

COMMISSIONER PROCEEDINGS

August 31, 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, August 31, 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, Dennis Ray, Larry Spear, Howard Wehrman, Tami Kerth, Brendan Mackay, Jeff Bender, Mike Long, Kerry Jackson, Sarah Hageman, Leah Pittman, and via telephone, Forrest Rhodes.
- Correspondence:** Correspondence: Commissioner Gabelmann related that County Attorney O'Hare had spoken with John Grace regarding his questions; Clerk Harlow presented delinquent solid waste accounts and related that individuals and landowners will be receiving notice via certified mail to attend the public hearing to dispute assessment of the accounts to the tax roll; bills for Lincoln Park Manor; an email from David Gerstmann regarding procedural concerns regarding the County budget; an email from the Highway Department suggesting a meeting time with blade operators on Thursday, September 10 at noon.
- Special Meeting:** The chairman called a special meeting for Thursday, September 10, 2020 at noon to meet with motor grader operators for input regarding proposed minimum maintenance and vacated roads.
- Request/Approval:** Larry Spear requested permission to cut trees on county road right-of-way. The board approved the request.
- Budget Hearing:** The chairman opened the Lincoln County, Kansas, and Special District budget hearing at 10:30 a.m. to hear and answer objections to the proposed use of funds and the amount of ad valorem tax levied for the 2021 proposed budget with Darrell Oetting, Larry Spear, Howard Wehrman, and Tami Kerth present. Commissioner Pflugh questioned paying elected officials for longevity pay. Alexis Pflugh moved to exclude elected officials from longevity pay, seconded by James Gabelmann. Motion failed. Voting as follows: Pflugh – Aye; Lohmann – Nay; Gabelmann – Nay. Commissioner Gabelmann questioned why part-time elected officials are receiving health insurance. Commissioner Pflugh questioned the increase to the Sheriff's Department salary line item for longevity when the board granted the increased budget request. With no others appearing the chairman closed the budget hearing at 11:03 a.m.
- 2021 Budget Approved:** James Gabelmann moved to approve the budget we have in front of us (2021 Lincoln County Budget and Special District budget) with the attached Charter Resolutions, seconded by Randy Lohmann. Motion carried.
- Highway Department:** Director of Highway Department Brendan Mackay provided a map of proposed vacated roads. The board opened the sealed bids received to replace two 2011 John Deere Motor Graders: two John Deere 770GP's net after trade in \$455,102.46; and two CCAT 140 15J's net after trade in \$452,800. John Deere representative Mike Long issued a concern that the equipment bid by Caterpillar was not the equipment specified in the bid documents. Mackay related that the bid documents provided to both dealers was for two 2020 770 GP or two CAT 140M3, however he

had approved CAT bidding a different model. After discussion, it was approved by all parties to complete a side by side demonstration of the machines on September 14.

- Landfill/Transfer Station: Landfill/Transfer Station Operator Kerry Jackson provided the final bid for the new walking bottom trailer from Wilkens Manufacturing Inc. Jackson discussed equipment repairs and identified track loader repairs needed.
- Minutes Approved: Alexis Pflugh moved to approve the minutes for August 24, 2020, seconded by James Gabelmann. Motion carried. Alexis Pflugh moved to approve the payroll for the month, Payroll & Accounts Payable Approved: \$204,444.44, seconded by James Gabelmann. Motion carried. James Gabelmann moved to approve accounts payable for the 27 of August in the amount of \$336,337.97, seconded by Randy Lohmann. Motion carried.
- Drop Box Approved: Clerk Harlow reported that the Election Office will be receiving two drop boxes for ballots from the State of Kansas and requested approval to permanently install a box in the North parking lot as a drive thru drop off. The board approved the request.
- Bid Approved: The board reviewed the bid from World Pest Control to remove and treat the chimney for birds and install a chimney cap. Alexis Pflugh moved to approve the bid from World Pest Control in the amount of \$3,240, seconded by James Gabelmann. Motion carried.
- Recess: The chairman recessed the meeting for lunch at 12:19 p.m.
- Reconvene: The chairman reconvened the meeting to regular session at 1:00 p.m.
- Executive Session: Alexis Pflugh moved to recess into executive session for twenty-five minutes for the purpose of discussing attorney client privilege with KCAMP, 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 commission room with the Board of County Commissioners, HR Officer Sarah Hageman, and KCAMP attorney Forrest Rhodes, seconded by Randy Lohmann. Motion carried. Time in: 1:00 p.m. Time out: 1:25 p.m.
- Reconvene: The chairman reconvened the meeting to regular session at 1:25 p.m. with no action taken.
- Executive Session: Alexis Pflugh moved to recess into executive session for forty minutes for the purpose of conducting emergency manager interview, pursuant to K.S.A. 75-4319(2)(b)(3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the public body or agency, to reconvene in the commission room with the Board of County Commissioners, Leah Pittman and HR Officer Sarah Hageman, seconded by James Gabelmann. Motion carried. Time in: 1:29 p.m. Time out: 2:09 p.m.
- Reconvene: The chairman reconvened the meeting to regular session at 2:09 p.m. with no action taken.
- Executive session: Alexis Pflugh moved to recess into executive session for ten minutes for the purpose of discussing emergency manager interviews, pursuant to K.S.A. 75-4319(2)(b)(3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the public body or agency, to reconvene in the commission meeting room

with the Board of County Commissioners and HR Officer Sarah Hageman, seconded by James Gabelmann. Motion carried. Time in: 2:11 p.m. Time out: 2:21 p.m.

Reconvene: The chairman reconvened the meeting to regular session at 2:21 p.m. with no action taken.

Executive Session: Randy Lohmann moved same thing, same time frame, seconded by James Gabelmann. Motion carried. Time in: 2:22 p.m. Time out: 2:32 p.m. (executive session, details as listed above)

Reconvene: The chairman reconvened the meeting to regular session at 2:32 p.m. with no action taken.

Raises Approved: Alexis Pflugh moved to approve a twenty-five cent raise for James Reagan, completing one year of employment pursuant to his hiring agreement, effective July 26, 2020, seconded by Randy Lohmann. Motion carried. Alexis Pflugh moved to approve fifty cent increase for Sarah Timson, for completing six months employment, pursuant to her hiring agreement, seconded by Randy Lohmann. Motion carried. (effective July 26, 2020). **The board discussed discontinuing the completion of six month and year of service.**

Executive Session: Human Resource Officer Hageman requested an executive session. Randy Lohmann moved to recess into executive session for five minutes for the purpose of discussing disciplinary action, pursuant to K.S.A. 75-4319(2)(b)(1) to discuss personnel matters of nonelected personnel, to reconvene in the commission meeting room, with the commission and HR (Sarah Hageman), seconded by James Gabelmann. Motion carried. Time in: 2:43 Time out: 2:48 p.m.

Reconvene: The chairman reconvened the meeting to regular session at 2:48 p.m. with no action taken.

Payment Approved: Alexis Pflugh moved to approve payment to Blue Stem for the submitted bill for work, partial completion, seconded by James Gabelmann. Motion carried. (\$38,887.50)

Adjourn: The chairman adjourned the meeting at 2:55 p.m. until 10:00 a.m. Tuesday, September 8, 2020 in the commission meeting room.