

1. The Coffey County Commission Chambers opened at 8:00 a.m. Monday, May 8, 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 Crofts present. Also present were Denise Humlicek, Payroll Clerk, Doug Witteman, Coffey County Attorney, and Donna Berland, Administrative Assistant. Coffey County Republican Editor Mark Petterson was present for a portion of the meeting.

. Merry moved to approve the minutes of Monday, May 1, 2006, as written, seconded by Rowley. Motion carried.

3. Consent Agenda

A. Move to authorize and direct the Chairman to sign the Coffey County Payroll Notice for Mary Walling, Personal Property Specialist, Appraiser's Office, Classification TP-II-d, from \$13.78 to \$14.33, effective 4/1/06.

B. 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 Lonnie L. and Rosann Hoskins, regarding Lots Eight (8) AND Nine (9), in Block One Hundred Forty (140) in the City of Burlington, Kansas.

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

4. Nuclear Regulatory Commission Representatives Steven Cochrum and Travis Rhoades introduced themselves to the Board and gave a brief review of the Wolf Creek assessment for the previous year.

5. Information Technology Director Bill Bauer met with the Board to discuss the purchase of three (3) new servers for the Attorney, GIS, and Technology/Economic Development.

5a. Merry moved, upon the recommendation of the Information Technology Director and approval of the County Attorney, to waive the publication requirement for good cause, said cause being that three (3) competitive bids were acquired using the informal bid process and to accept the bid for three (3) servers from Central Computer Distribution in the amount of \$18,434.00 and the bid for related power supplies from Inland Associates, Inc. in the amount of \$2,580.00 as the best bids and approve the purchase of same with funds to come from the General Fund – County Attorney Line Item and the General Fund – Technology Training and Equipment Line Item, seconded by Sipe. Motion carried.

6. Hub Caspar, County Engineer, presented and discussed the weekly report dated May 8, 2006. Robert Reed, Road Supervisor, and John Zuern, Administrative Assistant, were also present.

7. Item No. 93-01; Road Permits Report: Two Road Permits were issued during the past week.
8. Item No. 99-99; Zoning Permit/Applications Report: One Zoning Permit was issued during the past week.
9. 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. Request authorization to solicit sealed bids for One Vacuum Type Litter Collection Machine.
10. Merry moved to approve the County Engineer's request to solicit sealed bids for One Vacuum Type Litter Collection Machine for the County Landfill, seconded by Crotts. 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. Review bids – make award.
13. Item No. 2006-11; PAVING RECYCLING PROJECT: Request authorization to solicit sealed bids for Hot-in-Place Recycling – Project No. A2602-C. Bid opening May 2, 2006. Review bids – make award.
- 13a. Kirchner moved, based upon the recommendation of the County Engineer, that the bid submitted by Dustrol, Inc., for Hot In-Place Recycling Project No. A2602-C be approved as being the best bid and that award be made to Dustrol, Inc. according to the terms of the bid at a cost of \$205, 935.00, to be paid from the General Fund, Public Works Asphalt Program line item, seconded by Sipe. Motion carried.
14. Item No. 2006-12; DOBBIN ROAD AND 22ND ROAD INTERSECTION STOP SIGN: Review traffic study – Pass resolution.
15. Caspar also presented the Construction Zone report for the week of May 8, 2006.
16. Jon Hotaling, Economic Development Director, submitted the weekly report for the week of May 8, 2006.
17. Item No. 04-3; Hotaling attended Tax Abatement hearing for Charloma at the Burlington City Meeting on Wednesday, May 3rd, at 8pm. Hotaling discussed Charloma's progress and their original request for tax abatement from the County with the City Council. Hotaling also reviewed the tax abatement percentages over the 10 year declining abatement as set out in the City and County Tax Abatement Policies. Hotaling reviewed the abatement that the City of Cherryvale provided when the Charloma facility burned about 8 years ago.

- 18.** Item No. 06-2; Hotaling sent information on possible building sites to Wheeler Lumber. Hotaling also sent them information on state incentives and the sales tax exemption form to file with the Kansas Department of Revenue under the Kansas Enterprise Zone program.
- 19.** Item No. 06-3; Hotaling attended the Lebo City Council Meeting on Monday, May 1st, at 7 p.m. Hotaling discussed possible incentives and trade secrets with the City Council in Executive Session for the Kan Build Project. Hotaling spoke with the Kan Build owner about incentives and his plans for the Dream Homes building the day after the City Council Meeting.
- 20.** Hotaling mailed out information on the Alliance for Technology Commercialization at PSU for a Lebo resident that is working on some new technology for the oil and gas fields.
- 21.** Merry moved, upon the recommendation of Special Counsel and subject to his review and approval of all related documents, to accept the proposed settlement offer from Carl Kelley in Coffey County Commissioners vs. Kansas Assemblies, Inc., Coffey County Case No. 05CV03, seconded by Rowley. Motion carried, 4-yes, 1-no-Sipe.
- 22.** Rowley moved to enter into Executive Session for 5 minutes at 9:50 a.m., to include each of the Commissioners, the County Attorney and Jon Hotaling, to discuss confidential data relating to financial affairs or trade secrets of a corporation, seconded by Kirchner. Motion carried.
- 23.** The Board resumed regular session at 9:55 a.m.
- 24.** Crotts moved to enter into Executive Session for 15 minutes at 10:00 a.m., to include each of the Commissioners, the County Attorney and Jon Hotaling with special counsel Larry Hendricks via conference call, to discuss matters which would be deemed privileged in the attorney-client relationship, seconded by Merry. Motion carried.
- 25.** The Board resumed regular session at 10:15 a.m.
- 26.** Larry Kelly, Gridley City Mayor, Mary Stevenson, Gridley City Council Member, and Dorene Metzger, Gridley City Clerk, met with the Board to discuss the Gridley City Sirens. Also in attendance were Burlington Police Department Chief Doug Jones, Coffey County Fire Administrator Bill Walker, Sheriff Randy Rogers, Head Dispatcher Tasha Rogers, and Emergency Preparedness Coordinator Becky Jewett. Rowley expressed that the Board had given Emergency Preparedness Coordinator Becky Jewett a directive to make the Gridley and Lebo cities sirens a priority. Jewett explained that arrangements have been made to move the sirens to the fire stations in the respective cities the first week of June 2006. Merry expressed that a comprehensive plan should be established to review all sirens and budget any updates and purchases in the 2007 budget year. Walker will be reviewing the liability issues for fire personnel in emergency situations other than fire emergencies. County Attorney Doug Witteman stated that Kansas Torte Claims Act states immunity for liability for Emergency Management activities. Rowley expressed that the Board would like a hard copy weekly from Emergency Preparedness and Emergency Council minutes and updates with a hard copy presented to Administrative Assistant Donna Berland for the Board's review. Rowley reiterated that the siren issue is a priority and needs close monitoring.

Gridley City Council Member Mary Stevenson expressed appreciation for Kirchner's attendance at all the city meetings, all of the hard work and help in resolving the siren problem in Gridley.

27. Rowley moved to enter into Executive Session for 15 minutes at 11:12 a.m., to include each of the Commissioners, the County Attorney, Sheriff Randy Rogers, Head Dispatcher Tasha Rogers and Emergency Preparedness Becky Jewett, to discuss personnel matters of non-elected personnel, seconded by Merry. Motion carried.

28. The Board resumed regular session at 11:27 a.m.

29. Coffey County Housing Authority Director Steve Lightle met with the Board to give an update on the LaMoille Housing Project. Coffey County Housing Authority Board Members Robert Hyde and Hope Edelmann were in attendance. Rhonda Gilbert and Paul Abendroth were also present. Lightle expressed that there is an unofficial list of approximately 12 individuals who have expressed interest in the homes. At this point, the Housing Authority is exploring financial options in order to build the homes. Lightle informed the Board that the next spec house will be built in Gridley. After the Housing Authority left, Paul Abendroth expressed the unfairness that Coffey County Housing Authority receives money to build houses from the County and that he is unable to receive money from the County. Sipe and Merry gave Abendroth several options of where he can apply for grants and additional financing.

30. Kirchner moved, upon the recommendation of the Sheriff, to waive the purchasing policy as to competitive bid process for good cause shown, said cause being that the vendor is a single source provider, and to approve the purchase of Priority Dispatch EMD ProQA software from Priority Dispatch Corp., Salt Lake City, for \$15,205.00 with funds to come from the Special Equipment Reserve Fund, seconded by Merry. Motion carried.

31. Rowley moved to enter into Executive Session for 20 minutes at 11:56 a.m., to include each of the Commissioners, the County Attorney, Sheriff Randy Rogers, Head Dispatcher Tasha Rogers and Emergency Preparedness Becky Jewett, to discuss personnel matters of non-elected personnel, seconded by Crofts. Motion carried.

32. The Board resumed regular session at 12:17 p.m.

33. Rowley moved to enter into Executive Session for 10 minutes at 12:20 p.m., to include each of the Commissioners, the County Attorney, Sheriff Randy Rogers, Head Dispatcher Tasha Rogers and Emergency Preparedness Becky Jewett, to discuss personnel matters of non-elected personnel, seconded by Merry. Motion carried.

34. The Board resumed regular session at 12:30 p.m.

35. The Board revisited the siren problems with Emergency Preparedness Coordinator Becky Jewett. Sipe expressed that this was a priority months ago. Jewett stated that she had a couple of vendors look into the problem and they are unable to explain the loss of signals. Rowley expressed that Jewett needs to meet with Commenco on Tuesday, May 9, 2006 to get a recommendation on what can be done to fix the problem.

36. The Board has decided to pursue other competitive bids for the County Employees' Health Insurance.
37. The Board will sign checks and vouchers Friday, May 26, 2006 at 8:30 a.m.
38. Rowley adjourned the meeting at 1:00 p.m.

Meetings Attended

1. Rowley attended the Lebo City Council Meeting
2. Rowley attended the Coffey County Planning Board Meeting
3. Kirchner attended the Gridley City Council Meeting
4. Kirchner attended the New Strawn City Council Meeting
5. Merry attended the Strategic Planning Meeting
6. Merry attended the Kansas Sampler Festival
7. Crotts attended Relay for Life and May Daze

Correspondence

No Response Required

1. Whitney B. Damron - Legislative Update - May 8, 2006
2. NACo - Legislative Action Alert
3. NACo Legislative Bulletin - May 5, 2006
4. Hawver's Capitol Flash - May 1, 2, 3, 4, 5, 2006
5. Coffey County Rural Water District No. 2 - Thank you
6. Coffey County Housing Authority - 3/2 and 4/6/06 Board Meetings
7. Robert and Rita Reed and Family - Thank you
8. NACo - Scholarships for Watershed Institute
9. KDHE - Kansas Environmental Newsletter - Spring 2006

10. Legislative Alert - May 1, 2006

11. League of Kansas Municipalities - League News - May 2, 2006

Minutes, May 8, 2006

Signed:

Attest:

Chairman

County Clerk