

35. Merry expressed that he wanted reflected in the minutes weekly of commissioners which attended outside meetings. Merry stated that the public should know that commissioners do not work only one day a week.

36. Rowley adjourned the meeting at 12:22 p.m.

Meetings Attended

1. Rowley attended the Common Sense Solutions for Intersection Safety Workshop
2. Rowley, Sipe, Merry and Crofts attended the Annual Association of County Commission and Highway Officials of Southeast Kansas meeting
3. Merry attended the Monthly Coffey County Fiber Board meeting
4. Sipe attended the Annual RC & D meeting
5. Merry and Crofts attended the Annual Leadership meeting
6. Merry and Crofts attended the Annual Mental Health meeting
7. Rowley, Kirchner, Sipe, Merry and Crofts attended the Annual Elected Official's Breakfast.

Correspondence

No Response Required

1. The Kiplinger Letter - April 13, 2006
2. Hawver's Capitol Report - April 17, 24, 2006
3. Hawver's Capitol Flash - April 17, 18, 20, 21, 2006
4. Kansas Preservation - March/April 2006
5. Kansas Department of Health and Environment - Household Hazardous Waste Permit Renewal
6. Whitney B. Damron, P.A. - Legislative and Political Update
7. Kansas Animal Health Department - County Plan Status Update
8. League of Kansas Municipalities - 2006 Leadership Summit
9. National Association of Counties - April 21, 2006 - Regional Conference
10. Kansas Department of Commerce - April 20, 2006 - Community Development Block Grant Conference

Minutes, April 24, 2006

Signed:

Attest:

Chairman

County Clerk