

ELK COUNTY BOARD OF COMMISSIONERS

Approved Minutes

February 11, 2013

1:00 p.m. Call to Order

Minutes Approval

Regular Meeting of January 28<sup>th</sup>

1:30 p.m. -- Department Reports

Ambulance

Appraiser

Econ/Youth Development

Emergency Preparedness

Health

Maintenance

Recycling

Register of Deeds

Road & Bridge

Rural Fire

Sheriff

County Clerk

Old Business

C&D Landfill Expansion

Employee Handbook

New Business

1:45 p.m. – Representative for reinstating Youth Development position

2:00 p.m. – Joe Love executive session to protect the privacy of nonelected personnel.

Subject: Possible unwarranted invasion of privacy of employee

2:15 p.m. – Executive Session for Attorney/Client Privileges (Commissioners and Co. Counselor)

2:30 p.m. –

2:45 p.m. –

3:00 p.m. –

Public Forum

Presentation of Claims

Other

Adjournment

Commissioners Present:

Douglas C. Ritz, District I

Gary D. Hebb, District II

K.R. Liebau, District III

Clerk: Stephanie Ollenborger

County Counselor: Paul Dean

Others:

Beverly Signer, EMS/Health

Tina Blackburn, EMS

Richard Marcic

J.D. Smith, EMS

Kevin Wray

Micky Wunderlich

Connie Hey, Appraiser  
Byrdee Miller-Marcic, Emg Prep  
Joe Love, Maintenance  
William Bischof, Recycling  
Sharon Wagner, Road  
Jim Criger, Rural Fire  
Deanna Jones, Treasurer

Nancy Liebau  
L.W. Ross  
Priscilla Rivers  
Connie Saxton  
Julie Perkins  
Nadine Baumgartel  
Herb Harrison

Vickie Shore  
Robin Rivers  
Barbara Clubine  
Connie Avalos  
Robert Black  
Billy Harrison  
Jim Lane

#### Call to Order

The meeting was called to order by Commissioner Doug Ritz at 1:00 p.m. in the Commissioners Room of the Courthouse. Commissioners Ritz, Hebb, and Liebau were present, as well as, County Counselor Paul Dean. Stephanie Ollenborger was present to take the minutes in the absence of County Clerk Vicky Wedman.

#### Minutes Approval

Commissioner Liebau moved to approve the minutes of the regular meeting of January 28, 2013, with corrections. Commissioner Hebb seconded the motion. Motion carried (3-0).

#### Ambulance

Beverly Signer gave monthly Ambulance report. The Ambulance Department had 20 runs in January with the collections totaling \$12,470.62. There have been some payroll issues since the Ambulance Department has gone back to hourly pay and a request was made to have some clarification. Commissioner Ritz suggested the commissioners discuss it when Ken Mitchell is present.

#### Appraiser

Connie Hey stated they were working on the Final Reviews.

#### Economic/Youth Development

Jennifer Montgomery was not present. She left her monthly report.

#### Emergency Preparedness

No business to report.

#### Health

No business to report.

#### Maintenance

Joe Love stated that a new part was being ordered for the boiler which Designs Mechanical will be paying for. Commissioner Ritz asked Joe Love to please get the trash cans of leaves removed from the Courthouse property.

#### Recycling

Jim Lane stated that it might be a shorter trip to take the recycling to Fredonia than to El Dorado, as they do now, although Fredonia doesn't accept glass. Lane also reported a KWORCC conference in March. He asked permission to attend. Commissioner Ritz asked Lane to get more details about the conference to discuss at a later time.

#### Register of Deeds

The Register of Deeds office handled 75 instruments in January for a total deposit of \$1,557.75. Commissioner Liebau asked Stephanie Ollenborger about the volunteer working in the Register of Deeds Office. Stephanie said Fran Wray has been volunteering for what she thought was about 3 weeks.

Commissioner Liebau asked County Counselor Paul Dean if that would be a liability for the county. Dean stated that he would contact KWORCC to make sure there weren't any potential Workman Compensation issues.

#### Road and Bridge

Sharon Wagner gave Commissioners her monthly report with no new business. Commissioner Liebau asked where the road guys were working. Sharon thought Road 10. She said they have been working on bridges and replacing culverts. County Counselor Paul Dean stated that he hadn't heard anything on the contract that was sent to Mark Abel. Dean asked if Ernie Lackey could contact Mr. Abel about any concerns he might have.

#### Rural Fire

Jim Criger ordered new bunker gear, jumpsuits and helmets, already paid for the order, and is having trouble getting it delivered. Criger reported that the Longton crew had some of their helmets and bunker gear stolen from the trucks but he has already replaced the stolen gear. He also stated that the clutch went out of the #508 fire truck. It's been repaired and is back in use. Criger said there would be a Fire Captain's Meeting Friday, Feb. 15<sup>th</sup>, at 6:30 at the Howard Rural Fire Barn and the public is invited.

#### Sheriff

Sheriff not present.

#### County Clerk

Commissioner Hebb made a motion to sign Resolution 13-02, regarding distribution of Alcoholic Liquor Tax monies from the State of Kansas. Commissioner Ritz seconded it and the motion carried (2-1, Liebau). County Counselor Paul Dean looked over an Agreement regarding District Court Services with G. Thomas Harris, at a monthly rate of \$3,000.00. Dean stated that this has already been approved, but this is the corrected agreement. Commissioner Liebau made the motion to sign the Agreement. Commissioner Hebb seconded it and the motion carried (3-0).

#### County Counselor

County Counselor Paul Dean stated that he would need to hire a local attorney to file an answer for any military or incompetent individuals for the upcoming tax sale, as this is a matter of procedure. He said it should be 1 hours worth of work. Dean stated that there are 36 properties in the tax sale. Dean suggested that we have the Appraiser's Office take pictures of the properties to show at the sale. He is looking for an auctioneer who is a Realtor that could donate their time at the tax sale. The sale might be scheduled in the spring. He asked where to have the sale. Suggestions were the courtroom or the extension office or fire barn. Dean suggested putting it on the Elk County website. He said the Treasurer's Office needs to be involved to make sure nobody who owes delinquent taxes tries to buy property. County Counselor Dean submitted a resolution allowing uncollectible personal property taxes to become dormant. Treasurer Deanna Jones made sure it was correct. Commissioner Liebau made the motion to approve and sign Resolution 13-03 allowing uncollectible property taxes to become dormant. Commissioner Hebb seconded it and motion carried (3-0).

County Counselor Dean will make sure everything is settled with 360 Energy and that all issues are resolved.

#### Treasurer

Deanna Jones was present, but had no business to report.

#### Executive Session at 1:35 p.m.

Commissioner Hebb moved to go into Executive Session for 10 minutes with Joe Love to protect the privacy of nonelected personnel. Commissioner Liebau seconded it. Motion carried (3-0). The regular meeting resumed at 1:47 p.m. with no action taken.

#### Representative for Youth Development

Connie Saxton presented signed petitions and read a letter in hopes of reinstating the Youth Development position with Jennifer Montgomery. Commissioner Ritz said the Youth Development position had been eliminated as of March 31st and they weren't going to reinstate that position at this time. Commissioner Hebb read a letter about funds being paid to the Extension Office by the County, suggesting that the Extension Office should be responsible for the Youth Development Program, not the County. Commissioner Hebb explained that the Extension Office gets State and County monies and they set their own Mill Levies. Commissioner Hebb stated that \$49,128.58 was distributed to the Extension Office. Many people from the community voiced their opinions regarding many County issues.

Treasurer Deanna Jones wanted the County Commissioners to be aware that the state might possibly be taking away the Alcohol Fund, eliminating the Parks & Recreation Fund, because of the cuts in the State Deficit. That is the money that was funding much of the Youth Programs.

Connie Saxton requested that the Commissioners add the hours Jennifer Montgomery was losing in her Youth Development position to her Economic Development position. Commissioner Liebau agreed, but Commissioner Ritz explained that the Youth Development position was eliminated to make cuts in the budget. No action was taken.

Commissioner Ritz read a letter aloud that he would like to send to KAKE TV, thanking them for the interview that was done regarding the wind farm money being spent to decrease property taxes. Commissioner Ritz requested that the meeting move on.

#### Break (2:39 p.m.)

Commissioner Ritz made a motion to take a 5 minute break. Commissioner Gary Hebb seconded the motion and motion carried (3-0). The regular meeting resumed at 2:46 p.m.

#### Executive Session at 2:47 p.m.

Commissioner Liebau made a motion to have an Executive Session with the County Counselor regarding Attorney/Client Privileges. Commissioner Ritz seconded the motion and it carried (3-0). No action was taken.

At 2:59 p.m. the regular meeting resumed. Commissioner Liebau made the motion to pay \$830.00 to Mark McKenney Construction to fix the South wall on the Sheriff Department. Commissioner Hebb seconded it and motion carried (3-0).

Commissioner Hebb stated that the rain gutters on the Sheriff's Office need to be fixed.

#### Public Forum

At 3:03 p.m. Commissioner Ritz opened the floor for public forum. Barbara Clubine asked when the E-Waste is going to be. William Bischof, Recycling, said it would probably be in April or May. No dates have been set yet. No other business was discussed.

#### Warrants

Commissioner Liebau made a motion to approve the warrants in the amount of \$86,174.57. Commissioner Hebb seconded it and motion carried (3-0).

Beverly Signer asked the Commissioners about having a meeting about Payroll for Ambulance. Commissioner Liebau told her to put it on the agenda for the next Commissioner meeting. It has to be an open meeting.

County Counselor Paul Dean has been working on personnel policies. KWORCC has emailed some of their stuff, but KCAMP has not yet. Dean said maybe he has the wrong email for KCAMP.

Commissioner Hebb asked about carpeting for the Courthouse. Deanna Jones, Treasurer, said that Joe Love already had some estimates for replacing the carpeting. Love said it would be very expensive, but he would get more bids to present.

Commissioner Ritz stated that someone fell on the stairs last week. Joe Love put signs up about the Handicap Entrance. Commissioner Ritz suggested that we should discuss putting a drive thru to the elevator and that maybe the Road Department could do it. It will be discussed at a later time.

Adjournment

Commissioner Liebau makes a motion to adjourn the meeting. Commissioner Ritz seconded and motion carried (3-0).

ATTEST:

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Stephanie Ollenborger, Clerk's Office

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Douglas C. Ritz, Chairman

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Gary D. Hebb, District II

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K.R. Liebau, District III