

## COMMISSIONER PROCEEDINGS

January 4, 2021

- Call to Order:** The regular meeting of the Lincoln County Board of Commissioners was held in the commission meeting room of the courthouse Monday, January 4, 2021. 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, Dennis Ray, Art Howell, Sarah Hageman, Mona Gerstmann, Carlene Friesen, Eugene Friesen, Caleb Holeman, Jean Herman, and David Bell.
- Correspondence:** Correspondence: a letter from Gwen Knight resigning from the Council on Aging Board; corrected Resolutions; tax abatement; a letter from County Attorney Jennifer O'Hare containing the Attorney General's response to a Kansas Open Meetings Act violation complaint from Katie Good stating that the board did not violate the KOMA; a letter from Judy Ahlvers expressing interest in serving on the North Central-Flint Hills Area Agency on Aging Board, no other letters of interest were received; and a letter from the Department of Health and Environment encouraging the board to recognize and support our local Health Officials.
- Correspondence Action:** The board signed Resolution 2020V-01 and Resolution 2020-41, correcting clerical errors found within the resolutions. Alexis Pflugh moved to appoint Judy Ahlvers to the North Central Flint Hills Area Agency on Aging Board as a replacement for Glenn Stegman, seconded by James Gabelmann. Motion carried. James Gabelmann moved to approve this tax roll correction for \$121.54 to Emily Carney, seconded by Randy Lohmann. Motion carried. (2020-16)
- Minutes Approved:** Randy Lohmann moved to approve the December 28, 2020 minutes and the December 30, 2020 minutes, seconded by James Gabelmann. Motion carried.
- COS:** Art Howell encouraged the commission to support the COS Article 5. (Convention of States)
- Human Resources:** Human Resource Officer Sarah Hageman provided the pay scales for the Emergency Manager and Director of Highway Department for the board to review. James Gabelmann moved to approve it as written (Emergency Manager Pay Scale), seconded by Alexis Pflugh. Motion carried. James Gabelmann moved to approve the pay scale for the Highway Department. Motion died for a lack of second. Hageman provided information on the extension of the Families First Coronavirus Response Act (FFCRA) through March 31 and inquired if the board would like to continue the paid time. The board agreed to exempt themselves from the FFCRA requirements. Randy Lohmann moved to the reinstate allowance to utilize extended illness leave if under a quarantine order from the Health Department, following the guidelines of the County Employee Handbook, seconded by James Gabelmann. Motion carried. Hageman provided the results of the biometric screening for county employees.
- Highway Department:** Interim Director of Highway Department Caleb Holeman reported that he met with landowners regarding the road closure of E Colt Dr between N 50<sup>th</sup> & N 60<sup>th</sup> and they have asked that the county provide two gates on 50<sup>th</sup> and two gates on 60<sup>th</sup>. The group discussed whether it was appropriate to provide the gates as it is not normal procedure to do so. Commissioner Pflugh will contact the landowners to discuss the matter further.

Road Closure Request: David Bell requested that the board reconsider closing Battle Creek Township Road 1, which is a portion of E Teal Dr lying between sections 26 and 27 and sections 34 and 35. Landowners Eugene & Carlene Friesen and Jean Herman were present to discuss the request. After discussion, the board approved starting the procedures to close the road. Clerk Harlow will prepare the preliminary road vacation resolution for approval later this date.

Executive Session: Alexis Pflugh moved to recess into executive session for ten minutes for the purpose of discussing job position description, requirements, and duties in the highway department pursuant to K.S.A. 75-4319(2)(b)(1) to discuss personnel matters of nonelected personnel, to reconvene in the commission room, with the Board of County Commissioners, acting Highway Department Director Caleb Holeman, HR Officer Sarah Hageman, and the commission elects Darrell Oetting and Dennis Ray, seconded by Randy Lohmann. Motion carried. Time in: 12:01 p.m. Time out: 12:11 p.m.

Reconvene: The chairman reconvened the meeting to regular session at 12:11 p.m. with no action taken.

Executive Session: Alexis Pflugh moved to recess into executive session for twenty-five minutes for the purpose of reviewing department head applications for the highway department and discussing interim director duties, pursuant to K.S.A. 75-4319(2)(b)(1) to discuss personnel matters of nonelected personnel, to reconvene in the commission room, with the Board of County Commissioners, HR Officer Hageman, Acting Director of Highway Department Caleb Holeman, and commissioners elect Darrell Oetting and Dennis Ray, seconded by James Gabelmann. Motion carried. Time in: 12:14 p.m. Time out: 12:39 p.m.

Reconvene: The chairman reconvened the meeting to regular session at 12:39 p.m. with no action taken.

Human Resources: The board reviewed the pay scale for the Director of Highway Department. James Gabelmann move to approve the pay scale that we have here without the steps and anything else so that we get the handbook out, I move that we approve this with your hourly wage for the Highway Department Director on it, seconded by Randy Lohmann. Action was tabled.

Resolution 2021R-01: Randy Lohmann moved to approve Preliminary Resolution and Notice of Proposed Vacation 2021R-01, seconded by James Gabelmann. Motion carried.

Recess/Reconvene: The chairman recessed the meeting at 1:20 p.m. to meet as the Public Building Commission. The chairman reconvened the meeting to regular session at 1:26 p.m.

KOMA Consent Agreement Signed: Chairman Lohmann discussed the Attorney General's response to a Kansas Open Meeting Act (KOMA) violation complaint from Nelson Castel stating that the board did violate KOMA . As part of the violation, offending board members signed a Consent Agreement.

Human Resources: Human Resource Officer Hageman provided the pay scale for the Director of Highway Department. The chairman called for a vote of the previous motion after reviewing the pay scale. Motion carried.

Adjourn: James Gabelmann moved to adjourn at 1:30 p.m., seconded by Randy Lohmann. Motion carried. The chairman adjourned the meeting at 1:30 p.m. until 10:00 a.m. Monday, January 11, 2021 in the commission meeting room of the courthouse.