

COMMISSIONER PROCEEDINGS

October 12, 2020

- Call to Order: The regular meeting of the Lincoln County Board of Commissioners was held in the commission meeting room of the courthouse, Monday, October 12, 2020. Chairman Randy Lohmann called the meeting to order at 10:00 a.m. with Vice-Chairman James Gabelmann and Member Alexis Pflugh present. County Clerk Dawn Harlow was in attendance as recording secretary.
- Visitors: Others present for portions of the meeting: Darrell Oetting, Baldwin Fisher, Kerry Jackson, Sarah Hageman, Emily Benedick, Brianne Beck, Brendan Mackay, Mohammed Janif, and Jason Staab.
- Correspondence: Correspondence: a letter from County Clerk Harlow certifying 2020 final value; end of month reports; cereal malt beverage license; letter from Barnard Rural Fire Department regarding inclusion in the grant application for the Siren Project; bills for Lincoln Park Manor; letter from City of Barnard regarding the sirens; and tax abatements.
- Cereal Malt Beverage License: James Gabelmann moved to approve this Cereal Malt Beverage license for the start date of 14 November and end date 15 November for Reds Hometown Cafe in Sylvan, seconded by Alexis Pflugh. Motion carried. (Cereal Malt Beverage License, 2020-05)
- Siren Project: James Gabelmann moved that we send this request for inclusion to the sign project to our Emergency Manager to be included in his long-term plans at the appropriate time, seconded by Randy Lohmann. (Barnard RFD letter, request the emergency manager respond to the letter)
- Nursing Home Lease: The board discussed the nursing home lease. Commissioner Pflugh will incorporate items discussed in the lease agreement that she is preparing.
- KOMA Complaint: Commissioner Pflugh requested permission to request an extension for response to the KOMA complaint. The board approved.
- Tax Abatements: Alexis Pflugh moved to approve the tax abatements for the no sale properties, seconded by James Gabelmann. Motion carried. (tax abatements 2019-236 through 2019-275 in the amount of \$14,813.05)
- Amend Agenda: The board amended the agenda to add consultation with attorney Forrest Rhodes at 10:45 am.
- Landfill/Transfer Station: Landfill Operator Kerry Jackson presented cost quotation to repair the track loader, noting that the highlighted items should be completed. The board requested that Jackson return with final costs for the trailer ordered prior to deciding.
- Minutes Approved: James Gabelmann moved to approve the minutes the 28 and 30 September, and 5 October minutes, seconded by Randy Lohmann. Motion carried.
- Executive Session: Alexis Pflugh moved to recess into executive session for fifteen minutes for the purpose of discussing KCAMP claims pursuant to K.S.A. 75-4319(2)(b)(2) for consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship, to reconvene in the commission room, with the Board of County Commissioners,

HR Officer Sarah Hageman, and KCAMP attorney representative Forrest Rhodes, seconded by James Gabelmann. Motion carried. Time in: 10:44 a.m. Time out: 10:59 a.m.

Reconvene: The chairman reconvened the meeting to regular session at 10:59 a.m. with no action taken.

Public Hearing/
CDBG Grant Application Approved: The chairman opened the scheduled public hearing, at 11:00 a.m., for the purpose of considering an application to be submitted to the Kansas Department of Commerce and Housing for funding from the Small Cities Community Development Block Grant Program, for the purchase and installation of warning sirens in Beverly, Sylvan Grove, and Vesper, with Kelly Gourley, Baldwin Fisher, Darrell Oetting, and Sarah Hageman present. North Central Regional Planning Commission Executive Director Emily Benedick and Community Development Representative Brianne Beck provided the grant paperwork for the board's approval. James Gabelmann moved to approve Resolution 2020-27, seconded by Alexis Pflugh. Motion carried.

Resolution 2020-27: (certifying legal authority to apply for the 2021 Kansas Small cities community development block grant program) James Gabelmann moved to approve Resolution 2020-28, seconded by Randy Lohmann. Motion carried. (assuring the Kansas Department of Commerce that funds will be continually provided for the operation and maintenance of improvement to the warning siren system to be financed with community development block grant funds) James Gabelmann moved to approve the administrative agreement, dated 12 October 2020 between the North Central Regional Planning Commission and the Lincoln County Commission, seconded by Alexis Pflugh. County's matching funds in the amount \$35,762 will come from the Capital Improvement Fund. James Gabelmann moved that the county commissioners approve the City/County Attestation, second we approve the Statement of Assurances and Certifications, third we approve the Recipient Disclosure Update Report, fourth we approve the Residential Anti-displacement and Relocation Assistance Plan, then fifth we approve and sign the Determination of Level of Review, seconded by Randy Lohmann. Motion carried.

Resolution 2020-28: (certifying legal authority to apply for the 2021 Kansas Small cities community development block grant program) James Gabelmann moved to approve Resolution 2020-28, seconded by Randy Lohmann. Motion carried. (assuring the Kansas Department of Commerce that funds will be continually provided for the operation and maintenance of improvement to the warning siren system to be financed with community development block grant funds) James Gabelmann moved to approve the administrative agreement, dated 12 October 2020 between the North Central Regional Planning Commission and the Lincoln County Commission, seconded by Alexis Pflugh. County's matching funds in the amount \$35,762 will come from the Capital Improvement Fund. James Gabelmann moved that the county commissioners approve the City/County Attestation, second we approve the Statement of Assurances and Certifications, third we approve the Recipient Disclosure Update Report, fourth we approve the Residential Anti-displacement and Relocation Assistance Plan, then fifth we approve and sign the Determination of Level of Review, seconded by Randy Lohmann. Motion carried.

Highway Department: Director of Highway Department Brendan Mackay provided the board an updated map of proposed road vacations and minimum maintenance roads for the board to review. Mackay provided a copy of the application for cost share funds for the bridge on Lincoln Ave adjacent to the city park; provided a copy of the safety inspection book used by the department; and updated the board on OS 112 bridge replacement project. Mackay related that the County has received an award for OS 87 bridge replacement project. Commissioner Lohmann asked why a bridge was not closed when the road was vacated on both sides of a bridge near Steve Cheney's. Mackay related that he has notified the state that the bridge is closed so that it will be removed from the State's records. The group discussed the Becker gravel pit, using WEB funds to purchase materials, and potentially contracting out chip seal projects.

Executive Session: Alexis Pflugh moved to recess into executive session for fifteen minutes for the purpose of discussing highway department director evaluation, pursuant to K.S.A. 75-4319(2)(b)(1) to discuss personnel matters of nonelected personnel, to reconvene in the commission room with Board Of County Commissioners, Director of Highway Department Brendan Mackay, and HR Officer Sarah Hageman, seconded by James Gabelmann. Motion carried. Time in: 11:52 a.m. Time out: 12:07 p.m.

Reconvene: The chairman reconvened the meeting to regular session at 12:07 p.m. with no action taken.

Executive Session: Alexis Pflugh moved to recess into executive for five minutes to finish the employee evaluation, pursuant to K.S.A. 75-4319(2)(b)(1) to reconvene in the commission room, with the Board of County Commission, Director of Highway Department Mackay, and HR Officer Hageman, seconded by Randy Lohmann. Motion carried. Time in: 12:10 p.m. Time out: 12:15 p.m.

Reconvene: The chairman reconvened the meeting to regular session at 12:10 p.m. with no action taken.

Human Resources: Human Resource Officer Sarah Hageman related that Foulston Siefkin quoted \$1,500 to review the county's handbook.

Recess: The chairman recessed the meeting at 12:30 p.m. to travel to Sage and N 150th Rd.

Reconvene: The chairman reconvened the meeting to regular session at 1:00 p.m. at the intersection of E Teal Dr and N 150th Rd to view trees that are in road right-of-way with Brendan Mackay, Darrell Oetting, and Baldwin Fisher present.

Recess: The chairman recessed the meeting at 1:20 p.m. to travel to Wilson Lake Estates.

Reconvene: The chairman reconvened the meeting to regular session at 2:00 p.m. at 35 Ridge Rd, Wilson Lake Estates to view drainage infrastructure and meet with the landowner; Brendan Mackay, Darrell Oetting, Baldwin Fisher, Janif Mahammed, and Jason Staab present. Commissioner Pflugh contacted Kenny Branda to request an estimate to install county provided culvert.

Adjourn: The chairman adjourned the meeting at 3:17 p.m. until 10:00 a.m. Monday, October 19, 2020 in the commission meeting room of the courthouse.